

Town of Ansted

30 Rich Creek Rd P.O. Box 798

Ansted, West Virginia 25812

Stephen Pridemore, Mayor

Telephone 304-658-5901

Robert T. Wilson, Recorder

FAX 304-658-4680

*Home of Hawk's Nest State Park &
Gateway to New River Gorge National Park & Preserve*

The Town of Ansted held its regular monthly Council Meeting on Thursday January 6, 2023, at the Ansted Council Chambers located at 104 Cemetery Street, Ansted, WV. The meeting was called to order at 6:30 PM by Mayor Stephen Pridemore. Those in attendance: Mayor Stephen Pridemore, Recorder Robert T. Wilson, Council Members: John Osborne, Wayne Hogg, Holly Jeffers, Jacky Willis, and Josh Cameron (joining at 6:59 PM), Town Clerk Siobhan Wilson, citizen Richard McVey and three people via zoom.

Councilmen Wayne Hogg led the Pledge of Allegiance and Councilwoman Holly Jeffers led the prayer.

Recorder Wilson read the December 2022 Council Meeting minutes. Wayne Hogg moved that they be approved as read, seconded by Jacky Willis, motion passed unanimously.

Recorder Wilson read the Financial Reports. Wayne Hogg moved that the financial reports be accepted as read, Jacky Willis seconded, and the motion passed unanimously.

Mayor Pridemore gave an update on the construction work of the sewer project.

Recorder Robert Wilson read Sewer resolution #30 totaling \$86,745.59 of invoices for approval and payment. Jacky Willis moved approval of Sewer Resolution #30 as read, Wayne Hogg seconded, motion passed unanimously.

Mayor Pridemore advised Council that Radio and/or Pagers for Town Offices needed to be obtained, quotes will be gotten, and this project moved forward.

Mayor Pridemore requested permission to obtain bids on an updated Security System/Camera's for all departments. Wayne Hogg moved that the mayor get bids for Council's review and approval, seconded by Holly Jeffers, motion passed unanimously.

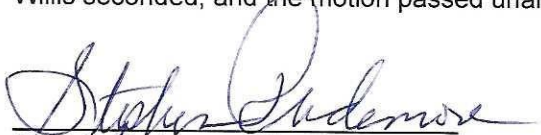
Mayor Pridemore advised Council that one of them needed to be on the Comprehensive plan planning Committee, representing Council, after discussion Robert Wilson moved that Councilwoman Holly Jeffers fill this position, seconded by Wayne Hogg, motion passed unanimously.

Mayor Pridemore gave council a list for review 2023 Short-term and Long-term goals.

At 7:20 pm Jack Wills moved that we go into executive session, seconded by Josh Cameron, motion passed unanimously.

At 8:20 pm Robert Wilson moved that we come back out of executive session, seconded by Josh Cameron, motion passed unanimously.

At 8:21 pm with no other business to conduct, Josh Cameron made a motion to adjourn, Jacky Willis seconded, and the motion passed unanimously.


Stephen Pridemore, Mayor


Robert T. Wilson, Recorder



RESOLUTION OF THE TOWN OF ANSTED APPROVING INVOICES RELATING TO THE DESIGN CONSTRUCTION OF THE SEWER IMPROVEMENTS PROJECT AND AUTHORIZING PAYMENT THEREOF


WHEREAS, the Town of Ansted ("Town") has reviewed the invoices attached hereto and incorporated herein by reference relating to the design & construction of the Sewer Improvements Project to be financed by a WV Department of Environmental Protection Clean Water State Revolving Fund Loan (CWSRF Loan), a WV Department of Environmental Protection Clean Water State Revolving Fund Forgivable Loan (CWSRF Forgivable), and a WV Infrastructure & Jobs Development Council Soft Cost Grant (IJDC) and finds as follows:

- a) That none of the items for which the payment is proposed to be made has formed the basis for any disbursement theretofore made;
- b) That each item for which the payment is proposed to be made is or was necessary in connection with the Project and constitutes a Cost of the Project;
- c) That each of such costs has been otherwise properly incurred; and
- d) That payment for each of the items proposed is now due and owing.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Ansted that Mayor Stephen Pridemore is hereby authorized to request payment of said invoices as follows:

VENDOR	Total	IJDC Soft Cost Grant	CWSRF Loan	CWSRF PF
Triton Construction, Inc.	\$86,745.59	\$0.00	\$86,745.59	\$0.00
TOTAL	\$86,745.59	\$0.00	\$86,745.59	\$0.00

ADOPTED BY THE Town of Ansted, at the meeting held on the 5th day of January 2023.

By: 
Stephen Pridemore, Mayor

Town of Ansted

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Ansted, West Virginia 25812

Stephen Pridemore, Mayor

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Robert T. Wilson, Recorder

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*Home of Hawk's Nest State Park &
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The Town of Ansted held its regular monthly Planning Meeting on Thursday, January 19, 2023, at the Ansted Council Chambers located at 104 Cemetery Street, Ansted, WV. The meeting was called to order at 6:00 PM by Mayor Stephen Pridemore. Those in attendance: Mayor Stephen Pridemore, Recorder Robert T. Wilson, Council Members: Jacky Willis, John Osborne, Wayne Hogg, and Holly Jeffers. Council Member Josh Cameron was absent.

Recorder Wilson read a resolution for the Rich Creek Road Sidewalk Grant, a copy of which is attached. Recorder Wilson moved approval of the resolution, Wayne Hogg seconded the motion, motion passed unanimously.


Recorder Wilson read Budget Revision 2023 Fund 1- Revision 2 (copy attached). Wayne Hogg moved approval of the budget revisions, seconded by Jacky Willis, motion passed unanimously.

