

# **ICE VEHICLE & TRAILER TOWN HALL**

## **AGENDA**

**February 25, 2025**

**11:00 AM**

- 1. INTRODUCTION – Staff & Meeting Ground Rules**
- 2. BACKGROUND – How we got here.**
- 3. ORDINANCES**
  - A. ICE Vehicle Transition Ordinance**
  - B. Commercial Use Vehicles Ordinance**
  - C. Trailers Ordinances**
- 4. QUESTIONS & ANSWERS**
- 5. INPUT FROM THE AUDIENCE\* – Please limit your comments to a reasonable time to allow others to speak.**
- 6. SUMMARY & NEXT STEPS**

## **Ground Rules**

1. We will stick to the agenda.
2. All questions will be left to the Q&A.
3. Everyone is encouraged to participate.
4. When you speak, state your name, your company, and your trade(s).
5. No one or two individuals should dominate the discussion.
6. If you have already voiced your ideas, let others have an opportunity.
7. When you speak, be brief and to the point so there is time for others to speak.
8. No interruptions. One person speaks at a time.
9. Refrain from side conversations, take it to the hallway.

## **Background**

- The larger “dump” trailers have become more prevalent on the island since post Hurricane Florence cleanup efforts. Prior, these larger trailers were not allowed/permitted to be on island.
- These are currently being used mainly for new construction sites or rehabilitation projects in lieu of dump boxes. These trailers do not qualify for annual permits. They are currently issued daily permits and are required to stay on-site.
- There are safety concerns about the size and frequency of these type of trailers on island including the size of trucks used to pull these larger trailers.

# ICE Vehicle Transition Ordinance

## Sec. 28-9. Transition of compliance with Chapter 28 for internal combustion engine (I.C.E.) vehicles.

(1) I.C.E. vehicles registered under a valid annual permit at time of adoption of this section may remain and are grandfathered until July 1, 2025. Where feasible and commercially reasonable, existing I.C.E. vehicles should be replaced with electric vehicles when they cycle out of service or become unserviceable.

(2) The Director, for good cause shown, may grant an exception as needed.

(3) Special use permit requirements will become effective July 1, 2020.

(4) The cost-of-living adjustments will be based on the Consumer Price Index for All Urban Consumers, "CPI-U."

2019-2020 Revised Transportation Ordinance, traffic and vehicles approved increase I.C.E. daily fees by cost-of-living adjustment, 2000-2019 (47.25%)

2020-2021 Increase I.C.E. annual fees by one-half (1/2) cost of living adjustment, 2000-2020

Increase I.C.E. daily fees by cost-of-living-adjustment, 2019-2020

Add I.C.E. special use permits

Require plan for converting to non-I.C.E. vehicles

First-time applicants required to use non-I.C.E. vehicles, as applicable

2021-2022 Increase I.C.E. annual fees by the remaining one-half (1/2) cost of living adjustment, 2000-2021

2000-2021 Increase I.C.E. daily fees by cost-of-living adjustment, 2020-2021

Show progress on plans to convert to non-I.C.E. vehicles, as applicable

2022-2023 Evaluate I.C.E. annual and daily fees increase

Report progress on plans for conversion to non-I.C.E. vehicles, as appropriate

2024-2025 Transition for I.C.E. vehicles complete, as appropriate

(Ord. of 2019, 10-15-2019)

- We want contractors to be aware of this ordinance and transition plan but also acknowledge that this transition date will be postponed.
- Contractors can share your opinions on this plan with staff here at this Town Hall or provide input after the meeting by email & suggestion box at Contractor Services.

# Commerical Use Vehicles Ordinance

## DIVISION 3. COMMERCIAL-USE VEHICLES

Vehicles powered by internal combustion engines (I.C.E.) and primarily designed for the transport of passengers are prohibited on the village streets except for Official Island Transportation System vehicles.

### iec. 28-70. Purpose.

(1) The purpose and intent of this division is to subject every commercial-use vehicle on village streets to the regulations, permit requirements, and permit fees set forth in this division.

