

## Elizabeth Teague

---

**From:** Rob Hites  
**Sent:** Tuesday, November 19, 2019 12:03 PM  
**To:** Elizabeth Teague  
**Subject:** FW: Triangle Auto issues

**From:** Rob Hites  
**Sent:** Wednesday, September 25, 2019 4:43 PM  
**To:** 'Gary Caldwell' <gcaldwell@waynesvillenc.gov>  
**Cc:** Elizabeth Teague <eteague@waynesvillenc.gov>  
**Subject:** Triangle Auto issues

I have spent a fair portion of the day trying to get a handle on the Triangle Automotive issue. We have found that "as you pointed out" the company appeared to applied for a "shed" not an enclosed building. In the zoning we are located there may be "no side yard setbacks" for the principal building" and a 5 ft. setback for accessory structures. It is unclear as to whether they claimed the shed was a part of the principal building or an accessory structure. We are still working on that. Most Town do not permit businesses to immediately abut residential areas with no setbacks so this is another area where we need to make sure that businesses cannot build to the property line when they abut residential areas. We are going to send them yet another notice concerning the garage/shed. Bill Cannon is in the process of filing a legal action against them over the lot where they are storing vehicles (They have ignored our notices of zoning violation). I'll keep you up to date on how this goes.

**Rob Hites** | Town Manager

Town of Waynesville, NC  
16 S. Main Street | PO Box 100 | Waynesville, NC 28786  
(o) 828.452-2491 | (f) 828.456.2000

[rhites@waynesvillenc.gov](mailto:rhites@waynesvillenc.gov) | [www.waynesvillenc.gov](http://www.waynesvillenc.gov)



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**Chelle Baker**

**From:** Chelle Baker  
**Sent:** Monday, November 18, 2019 9:44 AM  
**To:** dustin smith  
**Subject:** RE: public record request

1404 Brown - 8605-81-6408  
1459 Brown 8605-81-6159  
135 Belle Meade - no record

134 Belle Meade Dr - 8605-81-6159

→ also PIN# 8605-81-6407

Mr. Smith,

I am compiling the information you requested from our department and will contact you via email when it is ready.

Thank you,

Chelle Baker | Administrative Assistant  
Planning and Development Services  
Town of Waynesville, NC  
9 S. Main Street | PO Box 100 | Waynesville, NC 28786  
(o) 828.356.1172 | (f) 828.452.1492  
cbaker@waynesvillenc.gov | www.waynesvillenc.gov

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-----Original Message-----

From: dustin smith <triauto1404@yahoo.com>  
Sent: Friday, November 15, 2019 7:38 PM  
To: Chelle Baker <cbaker@waynesvillenc.gov>; Chelle Baker <cbaker@waynesvillenc.gov>  
Subject: public record request

Dear Mrs. Baker

My name is Travis Dustin Smith, and I am the owner of Triangle Automotive Repair Inc. I Also own various other properties thought out the town of Waynesville. The reason for this E-mail is to make a public records request for any and all complaints, reports, communications, Inspections, E-mails, Code enforcement reports, etc. regarding my properties that are located at the following;

1. 1404 Brown Ave, Waynesville NC, Triangle Automotive Repair Inc. and its parking area in the rear
  2. 1459 Brown Ave, Waynesville NC
  3. 135 Bell Meade Ave, Waynesville NC Both properties at 1459 Brown and 135 Bell Meade are located on the same PIN If you would be able to E-mail me these documents it would be greatly appreciated. it would be ever so helpful if I was to be able to get copies of all them as well.
- My E-mail is triauto1404@yahoo.com  
My phone numbers are  
Cell 828-550-7731  
Business 828-246-9226  
Fax 828-246-9226

Thank you for time,  
and I really appreciate your help on this matter  
Travis Dustin Smith



## **Celle Baker**

---

**From:** Celle Baker  
**Sent:** Monday, November 18, 2019 8:54 AM  
**To:** Elizabeth Teague; Byron Hickox; Thomas Maguire; Jesse Fowler; Jody Nichols; David Kelley  
**Subject:** FW: public record request

Good Morning,

We have received the below public records request. If you would forward me within an appropriate amount of time, I know you have busy workload schedules right now, the documentation you have on these properties. I then will combine them all, document, scan and send them out to Mr. Smith. Let me know if you need any help with anything and I will assist you in any way I can.

Thank you,

Celle Baker | Administrative Assistant  
Planning and Development Services  
Town of Waynesville, NC  
9 S. Main Street | PO Box 100 | Waynesville, NC 28786  
(o) 828.356.1172 | (f) 828.452.1492  
cbaker@waynesvillenc.gov | www.waynesvillenc.gov

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To: Celle Baker <cbaker@waynesvillenc.gov>; Celle Baker <cbaker@waynesvillenc.gov>  
Subject: public record request

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  3. 135 Bell Meade Ave, Waynesville NC Both properties at 1459 Brown and 135 Bell Meade are located on the same PIN
- If you would be able to E-mail me these documents it would be greatly appreciated. it would be ever so helpful if I was to be able to get copies of all them as well.

My E-mail is triauto1404@yahoo.com

My phone numbers are

Cell 828-550-7731

Business 828-246-9226



Fax 828-246-9226

Thank you for time,  
and I really appreciate your help on this matter  
Travis Dustin Smith

## **Celle Baker**

---

**From:** dustin smith <triauto1404@yahoo.com>  
**Sent:** Friday, November 15, 2019 7:11 PM  
**To:** Celle Baker  
**Subject:** public record request



## **Chelle Baker**

---

**From:** dustin smith <triauto1404@yahoo.com>  
**Sent:** Friday, November 15, 2019 7:38 PM  
**To:** Chelle Baker; Chelle Baker  
**Subject:** public record request

Dear Mrs. Baker

My name is Travis Dustin Smith, and I am the owner of Triangle Automotive Repair Inc. I Also own various other properties thought out the town of Waynesville. The reason for this E-mail is to make a public records request for any and all complaints, reports, communications, Inspections, E-mails, Code enforcement reports, etc. regarding my properties that are located at the following;

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My E-mail is triauto1404@yahoo.com

My phone numbers are

Cell 828-550-7731

Business 828-246-9226

Fax 828-246-9226

Thank you for time,  
and I really appreciate your help on this matter  
Travis Dustin Smith





## Elizabeth Teague

---

**From:** Elizabeth Teague  
**Sent:** Monday, November 11, 2019 4:55 PM  
**To:** Jon Feichter  
**Subject:** Re: Triangle Automotive

Hi John, Can you stop by at 1:30 or so? ET

Get [Outlook for Android](#)

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**From:** Jon Feichter <jfeichter@waynesvillenc.gov>  
**Sent:** Monday, November 11, 2019 11:38:38 AM  
**To:** Elizabeth Teague <eteague@waynesvillenc.gov>  
**Subject:** Triangle Automotive

Morning, Elizabeth.

Not sure if this should go to you or to Tom or Byron.

I know you've been round and round with Dustin from Triangle Automotive. His mother-in-law works with my wife and he called me about a couple of things. First being the "garage" in back of his office and second, the lot across the street where he's been parking his vehicles.

Would you have a moment to sit down with me to explain things from your perspective? I have heard his side of the story, but I suspect y'all have a different take on things. I'll be in town tomorrow and just have a meeting to work around from 11:00-12:30.

Jon

Jon Feichter, Alderman  
Town of Waynesville, North Carolina  
[16 S. Main Street](#)  
Waynesville, NC 28786  
Phone: [\(828\) 246-3001](tel:8282463001)  
Email: [jfeichter@waynesvillenc.gov](mailto:jfeichter@waynesvillenc.gov)

For more information visit [www.waynesvillenc.gov](http://www.waynesvillenc.gov)

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## Elizabeth Teague

---

**From:** Byron Hickox  
**Sent:** Tuesday, November 5, 2019 9:48 AM  
**To:** Bill Cannon - External  
**Cc:** Elizabeth Teague; Rob Hites  
**Subject:** RE: Suit for Injunctive Relief Against Travis Smith

Bill,

I have a meeting at 10:00 and can come to your office around 11:00 if that is convenient for your notary. Just let me know.

Thanks,

Byron

**Byron Hickox | Land Use Administrator**  
Town of Waynesville, NC  
9 South Main Street, Suite 110 | Waynesville, NC 28786  
(O) 828.452.0401 | (F) 828.452.1492  
[bhickox@waynesvillenc.gov](mailto:bhickox@waynesvillenc.gov) | [www.waynesvillenc.gov](http://www.waynesvillenc.gov)

Pursuant to North Carolina General Statutes Chapter 132 (Public Records), all electronic correspondence to and from this address may be considered public record, and as such, subject to request and review by third parties at any time.