Mayor Pridemore advised the council of a need for a Building Commission for the Town as we move forward with dilapidate structures and abandoned structures. He placed the following into consideration to serve on the Commission: Stephen Pridemore, Robert Mike Gray, and John Hoffman. Wayne Hogg moved approval of the three for the Town Building Commission, seconded by Holly Jeffers, motion passed unanimously.

Mayor Pridemore discussed with Council that the Town had received a request for 10 years of B&O payment records from a business. He recommended to Council that a fee be considered for such requests. John Osborne moved that the Town charge \$0.50 per copy, and that a fee of \$25.00 per hour be charged for the research of records past seven years, with a \$100.00 deposit be paid upfront, once that amount is reached, additional funds would be requested so that the business keeps a deposit in place with the town until the completion of the request, Wayne Hogg seconded the motion, motion passed unanimously.

Recorder Wilson read the Chicken Ordinance, after discussion by Council, Wayne Hogg moved approval of said ordinance, Jacky Willis seconded, motion passed unanimously.

At 6:50 pm with no other business to conduct, Wayne Hogg moved that we adjourn the meeting, seconded by Robert Wilson, and the motion passed unanimously.


Stephen Pridemore, Mayor


Robert T. Wilson, Recorder



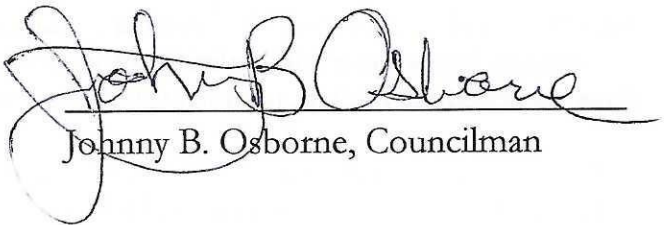
RESOLUTION

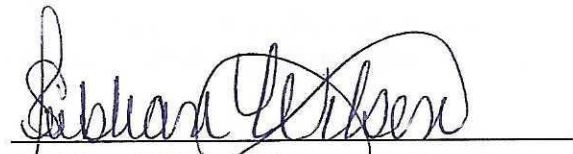
WHEREAS, the Town of Ansted has applied to the West Virginia Department of Transportation, Division of Highways, for a \$50,000 grant so as to come up with a repair plan for the Rich Creek Road Sidewalks.

WHEREAS, the West Virginia Department of Transportation has tentatively approved a \$49,937.00 grant contingent upon the Town of Ansted executing the Agreement hereto attached and made part of the Resolution, and paying a 20% match of \$9,987.40; and

WHEREAS, Ansted Town Council is of the opinion that it is in the best interest of the citizens of the community for the project to be undertaken and the Agreement to be executed.

NOW, THEREFORE, BE IT RESOLVED by the Town of Ansted this 19th day of January 2023 that its Councilman Osborne is authorized to execute the Agreement hereto attached.


Johnny B. Osborne, Councilman


Siobhan Wilson, Town Clerk

Ora Ash, Deputy State Auditor
West Virginia State Auditor's Office
200 West Main Street
Clarksburg, WV 26301
Phone: 627-2415 ext. 5114
Fax: 304-340-5090
Email: lgs@wvsao.gov

REQUEST FOR REVISION TO APPROVED BUDGET

Subject to approval of the state auditor, the governing body requests that the budget be revised prior to the expenditure or obligation of funds for which no appropriation or insufficient appropriation currently exists. (§ 11-8-26a)

CONTROL NUMBER

Fiscal Year **2023**Fund: **1**Revision Number **2**Pages: **1 of 2**

Town of Ansted
GOVERNMENT ENTITY

Person To Contact Regarding Request:

Name: **Siobhan Wilson**Phone: **304-658-5901**Fax: **304-658-4680**Email: **s.wilson@townofansted.onmicrosoft**

PO Box 798
STREET OR PO BOX

Ansted

CITY

25812

ZIP CODE

Municipality

Government Type

REVENUES: (net each acct.)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
303	Gas and Oil Severance Tax	2,500	5,000		✓ 7,500
308	Hotel Occupancy Tax	20,000	40,000		✓ 60,000
325	Licenses	2,500	1,000		✓ 3,500
340	Parks & Recreation		3,200		✓ 3,200
341	Municipal Service Fees	100	400		✓ 500
366	State Government Grants		8,586		✓ 8,586

NET INCREASE/(DECREASE) Revenues (ALL PAGES)

86,064

Explanation for Account # 378, Municipal Specific:

Explanation for Account # 369, Contributions from Other Funds:

EXPENDITURES: (net each account category)

(WV CODE 7-1-9)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
428	Acquisition of Property		8,000		✓ 8,000
755	Street Construction		75,558		✓ 75,558
757	Sidewalks		10,000		✓ 10,000
900	Parks & Recreation	20,000	10,000		✓ 30,000
901	Visitors Bureau	10,000	20,000		✓ 30,000
914	Rails to Trails		12,000	grant for trestle	✓ 12,000
920	Grants (culture and recreation)	22,000		22,000	✓
975	General Government	150,000		27,494	✓ 122,506
	#N/A				
	#N/A				

NET INCREASE/(DECREASE) Expenditures

86,064

APPROVED BY THE STATE AUDITOR

BY: *Ora Ash* *01/24/23*
Deputy State Auditor, Local Government Services Division Date

Robert Wilson
AUTHORIZED SIGNATURE
OF ENTITY

1/19/2023
APPROVAL
DATE

GF 25% reminder

entered in Sage 1/29/23 gml

RESOLUTION

At a regular session of the municipal council, held January 19, 2023, the following order was made and entered:

SUBJECT: The revision of the Levy Estimate (Budget) of the Town of Ansted. The following resolution was offered:

RESOLVED: That subject to approval of the State Auditor as ex officio chief inspector of public offices the municipal council does hereby direct the budget be revised PRIOR TO THE EXPENDITURE OR OBLIGATION OF FUNDS FOR WHICH NO APPROPRIATION OR INSUFFICIENT APPROPRIATION CURRENTLY EXISTS, as shown on budget revision number 2 (fund 1), a copy of which is entered as part of this record.