(2) This division also is intended to grant special preference to those electric commercial-use vehicles with maximum overall dimensions of 160 inches in length and 60 inches in width, alone or in combination with trailers.

Ord. of 2019, 10-15-2019)

### iec. 28-71. Mandatory permits for commercial-use vehicles.

(a) *Permit frequency.* The owner of every commercial-use vehicle operated on village streets must be permitted annually with the village.

(b) *Permit fees and insurance.* The permits issued pursuant to this section shall be issued by the village upon payment of permit fee as determined by the Village Council from time to time by resolution and proof of current insurance in amounts of less than those statutorily required for liability insurance under G.S. 20-279.1 et seq.

(c) *Prohibited.*

(1) No commercial-use vehicle shall be allowed to remain overnight within the village for a total of five nights or more, during any consecutive 12-month period if the overall dimensions exceed:

<u>Maximum Allowable Dimensions</u>	<u>Length</u>		<u>Width</u>	<u>Height</u>
(a) Pick-up trucks:	215 inches	AND	80 inches	
(b) Cargo vans:	200 inches	AND	82 inches	
(c) Box trucks:	28 feet	AND	12 feet	

- Currently, many permitted annual ICE permits for trucks do not meet the maximum allowable standards.
- Under the length AND width standards for pick-up trucks, only mid-size trucks would typically be permitted.
- The spirit of the ordinance seems to indicate they wanted smaller vehicles to navigate the wynds on the island with their preference for the dimensional standards.

**Sec. 28-74. Permit requirements for internal combustion engine (I.C.E.) vehicles.**

(a) *Filing of application.* The owner of any I.C.E. vehicle must apply to the village for a permit to operate the vehicle on village streets. Applications outlining the process to prove the eligibility and/or need for an I.C.E. vehicle permit may be obtained from the village. All required information, documentation, and fees may change from time to time by resolution of Council or determination by the Director or Village Manager.

(b) *Proof of need for I.C.E. permit consideration.* The village shall review all I.C.E. vehicle permit applications, requested information, and documentation. The village may issue the requested permit for an I.C.E. vehicle if it is determined that the applicant has proven:

(1) The proposed use of the vehicle meets the need for which the permit is sought; and

(2) The proposed use of the vehicle may only be met reasonably by use of a vehicle powered by an internal combustion engine; and

(3) The application complies in all other respects with the aforesaid provisions.

(c) *Permit requirements.* Should a permit be granted, the permit holder is required to maintain proof of:

(1) A signed agreement to obey all village rules and traffic regulations;

(2) A current vehicle registration;

(3) A current vehicle inspection pursuant to G.S. 20-183.2;

(4) Insurance in amounts not less than those statutorily required for liability insurance under G.S. 20-279.1 et seq.; and

(5) Any other information as may be required and determined by the village from time to time.

(d) *Permit fees.* The permits issued pursuant to this section shall be issued by the village upon payment of a permit fee as determined by the Village Council from time to time.

(e) *Revocation of permit.* For failure to comply with any of the provisions set forth in this division, the village in its sole discretion may refuse to permit the vehicle or may choose to revoke any permit previously issued.

(Ord. of 2019, 10-15-2019)

- Currently, waiting on Council's decision to enforce the regulations on commercial use vehicles on dimensional standards.
  - Enforce as is...
  - Amend ordinance...
- Should Council enforce existing regulations, newly requested annual ICE permit applications for pick-up trucks that do not meet standards will be denied. Those that already have current annual for trucks that do not meet standards will be given one year to comply (Jun 30, 2026).

# Trailer Ordinance

## DIVISION 4. TRAILERS

### **Sec. 28-90. Purpose.**

The purpose and intent of this division is to subject every commercial-use trailer on village streets to the regulations, permit requirements, and permit fees set forth in this division.

(Ord. of 2019, 10-15-2019)

### **Sec. 28-91. Classes of trailers.**

(a) *Personal-use trailers.* Registration and permitting are not required.