**From:** Bill Cannon <bcannon@cannonlawpc.net>  
**Sent:** Tuesday, November 5, 2019 9:00 AM  
**To:** Byron Hickox <bhickox@waynesvillenc.gov>  
**Cc:** Elizabeth Teague <eteague@waynesvillenc.gov>; Rob Hites <rhites@waynesvillenc.gov>  
**Subject:** Suit for Injunctive Relief Against Travis Smith



Byron,

I have attached final version of suit for injunctive relief against Travis Smith and a GIS map showing the property described in Exhibit A. If the Complaint is correct I need to get your verification signed and notarized. I can have a notary from my office come by this morning and witness your signing the verification and then notarize your signature and bring the original back to my office so we can file the complaint. We should not use a Town employee to notarize your signature.

Please let me know if the Complaint is correct and when I can send someone over.

Bill

CANNON LAW, P.C.

William E. Cannon, Jr.

[www.cannonlawpc.net](http://www.cannonlawpc.net)

**Telephone**

(828) 456-4800

**Fax**

(828) 456-8700

**Send all mail to:**

Post Office Box 207  
Waynesville, NC 28786

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## Elizabeth Teague

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**From:** Rob Hites  
**Sent:** Monday, November 4, 2019 10:07 AM  
**To:** Elizabeth Teague  
**Subject:** RE: Patti Caskey

Yes: The Town's action is a public record.

---

**From:** Elizabeth Teague <eteague@waynesvillenc.gov>  
**Sent:** Monday, November 4, 2019 9:04 AM  
**To:** Bill Cannon - External <bcannon@cannonlawpc.net>; Rob Hites <rhites@waynesvillenc.gov>  
**Cc:** Jody Nichols <jnichols@waynesvillenc.gov>; Byron Hickox <bhickox@waynesvillenc.gov>  
**Subject:** Patti Caskey

FYI - We received a message Friday from Patti Caskey who owns the property at 1449 Brown Avenue (next door to Travis Smith property where he took down the house and is parking vehicles associated with his business). She is upset that he is "being allowed to do whatever he wants." She said she just might tear down her house and put up a storage building since the Town's not going to do anything.

Can we send her a copy of the Town's injunction request so she is in the loop? She left a message but we have not been able to reach her back (her voicemail is full).

ET

**Elizabeth Teague, AICP, CTP, CFM** | Development Services Director

Town of Waynesville, NC

9 S. Main Street | PO Box 100 | Waynesville, NC 28786

(o) 828.456.2004 | (f) 828.452.1492

[eteague@waynesvillenc.gov](mailto:eteague@waynesvillenc.gov) | [www.waynesvillenc.gov](http://www.waynesvillenc.gov)







## Elizabeth Teague

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**From:** Kirk Kirkpatrick <kirk@JWKLaw.NET>  
**Sent:** Saturday, October 19, 2019 8:52 AM  
**To:** Elizabeth Teague  
**Cc:** Thomas Maguire; Kim Parilla  
**Subject:** RE: 1404 Brown Avenue

Elizabeth,

Thanks for your email. I will review with Dustin and get back to you. If the carport has to be open on 2 sides then clearly he is not in compliance. I appreciate your response. Tom may be hearing directly from him.

Kirk

**JAMES W. KIRKPATRICK, III**  
**JAMES WEAVER KIRKPATRICK, III, PA**  
**ATTORNEY AT LAW**  
37 Branner Avenue  
Waynesville, NC 28786  
T: 828-452-0801  
F: 828-452-1861  
[kirk@jwklaw.net](mailto:kirk@jwklaw.net)

\*\*\*PLEASE BE ADVISED – We have seen recent reports of attempted fraud involving the hacking of email accounts and the misdirection of funds. Please contact our office **IMMEDIATELY** if you receive any deviation from, or any revisions to, our wiring instructions. **WE DO NOT CHANGE OUR WIRING INSTRUCTIONS.** We are not liable for any misdirection of funds that do not reach our Trust Account.\*\*\*

---

**From:** Elizabeth Teague [mailto:eteague@waynesvillenc.gov]  
**Sent:** Friday, October 18, 2019 12:01 PM  
**To:** Kirk Kirkpatrick  
**Cc:** Thomas Maguire  
**Subject:** 1404 Brown Avenue

Hi Kirk,

In regards to your letter of October 11, 2019, Senior Code Official Tom Maguire tried to call you today and we are sending you this email to explain the Building Inspections position.

Your client applied for a building permit for a carport, which is specifically defined under codes and is distinct from a garage (see attached). Travis Smith, who pulled the permit, never provided construction details, called for inspections or let us know that he was enclosing the structure to create what the code considers a garage. He is currently using the structure now without a certificate of occupancy.

The problem is that there is a difference in loading between a carport and a garage. A carport has to be open on at least 2 sides. If not, it is considered a garage and has to meet Building Code requirements for an enclosed structure as well as meeting the setbacks under zoning. We need him to contact this office to clarify what he has to do to legalize it and acquire a Certificate of Occupancy. Otherwise the structure should be removed.

If he could call us at (828) 456-8647, or call Tom's cell at (828) 476-7108, Tom can meet him on site to explain what needs to be done. Thanks-

ET

**Elizabeth Teague, AICP, CTP, CFM** | Development Services Director

Town of Waynesville, NC

9 S. Main Street | PO Box 100 | Waynesville, NC 28786

(o) 828.456.2004 | (f) 828.452.1492

[eteague@waynesvillenc.gov](mailto:eteague@waynesvillenc.gov) | [www.waynesvillenc.gov](http://www.waynesvillenc.gov)



## Elizabeth Teague

---

**From:** Jody Nichols  
**Sent:** Wednesday, October 2, 2019 1:49 PM  
**To:** Elizabeth Teague  
**Cc:** Byron Hickox  
**Subject:** Re: Triangle Auto documentation

I do not have anything on this location. The only contact I've had is doing a building inspection on the storage unit on the lot

Sent from my iPhone

On Oct 2, 2019, at 9:24 AM, Elizabeth Teague <[eteague@waynesvillenc.gov](mailto:eteague@waynesvillenc.gov)> wrote:

Please email me any and all NOV's or written communications you have had with Triangle Automotive. Tom and I are meeting with Bill Cannon today and I want to make sure we have all of our past communications, NOV's in hand.

Thanks-  
ET

<image002.jpg> **Elizabeth Teague, AICP, CTP, CFM** | Development Services Director

Town of Waynesville, NC

9 S. Main Street | PO Box 100 | Waynesville, NC 28786

(o) 828.456.2004 | (f) 828.452.1492

[eteague@waynesvillenc.gov](mailto:eteague@waynesvillenc.gov) | [www.waynesvillenc.gov](http://www.waynesvillenc.gov)

<image003.png> <image004.png> <image005.png>



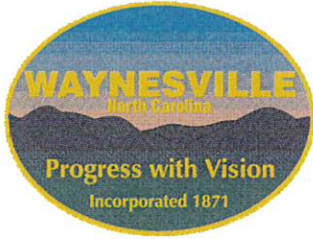


## Elizabeth Teague

---

**From:** Thomas Maguire  
**Sent:** Wednesday, October 2, 2019 9:33 AM  
**To:** Elizabeth Teague  
**Subject:** 1404 Brown St.  
**Attachments:** 1404 Brown Ave. permit revocation 09.27.19.docx

FYI . This is the latest version.



# TOWN OF WAYNESVILLE

Development Services Department

PO Box 100

9 South Main Street

Waynesville, NC 28786

Phone (828) 456-8647 • Fax (828) 452-1492

[www.waynesvillenc.gov](http://www.waynesvillenc.gov)

Re: 1404 Brown Ave.  
To: Travis Smith  
C/O: 1404 Brown St.

PIN# 8605-81-6407

Doc# 10022019

Dear Mr. Smith,

This letter will serve to inform you that, pursuant to Section 204.5.3.1, parts 1 and 3, which state in part, the code enforcement official shall revoke, in writing, a permit issued under this code or the technical codes for:

1. Any substantial departure from the approved application.
2. Any false statement or misrepresentation as to the material fact in the application on which the permit or approval was based.

Permit 18-436 was issued for the construction of a carport at the above referenced address.

The carport has been enclosed and is now a garage, and therefore is a substantial departure from the approved application. The permit is hereby revoked and the structure built under that permit is illegal and not approved for use.

In order to avoid legal action, contact this office or remove the structure within 30 days of the receipt of this letter.