The adoption of the foregoing resolution having been moved by Wayne Hogg, and duly seconded by Jacky Willis the vote thereon was as follows:

<u>Holley Tellers</u>	<input checked="" type="radio"/> Yes or No
<u>Wayne Hogg</u>	<input checked="" type="radio"/> Yes or No
<u>John Osborne</u>	<input checked="" type="radio"/> Yes or No
<u>Jacky Willis</u>	<input checked="" type="radio"/> Yes or No
_____	<input type="radio"/> Yes or No

WHEREUPON, Mayor Stephen Pridemore, declared said resolution duly adopted, and it is therefore ADJUDGED and ORDERED that said resolution be, and the same is, hereby adopted as so stated above, and the Recorder, Robert Wilson, is authorized to fix his signature on the attached "Request for Revision to Approved Budget" to be sent to the State Auditor for approval.

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*Home of Hawk's Nest State Park &
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The Town of Ansted held its regular monthly Council Meeting on Thursday February 2, 2023, at the Ansted Council Chambers located at 104 Cemetery Street, Ansted, West Virginia. The meeting was called to order at 6:30 PM by Mayor Stephen Pridemore. Those in attendance: Mayor Stephen Pridemore, Recorder Robert T. Wilson, Council Members: John Osborne, Wayne Hogg, Holly Jeffers, Jacky Willis with Josh Cameron, Town Clerk Siobhan Wilson, Town Clerk Patricia Breeden by zoom, Chief of Police Kevin Willis, Officer Jacob Rice, Town Attorney Brian Parsons, Citizens Richard McVey, John and Brenda Holsclaw, William Deligne, and Foreign Exchange student Lantar, with Betsy Morris, of Region IV and three others attending by zoom.

Councilmen Wayne Hogg led the Pledge of Allegiance and Recorder Robert Wilson led the prayer.

Recorder Wilson read the January 2023 Council Meeting minutes. Wayne Hogg moved that they be approved as read, seconded by Jacky Willis, motion passed unanimously.

Recorder Wilson read the Financial Reports. Wayne Hogg moved that the financial reports be accepted as read, Josh Cameron seconded, and the motion passed unanimously.

Mayor Pridemore gave an update on the construction work on the sewer project and with the delay on obtaining the backup generators, they should finish up in June. He also mentioned that the Town had received a \$4,400,000 earmark from the Congressional Subcommittee of Interior and Environment, thanks to Member Capito and that he would like permission to execute a Congressional Directed Spending Non-Federal Match Request in the amount \$1,207,000 from the State of West Virginia. Robert Wilson moved to approve for the Mayor to execute said request, seconded by John Osborne, motion passed unanimously.

Recorder Robert Wilson read Sewer resolution #31 totaling \$170,139.56 of invoices for approval and payment. John Osborne moved approval of Sewer Resolution #31 as read, Wayne Hogg seconded, motion passed unanimously.

Councilman John Osborne advised Council that he was working on getting information on the Radio and/or Pagers for Town Offices.

Mayor Pridemore advised Council that he was working on getting bids on Security systems for the various town offices, had meeting scheduled next week.

Betsy Morris of Region IV advised Council that with the new year, new updated paperwork needed done for the MTCC Demo Grant request. Recorder Wilson read a resolution formalizing a fair housing program for Town of Ansted. Jacky Willis moved adoption of said resolution, Wayne Hogg seconded, motion passed unanimously. Recorder Wilson read Citizen Participation Plan Resolution, Holly Jeffers moved adoption of said Resolution, Robert Wilson seconded, and motion passed unanimously. Recorder Wilson read resolution by the Town of Ansted, West Virginia authorizing an application with the state of West Virginia for small cities Community Development Block Grant Funds.



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Wayne Hogg moved approval and authorized the adoption of said resolution, Josh Cameron seconded, motion passed unanimously.

Recorder Wilson read the second reading of the Chicken Ordinance. After discussion concerning said ordinance, Wayne Hogg moved approval and adoption of said Ordinance, seconded by Jacky Willis. Wayne Hogg, John Osborne, Robert Wilson, Jacky Willis and Josh Cameron voted for the ordinance, Holly Jeffers voted against the motion, motion passed.

Recorder Wilson read the first reading of the Paraphernalia Ordinance. Jacky Willis moved approval and adoption of said ordinance, seconded by John Osborne, motion passed unanimously.

Recorder Wilson read the first reading of Creating Planning Committee ordinance. John Orsborne moved approval and adoption of said ordinance, seconded by Wayne Hogg, motion passed unanimously.

Mayor Pridemore advised that the Registration of Vacant Properties Ordinance and Dilapidated Properties Ordinance had been combined into one Ordinance, he was tabling any action at this meeting due to the size of said ordinance, he provided council with a copy of the ordinance and asked that they read it and formulate questions and concerns about said ordinance to be discussed at a later date.

Town Clerk Siobhan Wilson provided council with an update on the activities of the Events Committee. They have plans for a Town Cleanup on Friday April 21, 2023, from 2 to 5 pm. Street Eats and Yard Sale on April 22, 2023, Softball Tournament on Saturday June 17, 2023, during the Heritage Festival. Splash Day on July 15, 2023, with a request for approval of rentals of Party Palooza Inflatables in the amount of \$2,275.00. Also, looking at a back-to-school dance in August and the Country Roads Festival in September. They would be looking at possible other activities to finish the year out. Jacky Willis moved approval of the \$2,275.00 rental from Party Palooza for the inflatables, with the expenditure coming from the Parks and Recreation account, seconded by Robert Wilson, motion passed unanimously.