(1) Trailers for boats 16 feet or less in length.

(2) Multi-purpose trailers such as those used for gardening or transporting beach and fishing paraphernalia.

(b) *Commercial-use trailers.* Registration and permitting are required.

(1) A trailer that is parked for a considerable period of time while construction of improvements is ongoing on the property where parked.

(2) A trailer that is used to transport goods, materials, and/or equipment from job site to job site during workdays.

(3) No commercial-use trailer shall be permitted or approved for use on village streets if the overall width exceeds seven feet at its widest point from outside wheel edge to outside wheel edge and the overall length exceeds 20 feet not including the tongue.

(Ord. of 2019, 10-15-2019)

### **Sec. 28-92. Permit requirements.**

(a) *Personal-use trailers.* Personal-use trailers are not subject to registration and permitting.

(b) *Commercial-use trailers.* Persons seeking a permit for a commercial-use trailer shall provide the following information:

(1) Name of owner;

(2) Addresses and contact information;

(3) Trailer identification to include make, model, serial number or VIN, and color, if available;

(4) A signed agreement to obey all village rules and traffic regulations;

(5) Other information as deemed necessary from time to time.

(Ord. of 2019, 10-15-2019)

- Annual permits for trailers require applications, but for some reason we haven't required that for daily permits. However, that is one process that will be changing soon.
- Questions raised in past meetings with contractors regarding the length AND width of the trailers was discussed. Per

discussion with legal counsel, BOTH length and width requirements must be met to be permitted.

**Sec. 28-96. Parking of commercial trailers.**

(a) *Prohibited.*

(1) All persons towing commercial-use trailers on village streets must make advance arrangements for the lawful parking of the trailer outside workday hours.

(2) All commercial-use trailers must be parked in contractor services or in a village-designated commercial parking site.

(3) At no time may a commercial-use trailer be parked on a village street or public right-of-way including medians.

(b) *Exceptions.* Commercial-use trailers used to facilitate construction may be parked overnight on the property upon which the construction is ongoing.

(Ord. of 2019, 10-15-2019)

- Specific definition for construction trailers to be defined, as well as dump and utility trailers.

**Sec. 32-10. Business uses of manufactured offices and trailers.**

No manufactured office or trailer shall be used in any manner for business, commercial, or residential purposes, except in conformity with the provisions of applicable law, this article and any Permitted and Special Use Table. A construction trailer may be used during the period of construction of improvements of property upon which the construction trailer is located. A manufactured office or trailer may be used on a temporary basis during an emergency in a commercial zoning district for a specific time period granted by the zoning official and only if the use operated within the structure is a permitted use in that zoning district. All commercial trailers must be parked overnight in commercial zones and screened from view from public right-of-ways. Pursuant to section 32-12, a properly permitted food service trailer may be used on a temporary basis in conjunction with a special event.

(Ord. No. 29, § 7.6, 8-17-1991; Ord. No. 2002-006, § 1, 4-20-2002; Ord. No. ZO-03-04, 6-18-2004; Ord. No. 2015-0402, 4-17-2015; Ord. No. 2021-0607, § 1, 6-28-2021)

## Q & A

- Open to discuss and request feedback from contractors regarding both **ICE vehicles** and **trailers**.

## Summary & Next Steps

- There will be additional meetings to include feedback from residents, businesses, and other stakeholders.
- Feedback gained from this meeting and afterwards will be collected and shared with Council.
- If anyone wants to meet to discuss further with staff, please contact us.
  - Stephen Boyett, Development Services Director,  
[sboyett@villagebhi.org](mailto:sboyett@villagebhi.org)
  - Josh Gibson, Public Safety Chief,  
[jgibson@villagebhi.org](mailto:jgibson@villagebhi.org)
  - Jae Kim, Assistant Village Manager,  
[jkim@villagebhi.org](mailto:jkim@villagebhi.org)
  - Carin Faulkner, Public Information Officer,  
[cfaulkner@villagebhi.org](mailto:cfaulkner@villagebhi.org)