You can contact me at (828) 476-7108 or Elizabeth Teague at (828) 456-2004, M-F 8:00 am – 4:30 pm

Tom Maguire

Codes Administrator

10/02/2019

## Elizabeth Teague

---

**From:** Rob Hites  
**Sent:** Wednesday, September 25, 2019 4:43 PM  
**To:** Gary Caldwell  
**Cc:** Elizabeth Teague  
**Subject:** Triangle Auto issues

I have spent a fair portion of the day trying to get a handle on the Triangle Automotive issue. We have found that “as you pointed out” the company appeared to applied for a “shed” not an enclosed building. In the zoning we are located there may be “no side yard setbacks” for the principal building” and a 5 ft. setback for accessory structures. It is unclear as to whether they claimed the shed was a part of the principal building or an accessory structure. We are still working on that. Most Town do not permit businesses to immediately abut residential areas with no setbacks so this is another area where we need to make sure that businesses cannot build to the property line when they abut residential areas. We are going to send them yet another notice concerning the garage/shed. Bill Cannon is in the process of filing a legal action against them over the lot where they are storing vehicles (They have ignored our notices of zoning violation). I’ll keep you up to date on how this goes.

**Rob Hites** | Town Manager

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## Elizabeth Teague

---

**From:** Byron Hickox  
**Sent:** Monday, September 16, 2019 4:16 PM  
**To:** Elizabeth Teague  
**Subject:** 1459 Brown Avenue Letter  
**Attachments:** Vehicle Storage Impervious.doc

Thoughts?

### **Byron Hickox | Land Use Administrator**

**Town of Waynesville, NC**

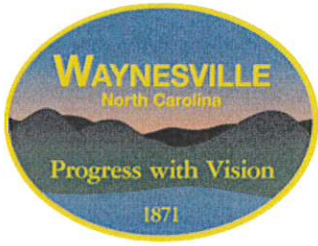
**9 South Main Street, Suite 110 | Waynesville, NC 28786**

**(O) 828.452.0401 | (F) 828.452.1492**

**[bhickox@waynesvillenc.gov](mailto:bhickox@waynesvillenc.gov) | [www.waynesvillenc.gov](http://www.waynesvillenc.gov)**

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Development Services Department

P.O. Box 100

9 South Main Street

Waynesville, NC 28786

Phone (828) 456-8647 • Fax (828) 452-1492

[www.waynesvillenc.gov](http://www.waynesvillenc.gov)

September 17, 2019

Travis Smith  
85 Mississippi Avenue  
Waynesville, NC 28786

RE: Addition of Impervious Parking Surfaces on Residential Property

Dear Mr. Smith,

I am writing this letter to inform you of a possible zoning violation that has come to the attention of the Town of Waynesville Development Services Department. A considerable area on the property at 1459 Brown Avenue has been covered with gravel. This area is used to park various vehicles. Gravel, when used as a parking surface, is considered an impervious surface.

This property is located within the Hazelwood Urban Residential District. This district requires that each lot maintain at least 10% of its area as pervious surface. With the combination of the single-family dwelling, two accessory structures, the gravel driveway off of Belle Meade Drive, and the large graveled parking area on Brown Avenue, it appears that the lot in question is possibly not compliant with this requirement.

Please submit a site plan, drawn to scale, to our office showing the exact measurements of the areas mentioned above, along with a total calculation of pervious and impervious areas on the property.

Thank you in advance for your cooperation regarding this matter. If you have any additional questions or comments, please do not hesitate to contact Byron Hickox at 828-452-0401 or by email at [bhickox@waynesvillenc.gov](mailto:bhickox@waynesvillenc.gov).

Sincerely,

Byron Hickox  
Land Development Administrator



## Elizabeth Teague

---

**From:** Byron Hickox  
**Sent:** Tuesday, September 10, 2019 11:39 AM  
**To:** 'triauto1404@yahoo.com'  
**Cc:** Elizabeth Teague  
**Subject:** Triangle Auto and Surrounding Properties  
**Attachments:** Development Office\_20190910\_103433.pdf

Lauren,

Attached is a zoning map that shows your property at 1404 Brown Avenue as well as the surrounding area. The property that you inquired about during our discussion this morning is owned by Eleanor Coffey. Ms. Coffey's mailing address is 165 Valley View Terrace, Waynesville, NC 28786. This property is located within the Hazelwood Urban Residential District, the same zoning district as your property at 1459 Brown Avenue. Therefore, it would also have to be rezoned in order to use it for purposes associated with Triangle Automotive.

If you have any questions, please don't hesitate to contact me.

Byron

Byron Hickox | Land Use Administrator  
Town of Waynesville, NC  
9 South Main Street, Suite 110 | Waynesville, NC 28786  
(O) 828.452.0401 | (F) 828.452.1492  
bhickox@waynesvillenc.gov | www.waynesvillenc.gov

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-----Original Message-----

From: copier <copier@waynesvillenc.gov>  
Sent: Tuesday, September 10, 2019 11:28 AM  
To: Byron Hickox <bhickox@waynesvillenc.gov>  
Subject: Scanned image from Town of Waynesville Planning & Development

Reply to: Development Office <Copier@waynesvillenc.gov> Device Name: Town of Waynesville Planning & Development  
Device Model: MX-3070N  
Location: 9 S. Main St. FA907

File Format: PDF (Medium)  
Resolution: 200dpi x 200dpi

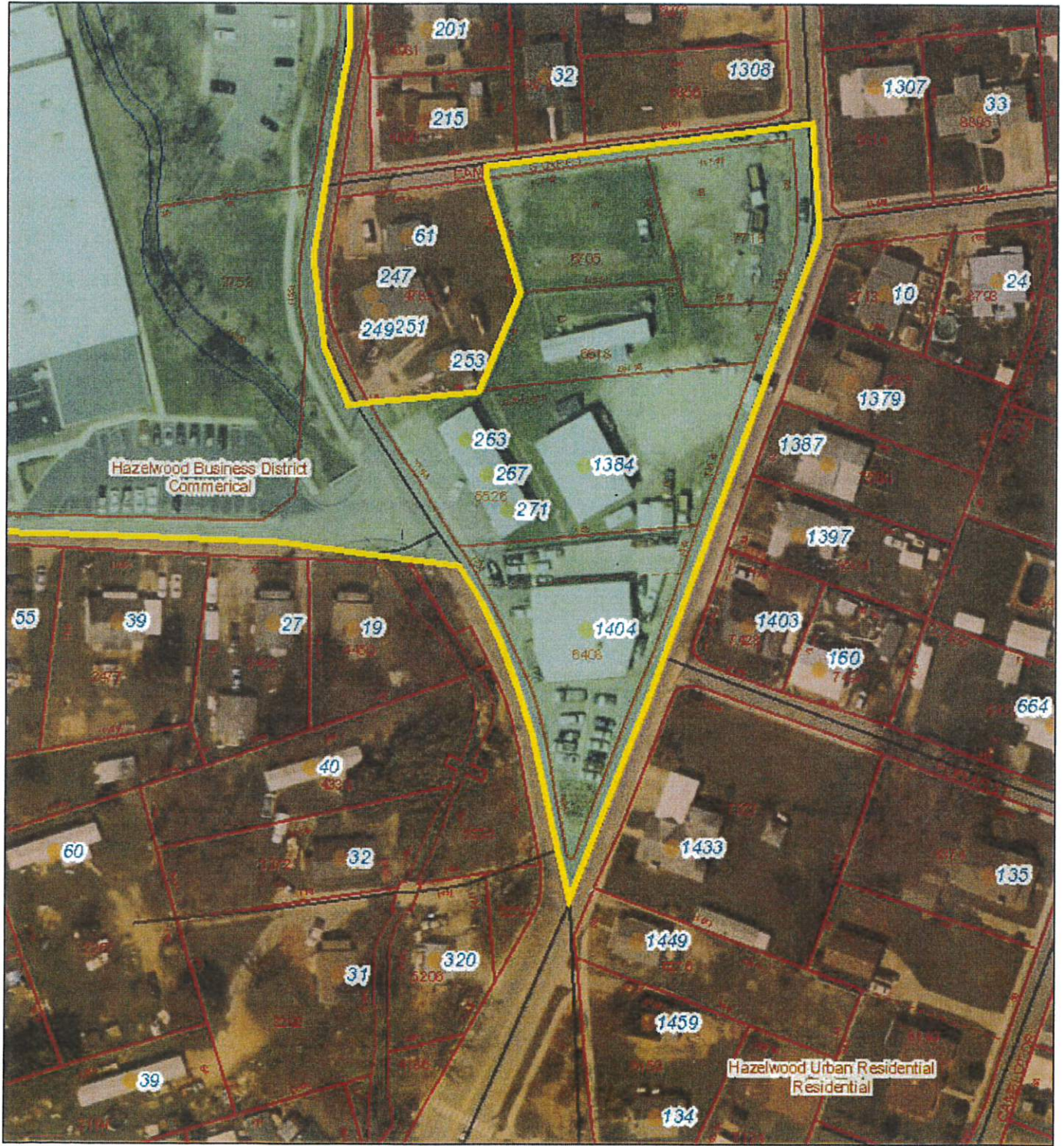
Attached file is scanned image in PDF format.

Use Acrobat(R)Reader(R) or Adobe(R)Reader(R) of Adobe Systems Incorporated to view the document.