At 7:14 pm with no other business to conduct, Josh Cameron made a motion to adjourn, Wayne Hogg seconded, and the motion passed unanimously.



Stephen Pridemore, Mayor



Robert T. Wilson, Recorder



RESOLUTION OF THE TOWN OF ANSTED APPROVING INVOICES RELATING TO THE DESIGN & CONSTRUCTION OF THE SEWER IMPROVEMENTS PROJECT AND AUTHORIZING PAYMENT THEREOF

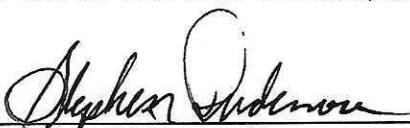
WHEREAS, the Town of Ansted ("Town") has reviewed the invoices attached hereto and incorporated herein by reference relating to the design & construction of the Sewer Improvements Project to be financed by a WV Department of Environmental Protection Clean Water State Revolving Fund Loan (CWSRF Loan), a WV Department of Environmental Protection Clean Water State Revolving Fund Forgivable Loan (CWSRF Forgivable), and a WV Infrastructure & Jobs Development Council Soft Cost Grant (IJDC) and finds as follows:

- a) That none of the items for which the payment is proposed to be made has formed the basis for any disbursement theretofore made;
- b) That each item for which the payment is proposed to be made is or was necessary in connection with the Project and constitutes a Cost of the Project;
- c) That each of such costs has been otherwise properly incurred; and
- d) That payment for each of the items proposed is now due and owing.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Ansted that Mayor Stephen Pridemore is hereby authorized to request payment of said invoices as follows:

VENDOR	Total	IJDC Soft Cost Grant	CWSRF Loan	CWSRF PF
Triton Construction, Inc.	\$168,613.21	\$0.00	\$168,613.21	\$0.00
Region 4 Planning & Development Council	\$1,526.35	\$0.00	\$1,526.35	\$0.00
TOTAL	\$170,139.56	\$0.00	\$170,139.56	\$0.00

ADOPTED BY THE Town of Ansted, at the meeting held on the 2nd day of February 2023.

By: 
Stephen Pridemore, Mayor

A RESOLUTION FORMALIZING A FAIR HOUSING PROGRAM FOR TOWN OF ANSTED


By participating in the Federal Community Development Program, the **Town of Ansted** has pledged to insure and support fair housing practices accordingly.

It is hereby resolved that the **Town of Ansted** is taking formal action to prevent discrimination in the sale, rental and financing of housing. The Town of Ansted is an equal opportunity employer and takes steps in affirmatively further fair housing in all public notices, ads and publications.

1. The **Mayor** of the **Town of Ansted** shall provide all appropriate advice and council on home loan financing to minorities and lower income families and individuals.
2. Said **Mayor** will provide further advice to lower-income and minority families and individuals with regard to federal programs that may be available for the rental or financing of housing. The **Mayor** or his/her designated staff shall be available for such counseling by appointment.
3. The **Mayor** shall advise the public that any complaints of discrimination in the sale, rental or financing of housing should be reported directly to him/her and he/she in turn will forward this information to the proper local, state and federal authorities. Furthermore, he/she shall notify the local realtors that he/she has been given this responsibility.

ON MOTION DULY MADE BY Jacky Willis AND SECONDED BY Wayne Hogg, THE TOWN OF ANSTED, FAYETTE COUNTY, DOES HEREBY APPROVE AND AUTHORIZE THE ADOPTION OF SAID RESOLUTION ON THE 2nd DAY OF FEBRUARY, 2023.


Stephen Pridemore, Mayor


Robert Wilson, Recorder



CITIZEN PARTICIPATION PLAN RESOLUTION

RESOLUTION BY THE TOWN OF ANSTED, FAYETTE COUNTY, WEST VIRGINIA, ADOPTING A CITIZEN PARTICIPATION PLAN FOR SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

BE IT RESOLVED BY THE TOWN OF ANSTED, FAYETTE COUNTY, WEST VIRGINIA, AS FOLLOWS:

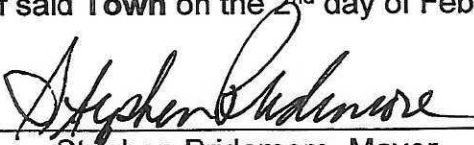
1. That **Stephen Pridemore, Mayor** of the Town of Ansted, Fayette County, West Virginia, who is the official duly and legally authorized to execute agreements, be and he/she is authorized to execute, to have acknowledged, and to have delivered on behalf of the **Town of Ansted**, a Citizen Participation Plan for Community Development Block Grant Funds, and is directed to encourage citizen participation by providing adequate opportunity to participate in planning, implementation and assessment of the CDBG program on a continuing basis.

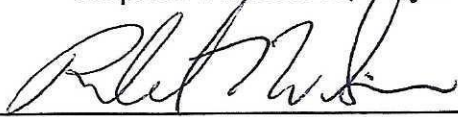
2. That the **Recorder** does properly attest the signature of said official and affix the seal of the **Town** on said agreement.

On motion duly made by Holley Jeffers and seconded by Robert T Wilson, the Town of **Ansted, Fayette County**, West Virginia does hereby approve and authorize the adoption of said Resolution.