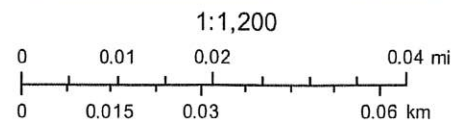
Adobe(R)Reader(R) can be downloaded from the following URL:

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September 10, 2019







# Building Permit

Town of Waynesville  
9 South Main Street, Suite 110  
Waynesville, NC 28786

Permit #:  
10-431

Parcel ID # 8605-81-6407	Township Waynesville	Lot # 	Date of Issue 11/8/2010		
Last Name Smith	First Name Travis	Middle Name 	Health Permit #: 	Date of C/O: 	
Street or PO Box # 1404 Brown Avenue	City Waynesville	State NC	Zip Code 28751-	Water Shed Area <input type="checkbox"/>	Flood Area <input type="checkbox"/>
Phone # (828) 246-0139	Address of Building Site: Same				

Type of Improvement: Alteration	Occupancy: 	Description of Building: 	Proposed Use: Non-commercial <input type="checkbox"/>	Building Contractor and License #: Ricky Teague 44409
Finished Square Feet 0	Unfinished Square Feet 0	Cost of Construction: \$30,000.00	Commercial <input type="checkbox"/>	Electrical Contractor and License #: Kevin Bryant156760
Number of Stories: 0	No. of Bedrooms: 0	On Basement <input type="checkbox"/>	Resale <input type="checkbox"/>	Plumbing Contractor and License #: Alvin Wilson Farmer 09028
Building Permit Cost \$670.00		Attached Garage <input type="checkbox"/>	Site Elevation: 0	Mechanical Contractor and License #: M B Haynes heating and cooling 19767
Electrical Permit Cost \$0.00		Modular Constuction <input type="checkbox"/>	Design Wind Speed: 	Gas Line Contractor and License # 
Plumbing Permit Cost \$0.00		On-site Construction <input type="checkbox"/>	Directions to Job: Main St to N Main St right on Hazelwood Ave right on Brown	
Mechanical Permit Cost: \$0.00			Electrical Utility <input type="checkbox"/>	Haywood EMC <input type="checkbox"/>
Insulation Permit Cost \$0.00			Progress Energy <input type="checkbox"/>	
Attached Garage Cost: \$0.00				
Homeowner's Recovery Fund Fee: \$0.00				
Total Permit Cost \$670.00				

### Record of Inspections

	Approved by:	Date:	Not Approved by:	Date:	Approved by:	Date:	Not Approved by:	Date:
Temporary Electric					Plumbing Rough In			
#Name?					Mechanical Rough In			
Footing					Insulation Rough In			
Plumbing Pre-slab					Insulation Final			
Concrete Slab					Mechanical Final			
Foundation Wall					Plumbing Final			
Framing Rough In					Electrical Final			
Electric Rough In					Building Final			

# Building Permit

Town of Waynesville  
 9 South Main Street, Suite 110  
 Waynesville, NC 28786

COMPLETE 6-12-19

Parcel ID # 8605-81-6159	Township Waynesville	Lot # 	Date of Issue 4/18/2019	<b>Permit #: 19-188</b>
Last Name: Smith			Date of C/O: <input type="text"/>	
First Name: Travis			Health Permit #: <input type="text"/>	
Middle Name: <input type="text"/>			Water Shed Area <input type="checkbox"/> Flood Area <input type="checkbox"/> Trout Stream <input type="checkbox"/>	
Street or PO Box # 1459 Brown Ave		City Waynesville	State NC	Zip Code 28786-
Phone # (828) 550-7731	Address of Building Site: same as above			

463  
 PH 78692002

Type of Improvement: New Building	Occupancy: Residential	Description of Building: Storage	Proposed Use: Non-commercial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/>	Building Contractor and License #: Owner
Finished Square Feet 0	Unfinished Square Feet 0	Cost of Construction: \$6,900.00	Resale <input type="checkbox"/> Site Elevation: 0	Electrical Contractor and License #: Polson Electric LLC 31292 LL
Number of Stories <input type="text"/>	No. of Bedrooms: 0	On Basement <input type="checkbox"/>	Attached Garage <input type="checkbox"/> Modular Construction <input type="checkbox"/> On-site Constructio <input type="checkbox"/>	Plumbing Contractor and License #: <input type="text"/>
Building Permit Cost	\$194.00		Design Wind Speed: <input type="text"/>	Mechanical Contractor and License #: <input type="text"/>
Electrical Permit Cost	\$0.00		Directions to Job: 12x40 storage building	Gas Line Contractor and License #: <input type="text"/>
Plumbing Permit Cost	\$0.00		Electrical Utility <input type="checkbox"/> Haywood EMC <input type="checkbox"/> Progress Energy <input type="checkbox"/>	
Mechanical Permit Cost	\$0.00			
Insulation Permit Cost	\$0.00			
Attached Garage Cost:	\$0.00			
Homeowner's Recovery Fund Fee:	\$0.00			
<b>Total Permit Cost</b>	<b>\$194.00</b>			

### Record of Inspections

	Approved by:	Date:	Not Approved by:	Date:	Approved by:	Date:	Not Approved by:	Date:
Temporary Electric					Plumbing Rough In			
#Name?					Mechanical Rough In			
Footing					Insulation Rough In			
Plumbing Pre-slab					Insulation Final			
Concrete Slab					Mechanical Final			
Foundation Wall					Plumbing Final			
Framing Rough In					Electrical Final			
Electric Rough In					Building Final			6-12-19

Waynesville Code Enforcement Department  
 9 South Main Street · Waynesville, NC 28786  
 Phone: 828-456-8647 Fax: 828-452-1492

PIN Number: 8605-81-6159  
 Permit Number: 19-188  
 Use: S  
 Application Date: 4-18-19  
 Wind Zone: 1  
 Permit Fee: \$ 194.00 .00

### Residential Building Permit Application

PLEASE PRINT CLEARLY OR TYPE	PROPERTY ADDRESS		
	NUMBER AND STREET	CITY	TOWNSHIP
	<u>1459 Brown Ave</u>	<u>Waynesville NC</u>	<u>WAYNESVILLE</u>
	NAME	MAILING ADDRESS—NUMBER, STREET, CITY, STATE, AND ZIP CODE	PHONE NUMBER
APPLICANT	LAST <u>Smith</u>	<u>85 Mississippi Ave</u>	<u>828 5307731</u>
	FIRST <u>Travis</u>	<u>Waynesville NC 28786</u>	
PROPERTY OWNER	LAST <u>same</u>		
	FIRST		
GENERAL CONTRACTOR	COMPANY <u>OWNER</u>		
	LICENSE NUMBER		
ELECTRICAL CONTRACTOR	COMPANY <u>Bison Electric LLC</u>	<u>31 Wishing Oaks Dr</u>	<u>828-215-3618</u>
	LICENSE NUMBER <u>31292LL</u>	<u>Candler 28715</u>	
PLUMBING CONTRACTOR	COMPANY		
	LICENSE NUMBER		
MECHANICAL CONTRACTOR	COMPANY		
	LICENSE NUMBER		

**PROVIDE INFORMATION REQUESTED. INCOMPLETE APPLICATIONS CANNOT BE PROCESSED.**

**TYPE OF IMPROVEMENT**

New Building  
 Addition  
 Alteration

If addition or alteration, please describe nature of work:  
12 x 40

**TYPE OF USE**

Single Family Dwelling  
 Two Family Dwelling/ Duplex  
 Garage  
 Carport  
 Storage Building  
 Swimming Pool  
 Describe Other \_\_\_\_\_

**TYPE OF CONSTRUCTION**

Site Built  
 Modular  
 Mod. Validating Stamp #: \_\_\_\_\_

Wood Frame  
 Steel Frame  
 Log Size of Logs \_\_\_\_\_  
 Describe Other: \_\_\_\_\_

**BUILDING AREAS**

Total Area: 480 sq. ft.  
 Area Under Construction: \_\_\_\_\_ sq. ft.  
 Heated Area: \_\_\_\_\_ sq. ft.  
 Unheated Area: \_\_\_\_\_ sq. ft.  
 Stories Above Grade: \_\_\_\_\_  
 Stories Below Grade: \_\_\_\_\_  
 Number of Bedrooms: \_\_\_\_\_  
 Attached Garage or Carport: Yes  No

Resale  Rental

**UTILITIES**

Sanitary Sewer Permit Number: \_\_\_\_\_  
 Sanitary Sewer District: \_\_\_\_\_  
 Electrical Service Provider:  Way  Progress

**COST OF PROJECT**

\$ 6900 .00

I hereby certify that I have the authority to make the foregoing application, that the application is correct, and that the construction shall conform to the regulations in the North Carolina Building Code and all other codes and regulations or private building restrictions, if any, which may be imposed on the above property by deed.

Signature (of owner or Authorized Agent) Travis Duster Smith Address 85 Mississippi Ave Waynesville NC 28786

## LIEN AGENT INFORMATION

Effective April 1, 2013

In accordance with North Carolina General Assembly Session Law 2012-158, Inspection Departments are not allowed to issue any permit where the project cost is \$30,000 or more unless the application is for improvements to an existing dwelling that the applicant uses as a residence OR the property owner has designated a lien agent and provided the inspections office with the information below:

Name of Lien Agent \_\_\_\_\_

Mailing address of Agent: \_\_\_\_\_  
\_\_\_\_\_

Physical address of Agent: \_\_\_\_\_  
\_\_\_\_\_

Telephone \_\_\_\_\_

Fax \_\_\_\_\_

Email \_\_\_\_\_

The information will be attached to the permit record and a copy provided to the applicant. The applicant is required to post a copy on the construction site.

Excerpt from North Carolina G.S. 160A-417:

“(Effective April 1, 2013) No permit shall be issued pursuant to subdivision (1) of subsection (a) of this section where the cost of the work is thirty thousand dollars (\$30,000) or more, other than for improvements to an existing single-family residential dwelling unit as defined in G.S. 87-15.5(7) that the applicant uses as a residence, unless the name, physical and mailing address, telephone number, facsimile number and electronic mail address of the lien agent designated by the owner pursuant to G.S. 44A-11.1(a) is conspicuously set forth in the permit or in an attachment thereto. The building permit may contain the lien agent’s electronic mail address. The lien agent information for each permit issued pursuant to this subsection shall be maintained by the inspection department in the same manner and in the same location in which it maintains its record of building permits issued.”



Waynesville Code Enforcement Department  
9 South Main Street · Waynesville, NC 28786  
Phone: 828-456-8647 Fax: 828-4152-1492

**AFFIDAVIT AS TO STATUS OF LICENSURE**  
N.C.G.S. § 87-1

To Permit Applicant: Please check the appropriate lines, provide the requested information, and sign and date below.

- I propose to construct a new building.
- I propose to set-up a properly labeled modular building.
- I am a North Carolina licensed general contractor. My license number is \_\_\_\_\_.
- I am not a North Carolina licensed general contractor. The cost of the project I am entering into does not exceed \$30,000.00 per N.C.G.S. § 87-1.
- I am not a North Carolina licensed general contractor. I am providing to the local inspection jurisdiction a \$5,000 surety bond in accordance with N.C.G.S. § 143-139.1. (Modular set-up only)
- I am the owner of the proposed building. It is my intention to act as my own general contractor for constructing the proposed building or for setting up the proposed modular building. I have entered into a construction project where the cost of the undertaking exceeds \$30,000; I have read G.S. Section § 87-1. I certify that I am not allowing an unlicensed general contractor to perform the duties of a general contractor, which, I understand from reading G.S. Section § 87-1 include construction superintending and managing in addition to, among other things, signing written contracts. I intend to retain the finished house (or other project) exclusively for my own use, and to be occupied by me or my family for a minimum of one year after completion. I am not building a "speculation" project with the intention of selling the project once it is completed. I understand that building a "spec" project without proper licensure is a violation of G.S. § 87-13; this may be a criminal offense. Also, I understand that problems which may arise due to construction of the building or set-up of the properly labeled modular building, such as inaccurate or insufficient foundation, improper or inadequate marriage line connections, improper plumbing, mechanical, or electrical connections between the units, etc., will be solely my responsibility, and I will be left with no recourse and must assume total liability for correction of the problems. I personally have a thorough knowledge of the requirements of the NC State Building Code with regard to construction and/or setting up modular buildings.

Tri De S...  
Signature of Permit Applicant

4-18-19  
Date

Sworn to and subscribed before me this 18<sup>th</sup> day of April, 2019.

Lauren M. Smith  
Signature of Notary

My commission expires Feb. 13<sup>th</sup>, 2023.



Waynesville Code Enforcement Department  
9 South Main Street · Waynesville, NC 28786  
Phone: 828-456-8647 Fax: 828-452-1492

**AFFIDAVIT OF WORKERS' COMPENSATION COVERAGE**  
N.C.G.S. § 87-14

The undersigned applicant for Building Permit Number \_\_\_\_\_ being the

Contractor       Owner       Officer/Agent of the Contractor or Owner

do hereby aver under penalties of perjury that the person(s), firm(s) or corporation(s) performing the work set forth in the permit:

- has/have three (3) or more employees and have obtained workers' compensation insurance to cover them,
- has/have one or more subcontractor(s) and have obtained worker's compensation insurance covering them,
- has/have one or more subcontractor(s) who has/have their own policy of workers' compensation covering themselves,
- has/have not more than two (2) employees and no subcontractors,

while working on the project for which this permit is sought. It is understood that the Inspection Department issuing the permit may require certificates of coverage of workers' compensation insurance prior to issuance of the permit and at any time during the permitted work from any person, firm or corporation carrying out the work.

Firm name: \_\_\_\_\_

By: Rayne M. Smith

Title: \_\_\_\_\_

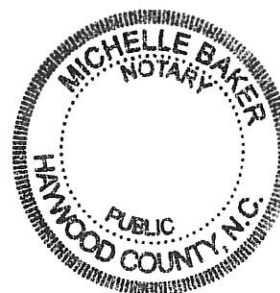
Date: 4/18/19

Sworn to and subscribed before me this 18<sup>th</sup> day of April 2019.

Official Seal  
Notary Public

Michelle Baker  
Signature of Notary

My commission expires My Commission Expires  
April 19, 2023





**TOWN OF WAYNESVILLE**  
 Development Services Department  
 PO Box 100  
 9 South Main Street, Suite 110  
 Waynesville, NC 28786  
 Phone (828) 456-8647 • Fax (828) 452-1492  
 www.waynesvillenc.gov

## Land Development Permit

*This form must be accompanied by a site plan, drawn to scale, showing all proposed development and additional information if required. For commercial or multi-family development, building elevations must also be submitted.*

Development Activity: 12 x 40 Accessory Structure construction

Property Location: 134 Belle Meade PIN: 8605-81-6159

Zoning District: Hazelwood UR Overlay District (If Applicable): N/A

Property Owner(s): Travis Smith

Owner Mailing Address: 85 Mississippi Ave, Wille 28786 Telephone: 550-7731

Building Setbacks: Front 10' Street Side 5' Side 10' Rear 6' Other 6' 3/4' bldgs

Development Standards (Check all that apply):

- Is the building located inside a flood hazard area? (If yes, Elevation Certificate required) Y
- Is 1,000 square feet or greater being disturbed? (If yes, Local Grading Permit required) N
- Is one acre or greater being disturbed? (If yes, NC Sed. and Erosion Permit required) N
- Is one acre or more of impervious surface being added? (If yes, Stormwater Permit required) N
- Is a new driveway being created or an existing one altered? (If yes, Driveway Permit required) N
- Is the building located at an elevation of 2,900 feet or more? (If yes, LDS Section 12.6 applies) N
- Is project a structure within an Historic District, a Local Landmark, or on National Register? (If yes, LDS Section 15.11 applies and a Certificate of Appropriateness may be required) N
- Is project a Manufactured Home? (If yes, LDS Sections 3.2.6, 5.9 may apply) Y