STATE OF WEST VIRGINIA COUNTY OF FAYETTE

I, **Robert Wilson, Recorder** of said **Town**, do hereby certify that the foregoing are true copies from the records or order made and entered into by the **Town of Ansted** of said **Town** on the 2nd day of February, 2023.


Stephen Pridemore, Mayor


Robert Wilson, Recorder

RESOLUTION

RESOLUTION BY THE TOWN OF ANSTED, WEST VIRGINIA AUTHORIZING AN APPLICATION WITH THE STATE OF WEST VIRGINIA FOR SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.


BE IT RESOLVED BY THE TOWN OF ANSTED, WEST VIRGINIA AS FOLLOWS:

1. That **Stephen Pridemore, Mayor** of the **Town of Ansted** who is the official duly and legally authorized to execute agreements, be and he is authorized to execute, to have acknowledged, and to have delivered on behalf of the **Town of Ansted**, an application with the State of West Virginia for Community Development Block Grant Funds, including all understandings and assurances contained therein, as is directed and authorized to act in connection with the application and to provide such additional information as may be requested.
2. That the **Recorder** does hereby properly attest the signature of said official and affix the seal of **City** on said agreement.

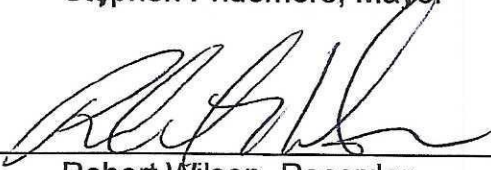
On motion made by Wayne Hogg and seconded by Tooh Cameron the **Town of Ansted**, West Virginia does hereby approve and authorize the adoption of said Resolution.

STATE OF WEST VIRGINIA
COUNTY OF FAYETTE

I, **Robert Wilson, Recorder** of said **Town** do hereby certify that the foregoing are true copies from the records or order made and entered into by the **Town of Ansted** on the 2nd day of February, 2023.



 Stephen Pridemore, Mayor



 Robert Wilson, Recorder

**AN ORDINANCE OF THE TOWN OF ANSTED
PROVIDING FOR THE KEEPING OF BACKYARD CHICKENS**

WHEREAS, the Town wishes to allow for the keeping of backyard chickens in certain residential zoning districts subject to specific standards and restrictions; and

WHEREAS, the Town has determined that revisions to the Code to allow for backyard chickens would serve to promote more diverse and healthier lifestyle choices for the Town's residents;

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ANSTED:

1. Purpose. The purpose of this subsection to is allow the keeping of chickens within residential neighborhoods while limiting the intensity and potential impact on neighboring properties.
2. Applicability. The provisions of this subsection shall apply to the keeping of chickens as an accessory use to a residential detached dwelling on properties located in the residential zoning districts.
3. Standards.

a) General conditions for the keeping of chickens in permitted zones.

- 1) Up to four (4) chickens may be kept within an occupied detached dwelling property located in the permitted zoning district. Chickens may not be kept on attached dwelling properties, or within mobile home parks.
- 2) Chickens shall be kept within a chicken coop or a chicken run connected thereto at all times.
- 3) Ducks, geese, turkeys, peafowl, adult male chickens/roosters, or any other poultry or fowl are not allowed under the provisions of this section of the Code.
- 4) Chickens shall be kept for personal use only. Selling chickens, eggs, or chicken manure, or the breeding of chickens for commercial purposes is prohibited.
- 5) Chickens shall not be slaughtered on premises.

b) Location and requirements for chicken coops and chicken runs in the permitted zone.

- 1) A chicken coop and a connected chicken run are both required for the keeping of chickens pursuant to this section.
- 2) The chicken coop shall be covered and ventilated. The chicken coop and chicken run must be completely secured from predators, including all openings, ventilation holes, doors and gates (fencing or roofing is required over the chicken run in addition to the chicken coop, in order to protect the chickens from predators).
- 3) Any chicken coop and chicken run must be located in the rear yard of a property unless the property is a corner lot. For corner lots, a chicken coop must be located in the side yard of a property.
- 4) The chicken coop and chicken run shall comply with the district's accessory structure setbacks.
- 5) The chicken coop and chicken run must be screened from public view, using an opaque fence or a landscape screen.

6) All stored feed must be kept in a rodent and predator-proof container.

7) The chicken coop shall provide a minimum of four (4) square feet per chicken so that the chicken coop is of sufficient size to permit free movement of the chickens. The chicken coop shall comply with the accessory structure height requirements and must be accessible for cleaning and maintenance.

c) Health, sanitation and nuisance as applied to the keeping of chickens in the permitted zoning districts.

1) No person shall release or set any chicken free from any chicken coop or chicken run.

2) Chicken coops and chicken runs shall be maintained in a clean and sanitary condition at all times. All manure not used for composting or fertilizer shall be promptly removed. Chickens shall not be permitted to create a nuisance consisting of odor, noise or pests, or contribute to any other nuisance condition.

d) Enforcement. A. In a public health emergency declared by the Fayette County Health Department, including but not limited to an outbreak of Avian Flu or West Nile virus, the County or City may require immediate corrective action in accordance with applicable public health regulations and procedures.

B. No person convicted as a repeat violator of this section may be permitted to, or continue to, keep chickens on their premises.

Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part declared to be invalid.

This ordinance was read on the 19th day of January, 2023 and a second time on the 2nd day of February, 2023, after which the Council for the Town of Ansted approved the Ordinance by voice vote, and the same becomes effective as of the 1st day of March, 2023.

(Town Seal)


MAYOR


RECORDER

Town of Ansted

30 Rich Creek Rd P.O. Box 798

Ansted, West Virginia 25812

Stephen Pridemore, Mayor

Telephone 304-658-5901

Robert T. Wilson, Recorder

FAX 304-658-4680

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Gateway to New River Gorge National Park & Preserve

The Town of Ansted held its regular monthly Council Meeting on Thursday, March 2, 2023, at the Ansted Council Chambers located at 104 Cemetery Street. The meeting was called to order at 6:30 PM by Mayor Stephen Pridemore. Those in attendance: Mayor Stephen Pridemore, Recorder Robert T. Wilson, Council Members: John Osborne, Wayne Hogg, Holly Jeffers, Jacky Willis and Josh Cameron, citizen Richard McVey. Zoom was not operational.

Councilmen Wayne Hogg led the Pledge of Allegiance and Recorder Robert Wilson led the prayer.

Recorder Wilson read the February 2023 Council Meeting minutes. Wayne Hogg moved that they be approved as read, seconded by John Osborne, motion passed unanimously.

Recorder Wilson read the Financial Reports. Wayne Hogg moved that the financial reports be accepted as read, Josh Cameron seconded, and the motion passed unanimously.

Mayor Pridemore gave an update on the construction work on the sewer project. With the weather work has been progressing quite well, Pump #1 will be getting electric pole set soon and begin operation, Pump #2 is in and running, pumps three through eight are being worked on, hopefully work will be done by April 17th, with the exception of backup generators which are currently on back order and should be delivered sometime in May. The Town was awarded the \$1,207,000 as requested from the State of WV in Congressional Directed Spending Non-Federal match.

Recorder Robert Wilson read Sewer resolution #32 totaling \$223,886.90 of invoices for approval and payment. Wayne Hogg moved approval of Sewer Resolution #32 as read, Jacky Willis seconded, motion passed unanimously.

Mayor Pridemore advised Council that the MTA (Mountain Transit Authority) has requested the Town to put \$1,000.00 in the 2023-2024 FY budget for continued service. Jacky Willis moved that the Town put \$1,000.00 in the 2023-2024 FY budget for the MTA, Wayne Hogg seconded the motion, motion passed unanimously.

Recorder Wilson read the second reading of the Paraphernalia Ordinance, John Osborne moved approval and adoption of said ordinance, Wayne Hogg seconded the motion, motion passed unanimously.

Recorder Wilson read the second reading of the Creating Planning Committee Ordinance, John Osborne moved approval and adoption of said ordinance, Wayne Hogg seconded the motion, motion passed unanimously.



Town of Ansted

30 Rich Creek Rd P.O. Box 798

Ansted, West Virginia 25812

Stephen Pridemore, Mayor

Telephone 304-658-5901

Robert T. Wilson, Recorder

FAX 304-658-4680

*Home of Hawk's Nest State Park &
Gateway to New River Gorge National Park & Preserve*


Mayor Pridemore indicated to council that he had gotten one quote on a security system for the various town buildings, but had not been able to get additional companies to respond. After discussion by council Jacky Willis moved that if none of the other companies bided by the end of the month that we purchase the systems as quoted by ADT in the amount of \$8,856.18 installed, with an additional \$372.01 per month monitoring fee, seconded by Josh Cameron, motion passed unanimously.


Councilman John Osborne provided information to Council on three different types of radios for town employee's use, after discussion, John Osborne moved that we purchase 8 Cobra waterproof radios and chargers for the town employees to use in the amount of \$480.00, seconded by Jacky Willis, motion passed unanimously.

Mayor Pridemore gave information to council concerning pay of part time police officers by other towns and cities in the county, Jacky Willis moved that we increase our Part Time Police Officers to \$20.00 per hour effective March 1, 2023, motion was seconded by Wayne Hogg, motion passed unanimously.

Mayor Pridemore gave council an update on the activities of the Events Committee and that he had been contacted by both prior summertime employees requesting to work again this year.

At 7:39 pm with no other business to conduct, Josh Cameron made a motion to adjourn, Wayne Hogg seconded, and the motion passed unanimously.


Stephen Pridemore, Mayor


Robert T. Wilson, Recorder



RESOLUTION OF THE TOWN OF ANSTED APPROVING INVOICES RELATING TO THE DESIGN & CONSTRUCTION OF THE SEWER IMPROVEMENTS PROJECT AND AUTHORIZING PAYMENT THEREOF


WHEREAS, the Town of Ansted ("Town") has reviewed the invoices attached hereto and incorporated herein by reference relating to the design & construction of the Sewer Improvements Project to be financed by a WV Department of Environmental Protection Clean Water State Revolving Fund Loan (CWSRF Loan), a WV Department of Environmental Protection Clean Water State Revolving Fund Forgivable Loan (CWSRF Forgivable), and a WV Infrastructure & Jobs Development Council Soft Cost Grant (IJDC) and finds as follows:

- a) That none of the items for which the payment is proposed to be made has formed the basis for any disbursement theretofore made;
- b) That each item for which the payment is proposed to be made is or was necessary in connection with the Project and constitutes a Cost of the Project;
- c) That each of such costs has been otherwise properly incurred; and
- d) That payment for each of the items proposed is now due and owing.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Ansted that Mayor Stephen Pridemore is hereby authorized to request payment of said invoices as follows:

VENDOR	Total	IJDC Soft Cost Grant	CWSRF Loan	CWSRF PF
Triton Construction, Inc.	\$210,001.56	\$0.00	\$210,001.56	\$0.00
Region 4 Planning & Development Council	\$13,885.34	\$0.00	\$13,885.34	\$0.00
TOTAL	\$223,886.90	\$0.00	\$223,886.90	\$0.00

ADOPTED BY THE Town of Ansted, at the meeting held on the 2nd day of March 2023.