Applicant Information (If other than owner) Name: TRAVIS SMITH

Mailing Address: \_\_\_\_\_ Telephone: \_\_\_\_\_

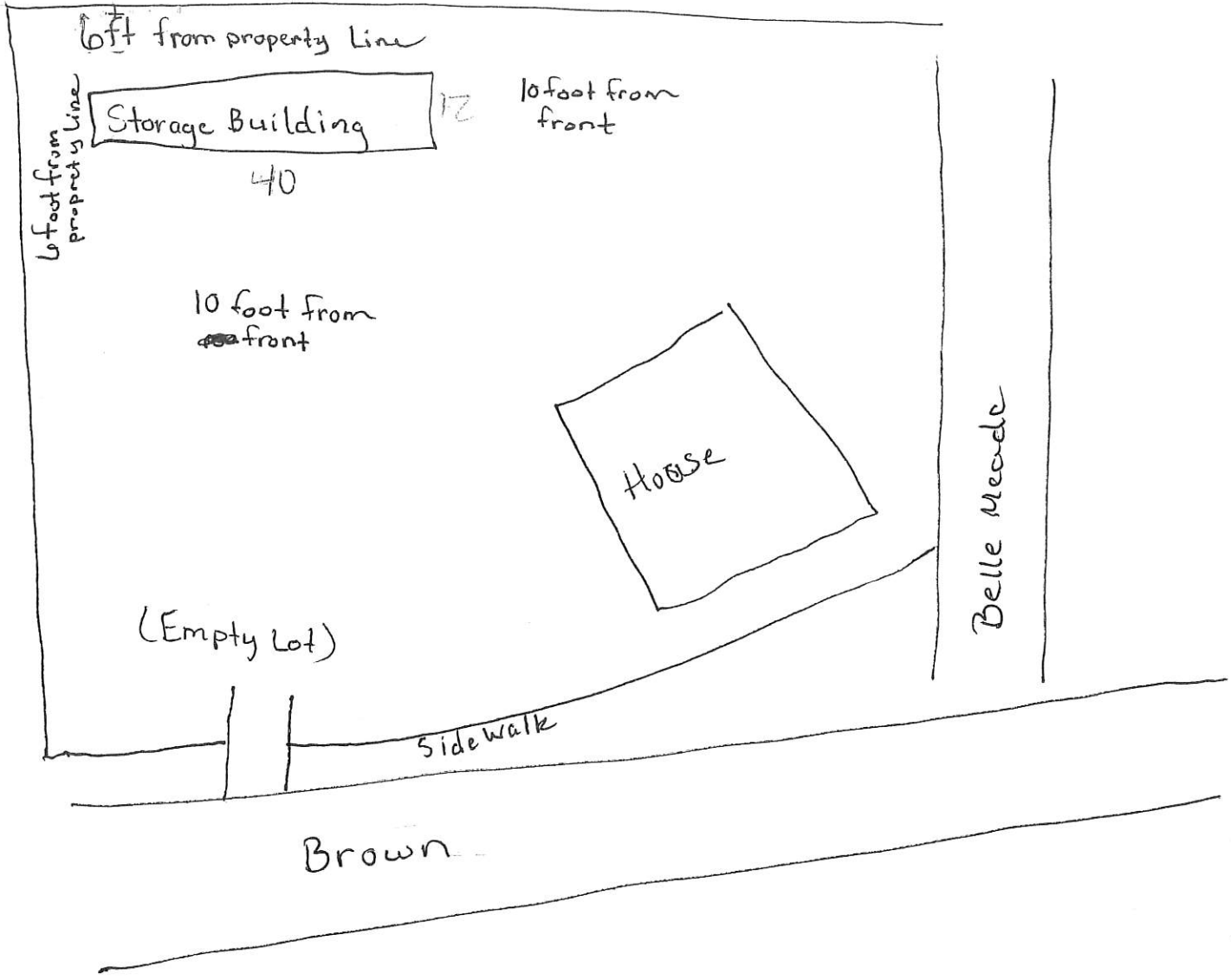
**Office Use Only**

This signature authorizes the above property described for the land development activity described. Any deviation from the activity described above shall require resubmittal, approval, and issuance of a new Land Development Permit.

[Signature]  
 Development Services Staff Signature

4/18/19  
 Date

*This institution is an equal opportunity provider.*



TOWN OF WAYNESVILLE  
280 GEORGIA AVENUE  
WAYNESVILLE NC 28786

MISC RECEIPT 2377242 PG: 1  
REFERENCE  
DATE/TIME 04/18/19 13:45  
CLERK 2044mbak  
CUSTOMER Triangle Automotive Re  
EFF. DATE 04/18/2019  
DEPT

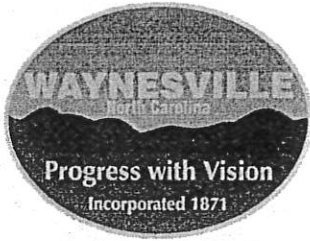
01

TOTAL: 194.00  
194.00

PMT TYPE	QTY	REF
CHECK	1	5026

AMOUNT  
194.00

---



# TOWN OF WAYNESVILLE

Development Services Department

PO Box 100

9 South Main Street

Waynesville, NC 28786

Phone (828) 456-8647 • Fax (828) 452-1492

www.waynesvillenc.gov

Re: 1404 Brown Ave.  
To: Travis Smith  
C/O: 1404 Brown St.

PIN# 8605-81-6407

Doc# 10022019

Dear Mr. Smith,

This letter will serve to inform you that, pursuant to Section 204.5.3.1, parts 1 and 3, which state in part, the code enforcement official shall revoke, in writing, a permit issued under this code or the technical codes for:


1. Any substantial departure from the approved application.
2. Any false statement or misrepresentation as to the material fact in the application on which the permit or approval was based.

Permit 18-436 was issued for the construction of a carport at the above referenced address.

The carport has been enclosed and is now a garage, and therefore is a substantial departure from the approved application. The permit is hereby revoked and the structure built under that permit is illegal and not approved for use.

In order to avoid legal action, contact this office or remove the structure within 30 days of the receipt of this letter.

You can contact me at (828) 476-7108 or Elizabeth Teague at (828) 456-2004, M-F 8:00 am – 4:30 pm

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY			
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee			
1. Article Addressed to: Travis Smith 1404 Brown Ave Waynesville, NC 28786	B. Received by (Printed Name)	C. Date of Delivery		
 9590 9402 2367 6249 0993 35	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No			
2. Article Number (Transfer from service label) 7016 1370 0001 9649 5751	<table border="0"> <tr> <td>               3. Service Type  <input type="checkbox"/> Adult Signature  <input type="checkbox"/> Adult Signature Restricted Delivery  <input checked="" type="checkbox"/> Certified Mail®  <input type="checkbox"/> Certified Mail Restricted Delivery  <input type="checkbox"/> Collect on Delivery  <input type="checkbox"/> Collect on Delivery Restricted Delivery  <input type="checkbox"/> Insured Mail  <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)             </td> <td> <input type="checkbox"/> Priority Mail Express®  <input type="checkbox"/> Registered Mail™  <input type="checkbox"/> Registered Mail Restricted Delivery  <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Signature Confirmation™  <input type="checkbox"/> Signature Confirmation Restricted Delivery             </td> </tr> </table>		3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	<input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery
3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	<input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery			
PS Form 3811 July 2015 PSN 7530-02-000-9053 10-03-19	Domestic Return Receipt			

**JAMES WEAVER KIRKPATRICK, III, P.A.**  
**Attorney at Law**

**James Weaver Kirkpatrick, III**  
**(Kirk Kirkpatrick)**

37 Branner Avenue  
Waynesville, NC 28786  
Phone: (828) 452-0801  
Fax: (828) 452-1861

**Legal Assistants:**  
Kathleen M. Creasman  
Rhonda Warren  
Cindy Reagan  
Kristin Stevens  
Carolyn S. Osborne  
Kim Parilla  
Christy Deaver

October 11, 2019

Town of Waynesville  
P.O. Box 100  
9 South Main Street  
Waynesville, NC 28786  
Attn: Tom Maguire  
Codes Administrator

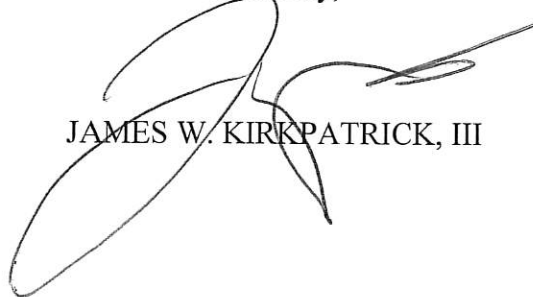
RE: 1404 Brown Avenue / Pin number: 8605-81-6407

Dear Tom:

I am in receipt of your letter dated October 2, 2019 regarding Mr. Smith's property. I am attaching two (2) photographs of the carport. It is my understanding that the carport cannot be enclosed and I cannot find evidence that it has been enclosed. It appears to still be a carport. I plan to drive by the property myself to view such. If you have pictures otherwise or evidence showing that it is not enclosed and is now garage, please do not hesitate to contact me or provide me with such. After review please inform as to the reinstatement of the permit or if you intend to further revoke such.

I appreciate your time and attention to this matter and look forward to working with you.

Sincerely,

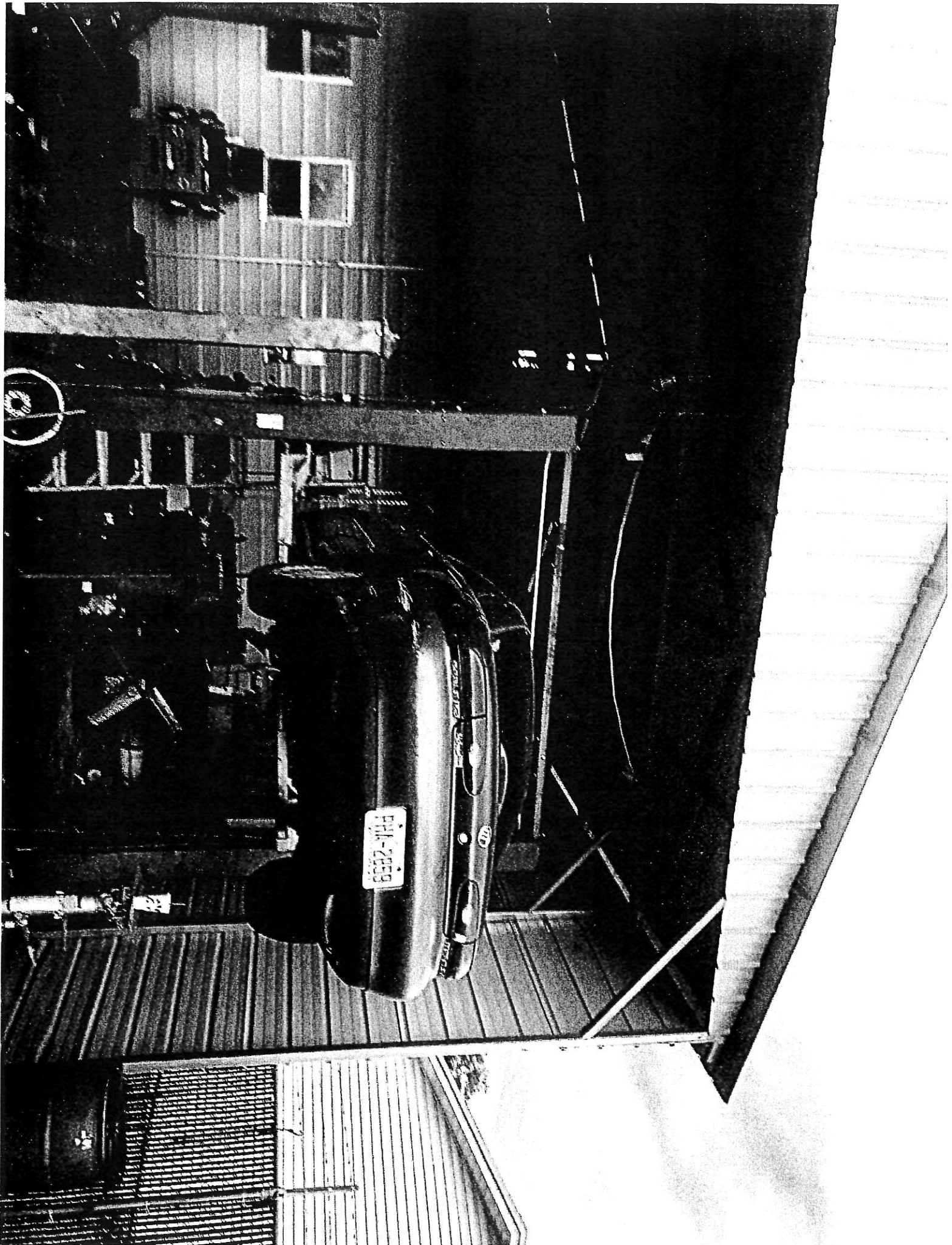


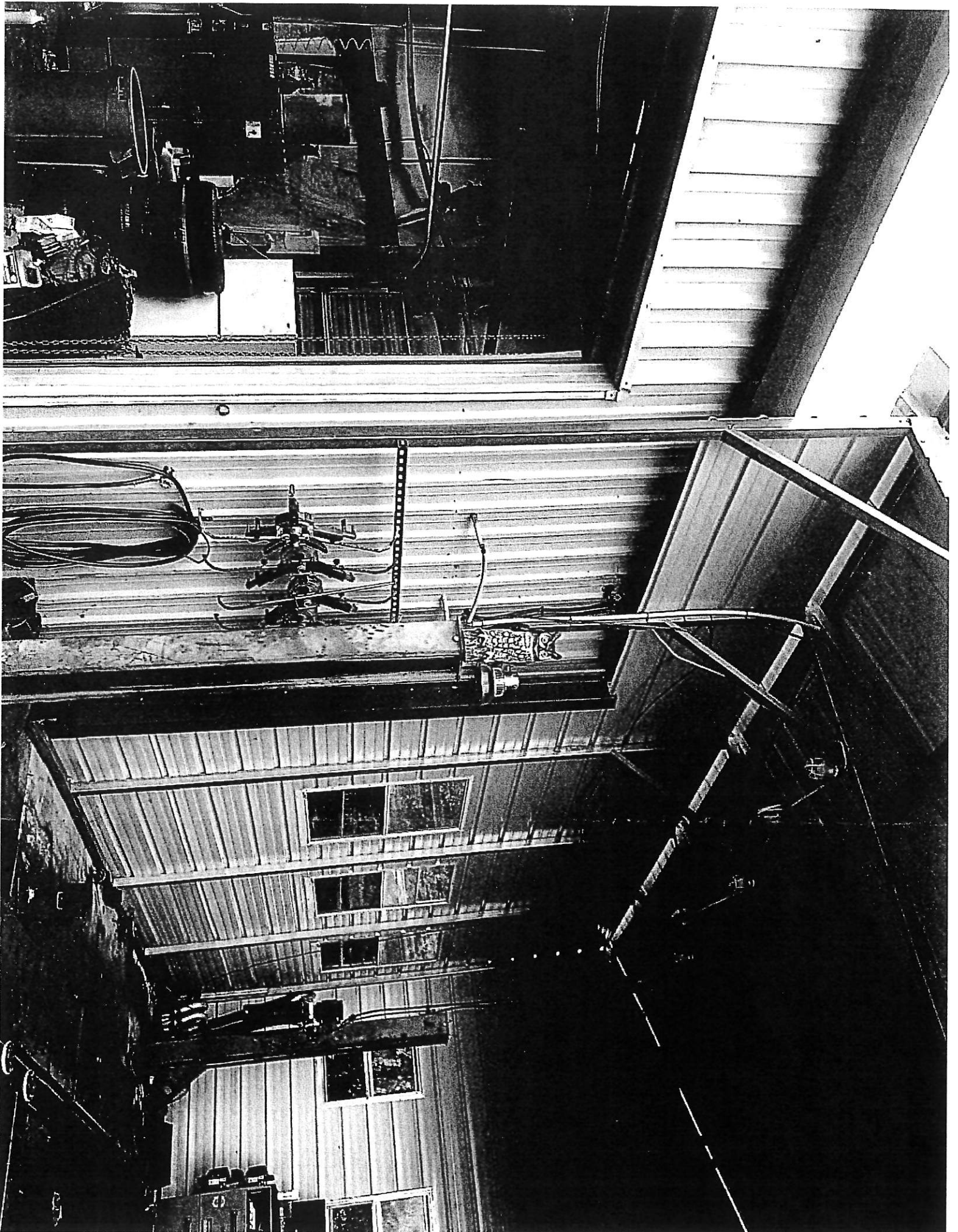
JAMES W. KIRKPATRICK, III

cc: Elizabeth Teague

JWK/kp









## Thomas Maguire

---

**From:** Kirk Kirkpatrick <kirk@JWKLaw.NET>  
**Sent:** Saturday, October 19, 2019 8:52 AM  
**To:** Elizabeth Teague  
**Cc:** Thomas Maguire; Kim Parilla  
**Subject:** RE: 1404 Brown Avenue

Elizabeth,

Thanks for your email. I will review with Dustin and get back to you. If the carport has to be open on 2 sides then clearly he is not in compliance. I appreciate your response. Tom may be hearing directly from him.

Kirk

**JAMES W. KIRKPATRICK, III**  
**JAMES WEAVER KIRKPATRICK, III, PA**  
**ATTORNEY AT LAW**  
37 Branner Avenue  
Waynesville, NC 28786  
T: 828-452-0801  
F: 828-452-1861  
[kirk@jwklaw.net](mailto:kirk@jwklaw.net)

\*\*\*PLEASE BE ADVISED – We have seen recent reports of attempted fraud involving the hacking of email accounts and the misdirection of funds. Please contact our office **IMMEDIATELY** if you receive any deviation from, or any revisions to, our wiring instructions. **WE DO NOT CHANGE OUR WIRING INSTRUCTIONS.** We are not liable for any misdirection of funds that do not reach our Trust Account.\*\*\*

---

**From:** Elizabeth Teague [mailto:eteague@waynesvillenc.gov]  
**Sent:** Friday, October 18, 2019 12:01 PM  
**To:** Kirk Kirkpatrick  
**Cc:** Thomas Maguire  
**Subject:** 1404 Brown Avenue

Hi Kirk,

In regards to your letter of October 11, 2019, Senior Code Official Tom Maguire tried to call you today and we are sending you this email to explain the Building Inspections position.

Your client applied for a building permit for a carport, which is specifically defined under codes and is distinct from a garage (see attached). Travis Smith, who pulled the permit, never provided construction details, called for inspections or let us know that he was enclosing the structure to create what the code considers a garage. He is currently using the structure now without a certificate of occupancy.