By: 
Stephen Pridemore, Mayor

AN ORDINANCE TO PROHIBIT POSSESSION OF DRUG PARAPHERNALIA

WHEREAS, the Town of Ansted is committed to providing a safe environment for the health and enjoyment of the citizens of Ansted and the surrounding area; and

WHEREAS, it is the purpose and intent of this Ordinance to provide for the protection of the health, safety, and general welfare of the citizens of the Town of Ansted ("Town") through the adoption of *West Virginia Code §60A-4-403*. Prohibition of illegal drug paraphernalia businesses; definitions; places deemed common and public nuisances; penalties.

(a) Any person who conducts, finances, manages, supervises, directs or owns all or part of an illegal drug paraphernalia business is guilty of a misdemeanor, and, upon conviction thereof, shall be fined not more than \$500.00, or confined in jail not more than thirty days, or both.

(b) A person violates subsection (a) of this section when:

(1) The person conducts, finances, manages, supervises, directs, or owns all or part of a business which for profit, in the regular course of business or as a continuing course of conduct, manufactures, sells, stores, possesses, gives away or furnishes objects designed to be primarily useful as drug devices.

(2) The person knows or has reason to know that the design of such objects renders them primarily useful as drug devices.

(c) As used in this section, "drug device" means an object usable for smoking marijuana, for smoking controlled substances defined as tetrahydrocannabinols, or for ingesting or inhaling cocaine, and includes, but is not limited to:

(i) Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with or without screens, permanent screens, hashish heads, or punctured metal bowls;

(ii) Water pipes;

(iii) Carburetion tubes and devices;

(iv) Smoking and carburetion masks;

(v) Roach clips; meaning objects used to hold burning material, such as a marijuana cigarette, that has become too small or too short to be held in the hand;

- (vi) Chamber pipes;
- (vii) Carburetor pipes;
- (viii) Electric pipes;
- (ix) Air-driven pipes;
- (x) Chillums;
- (xi) Bongs;
- (xii) Ice pipes or chillers; and
- (xiii) Miniature cocaine spoons, and cocaine vials.

In any prosecution under this section, the question whether an object is a drug device shall be a question of fact.

(d) It shall be unlawful for any person to possess any items, effect, paraphernalia, accessory or thing which is designed or marketed for use with controlled substances as defined by West Virginia Code, Chapter 60A. This ordinance shall not prohibit the sale or use of any items traditionally used with tobacco products such as pipes and/or rolling papers. The penalty for such possession shall be a fine not to exceed \$500.00.

This ordinance was read on the 2nd day of February, 2023 and a second time on the 2nd day of March, 2023, after which the Council for the Town of Ansted approved the Ordinance by voice vote, and the same becomes effective as of the 2nd day of March, 2023.

(Town Seal)



RECORDER


MAYOR

Prepared by Brian D. Parsons,
Attorney for the Town of Ansted
22 Deerfield Lane
Fayetteville, West Virginia 25840

Town of Ansted

Creating Planning Commission Ordinance

Art. I Purpose and Creation of the Planning Commission.

Art. II Composition and Organization; Qualifications, Appointment and Terms of Members; Filling Vacancies.

Art. III Powers and Duties of the Planning Commission

Art. IV Compensation and Expenses of Members

Art. V Expenditures; Gifts of Commission

Art. VI Planning Commission Meetings; Quorum; Open Meeting Requirements

[Art. I] Purpose and Creation of the Planning Commission.

To promote the orderly development of its governmental units and its environs; to promote the health, safety, convenience, and welfare of the citizens of Ansted, and to plan for the future development of the community, a municipal planning commission is now created and established under the provisions of Chapter 8A of the West Virginia Code.

[Art. II] Composition and Organization; Qualifications, Appointment and Terms of Members; Filling Vacancies.

(1) *Composition* - Planning Commission members shall be appointed by the Mayor and confirmed by the Town Council. The Planning Commission shall consist of (7) members. One member must be a member of the Town Council or its designee, and one member must be a member of the administrative office of the Mayor or the Mayor's designee. The terms of membership for these two members are the same as their terms of office.

Of the (5) remaining members of the Planning Commission, the positions must be filled to fairly represent different areas of interest, knowledge, and expertise, including, but not limited to business, industry, labor, government, and other relevant disciplines. All appointees to the Planning Commission shall be residents of the Town, and at least three-fifths of those appointed shall have been residents of Ansted for a period of at least three years prior to confirmation.

(2) *Terms of Service* - The terms of the (5) remaining appointees shall be for one year, two years, and three years, divided as equally as possible between those terms. Thereafter all members shall serve for a term of three years.

(3) *Removal* - The Town Council may establish procedures for the removal of members of the Planning Commission for inactivity, neglect of duty, or malfeasance. The procedures must

contain provisions requiring that the person to be removed be provided with a written statement of the reasons for removal and an opportunity to be heard on the matter.

(4) *Filling Vacancies* – Should a vacancy arise on the Planning Commission for any reason during the duration of a term, the vacancy shall be filled for the unexpired term in the same manner as provided in [Art. II] this ordinance.

(5) *Officers* – At the first meeting each year the members of the Commission shall elect from among its members a president and a vice president.

- a. The President shall preside over all meetings of the Planning Commission and over all public hearings and public meetings called by the Planning Commission. The President shall transmit reports, plans, recommendations, and other documents from the Planning Commission to all appropriate authorities or bodies. The President shall act as spokesperson for the Planning Commission.
- b. In the President's absence, the Vice-President shall have the power and authority to act as President of the Planning Commission. The Vice-President shall perform additional duties and functions as may be required by the Planning Commission.
- c. In the absence of both the President and Vice-President, and as long as there is a quorum, the members present shall elect a President *pro tempore*, who shall only act as President for the duration of that meeting.

[Art. III] Powers and Duties of the Planning Commission.

The Planning Commission has the following powers and duties, in accordance with W. Va. Code §8A-2-11, and any amendments thereto:

- (1) Exercise general supervision for the administration of the affairs of the Commission;
- (2) Prescribe rules and regulations pertaining to administration, investigations and hearings: Provided, That the rules and regulations are adopted by the governing body;
- (3) Supervise the fiscal affairs and responsibilities of the Commission;
- (4) With consent from the governing body, hire employees necessary to carry out the duties and responsibilities of the Planning Commission: Provided, that the governing body sets the salaries;
- (5) Keep an accurate and complete record of all Planning Commission proceedings;
- (6) Record and file all bonds and contracts;
- (7) Take responsibility for the custody and preservation of all papers and documents of the Planning Commission;
- (8) Make recommendations to the appropriate governing body concerning Planning;
- (9) Make an annual report to the appropriate governing body concerning the operation of the Planning Commission and the status of planning within its jurisdiction;
- (10) Prepare, publish and distribute reports, ordinances and other material relating to the activities authorized under this article;
- (11) Adopt a seal, and certify all official acts;
- (12) Invoke any legal, equitable or special remedy for the enforcement of the provisions of this article or any ordinance, rule and regulation or any action taken thereunder;
- (13) Prepare and submit an annual budget to the appropriate governing body;
- (14) If necessary, establish advisory committees;

- (15) Delegate limited powers to a committee composed of one or more members of the Commission; and
- (16) Contract for special or temporary services and professional counsel with the approval of the governing body. Upon request, a town prosecuting attorney, the town surveyor, the town engineer, or any other town employee may render assistance and service to a Planning Commission without compensation.

[Art. IV] Compensation and Expenses of Members.

Members of the Planning Commission shall serve without compensation but shall be reimbursed for actual expenses reasonably incurred in the performance of their official duties.

[Art. V] Expenditures; Gifts of Commission.

- (1) The Town of Ansted shall authorize expenditures reasonably necessary to acquire:
 - a. Suitable offices for the holding of meetings and the preservation of plans, maps, documents and accounts; and
 - b. Appropriate money to defray the reasonable expenses of the Planning Commission.
- (2) The Commission shall have authority to accept gifts, funds and donations which will be deposited with the Town Council in a special non-reverting Planning Commission fund to be available for expenditures by the Planning Commission for the purpose designated by the donor.

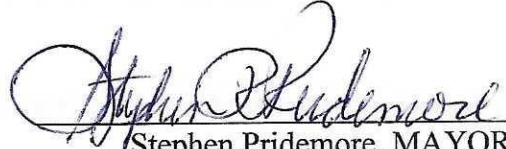
[Art. VI] Planning Commission Meetings; Quorum; Open Meeting Requirements.

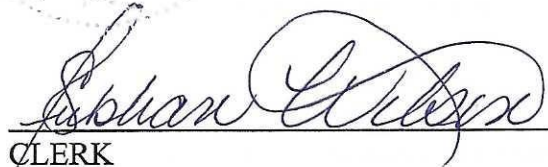
- (1) *Regular Meetings* - Pursuant to §8A-2-7 of the West Virginia Code, the Planning Commission shall meet at least quarterly and may meet more frequently at the request of the President or by two or more members. The Planning Commission shall make its own rules of procedure and determine the time of meeting.
- (2) *Special Meetings* - Notice for a special meeting must be in writing, include the date, time, place, and purpose of the special meeting. Notice for a special meeting must be posted and sent to all members at least two business days before the special meeting.
- (3) *Quorum* - Pursuant to §8A-2-8 of the West Virginia Code, the Planning Commission must have a quorum to conduct a meeting. A simple majority of Planning Commission members present (minimum of 4) constitute a quorum. No action of the Planning Commission is official unless authorized by a majority of the members present at a regular or properly called special meeting.
- (4) *Open Meetings and Public Record*- All Planning Commission meetings shall be open to the public unless discussing matters that are permitted under §6-9A-4 of the West Virginia Code as an exception to the State's open meeting regulations. The Planning Commission shall follow all rules and regulations pertaining to notice, setting the agenda, and taking minutes for each meeting.

This ordinance was read on the 2nd day of February, 2023 and a second time on the 2nd day of March, 2023, after which the Council for the Town of Ansted approved the Ordinance by voice vote, and the same becomes effective as of the 2nd day of March, 2023.



(Town Seal)


Stephen Pridemore, MAYOR


CLERK

Town of Ansted

30 Rich Creek Rd P.O. Box 798

Ansted, West Virginia 25812

Stephen Pridemore, Mayor

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The Town of Ansted held a special Budget Meeting on Thursday, March 16, 2023, at the Ansted Council Chambers located at 104 Cemetery Street. The meeting was called to order at 6:00 PM, by Mayor Stephen Pridemore. Those in attendance: Mayor Stephen Pridemore, Recorder Robert T. Wilson, Council Members: John Osborne, Wayne Hogg, Jacky Willis, with Josh Cameron and Holly Jeffers absent, guest Michael Myers, zoom was not operational.

Mayor Pridemore stated that a quorum was present. He asked if all of the council members present had received the emailed copy of the proposed budget and had reviewed it, all responded in the affirmative, he asked all the council members present if they had any questions and or suggestions, and after some discussion Councilmen Wayne Hogg moved acceptance and approval of the 2023-2024 FY Budget be approved as presented, Jacky Willis seconded the motion, Motion passed unanimously.

At 6:13 pm with no other business to conduct, Jacky Willis made a motion to adjourn, Wayne Hogg seconded, and the motion passed unanimously.


Stephen Pridemore, Mayor


Robert T. Wilson, Recorder