The problem is that there is a difference in loading between a carport and a garage. A carport has to be open on at least 2 sides. If not, it is considered a garage and has to meet Building Code requirements for an enclosed structure as well as meeting the setbacks under zoning. We need him to contact this office to clarify what he has to do to legalize it and acquire a Certificate of Occupancy. Otherwise the structure should be removed.

If he could call us at (828) 456-8647, or call Tom's cell at (828) 476-7108, Tom can meet him on site to explain what needs to be done. Thanks-

ET

**Elizabeth Teague, AICP, CTP, CFM** | Development Services Director

Town of Waynesville, NC

9 S. Main Street | PO Box 100 | Waynesville, NC 28786

(o) 828.456.2004 | (f) 828.452.1492

[eteague@waynesvillenc.gov](mailto:eteague@waynesvillenc.gov) | [www.waynesvillenc.gov](http://www.waynesvillenc.gov)



# Building Permit

Town of Waynesville  
 9 South Main Street, Suite 110  
 Waynesville, NC 28786

Parcel ID # 8605-81-6407	Township Waynesville	Lot # 	Date of Issue 9/6/2018	<b>Permit #: 18-436</b>
Last Name      First Name      Middle Name Triangle Automotive			Date of C/O: 	
Street or PO Box #      City      State      Zip Code 1404 Brown Ave      Waynesville      NC      28786-			Health Permit #: 	
Phone # (828) 550-7731		Address of Building Site: same as above		
Water Shed Area <input type="checkbox"/> Flood Area <input type="checkbox"/> Trout Stream <input type="checkbox"/>				

Type of Improvement: New Building	Occupancy: Business	Description of Building: Car Port	Proposed Use: Non-commercial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/>	Building Contractor and License #: Owner
Finished Square Feet 0	Unfinished Square Feet 0	Cost of Construction: \$4,000.00	Resale <input type="checkbox"/>	Electrical Contractor and License #: Polson Electric U31292
Number of Stories 0	No. of Bedrooms: 0	On Basement <input type="checkbox"/>	Site Elevation: 0	Plumbing Contractor and License #: 
Building Permit Cost	\$169.00	Attached Garage <input type="checkbox"/>	Design Wind Speed: 	Mechanical Contractor and License #: 
Electrical Permit Cost	\$0.00	Modular Construction <input type="checkbox"/>	Directions to Job: 676 sq ft	Gas Line Contractor and License #: 
Plumbing Permit Cost	\$0.00	On-site Construction <input type="checkbox"/>		Electrical Utility <input type="checkbox"/> Haywood EMC <input type="checkbox"/> Progress Energ
Mechanical Permit Cost	\$0.00			
Insulation Permit Cost	\$0.00			
Attached Garage Cost:	\$0.00			
Homeowner's Recovery Fund Fee:	\$0.00			
Total Permit Cost	\$169.00			

### Record of Inspections

	Approved by:	Date:	Not Approved by:	Date:	Approved by:	Date:	Not Approved by:	Date:
Temporary Electric					Plumbing Rough In			
#Name? SVC. FEAT	TBM	09-21-18			Mechanical Rough In			
Footing					Insulation Rough In			
Plumbing Pre-slab					Insulation Final			
Concrete Slab					Mechanical Final			
Foundation Wall					Plumbing Final			
Framing Rough In					Electrical Final			
Electric Rough In					Building Final			

Rec'd 8-27-18 CB

**Waynesville Code Enforcement Department**  
 9 South Main Street · Waynesville, NC 28786  
 Phone: 828-456-8647 Fax: 828-452-1492

Township: WAYNESVILLE  
 PIN Number: 8605-81-6407 + 8605-81-6534  
 Permit Number: 18436  
 Occupancy: U  
 Application Date: 9-5-18  
 Permit Fee: \$ \$169.00.00

**Commercial Building Permit Application**

PLEASE PRINT CLEARLY OR TYPE	PROPERTY ADDRESS		
	NUMBER AND STREET	CITY	TENANT
	<u>1404 Brown Ave</u>	<u>Waynesville</u>	<u>TRIANGLE AUTOMOTIVE OWNER</u>
APPLICANT	LAST <u>Smith</u>	MAILING ADDRESS—NUMBER, STREET, CITY, STATE, AND ZIP CODE	
	FIRST <u>Travis</u>		
PROPERTY OWNER	LAST <u>SAME</u>	PHONE NUMBER	
	FIRST		
GENERAL CONTRACTOR	COMPANY <u>OWNER</u>		
	LICENSE NUMBER		
ELECTRICAL CONTRACTOR	COMPANY <u>Dolson Electric</u>	<u>37 Westwing oaks drive</u>	
	LICENSE NUMBER <u>U 31292</u>		
PLUMBING CONTRACTOR	COMPANY	<u>Candler 28715</u>	
	LICENSE NUMBER		
MECHANICAL CONTRACTOR	COMPANY		
	LICENSE NUMBER		

**PROVIDE INFORMATION REQUESTED. INCOMPLETE APPLICATIONS CANNOT BE PROCESSED.**

<p><b>TYPE OF IMPROVEMENT</b></p> <p><input checked="" type="checkbox"/> New Building</p> <p><input type="checkbox"/> Addition</p> <p><input type="checkbox"/> Alteration</p> <p><input type="checkbox"/> Describe Other <u>Car Port</u></p> <hr/> <p><input type="checkbox"/> Change of Occupancy</p> <p><b>FIRE PROTECTION FEATURES</b></p> <p>Sprinklers <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Fire Alarm: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p><b>BUILDING AREAS</b></p> <p>Total Area: <u>676</u> sq. ft.</p> <p>Under Construction: _____ sq. ft.</p> <p>Stories Above Grade: _____</p> <p>Stories Below Grade: _____</p>	<p><b>TYPE OF USE</b></p> <p><input type="checkbox"/> Amusement, Recreational</p> <p><input type="checkbox"/> Church</p> <p><input type="checkbox"/> Factory, Industrial</p> <p><input type="checkbox"/> Service Station, Repair Garage</p> <p><input type="checkbox"/> Hospital, Institutional</p> <p><input type="checkbox"/> Office, Bank, Professional</p> <p><input type="checkbox"/> School, Day Care</p> <p><input type="checkbox"/> Stores, Mercantile</p> <p><input type="checkbox"/> Restaurant</p> <p><input checked="" type="checkbox"/> Describe Other <u>To Cover Outside 1st fl</u></p> <p><b>UTILITIES</b></p> <p>Sanitary Sewer Permit Number: _____</p> <p>Sanitary Sewer District: _____</p> <p>Electrical Service Provider: <input type="checkbox"/> Way. <input type="checkbox"/> Progress</p>	<p><b>TYPE OF CONSTRUCTION</b></p> <p><input type="checkbox"/> I <input type="checkbox"/> II <input type="checkbox"/> III <input type="checkbox"/> IV <input type="checkbox"/> V</p> <p><b>TYPE OF OCCUPANCY</b></p> <p>Assembly <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/> 5</p> <p>Business <input type="checkbox"/></p> <p>Educational <input type="checkbox"/></p> <p>Factory <input type="checkbox"/> 1 <input type="checkbox"/> 2</p> <p>Hazardous <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/> 5</p> <p>Institutional <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4</p> <p>Mercantile <input type="checkbox"/></p> <p>Residential <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4</p> <p>Storage <input type="checkbox"/> 1 <input type="checkbox"/> 2</p> <p><b>COST OF PROJECT</b></p> <p>\$ <u>4,000</u>.00</p>
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I hereby certify that I have the authority to make the foregoing application, that the application is correct, and that the construction shall conform to the regulations in the North Carolina Building Code and all other codes and regulations or private building restrictions, if any, which may be imposed on the above property by deed.

Travis Smith 1404 Brown Ave. Waynesville, NC 28786

Waynesville Code Enforcement Department  
9 South Main Street · Waynesville, NC 28786  
Phone: 828-456-8647 Fax: 828-452-1492

**AFFIDAVIT OF WORKERS' COMPENSATION COVERAGE**  
N.C.G.S. § 87-14

The undersigned applicant for Building Permit Number \_\_\_\_\_ being the

- Contractor       Owner       Officer/Agent of the Contractor or Owner

do hereby aver under penalties of perjury that the person(s), firm(s) or corporation(s) performing the work set forth in the permit:

- has/have three (3) or more employees and have obtained workers' compensation insurance to cover them,  
 has/have one or more subcontractor(s) and have obtained worker's compensation insurance covering them,  
 has/have one or more subcontractor(s) who has/have their own policy of workers' compensation covering themselves,  
 has/have not more than two (2) employees and no subcontractors,

while working on the project for which this permit is sought. It is understood that the Inspection Department issuing the permit may require certificates of coverage of workers' compensation insurance prior to issuance of the permit and at any time during the permitted work from any person, firm or corporation carrying out the work.

Firm name: \_\_\_\_\_

By: Tina D. Smith

Title: \_\_\_\_\_

Date: 8-27-18

Sworn to and subscribed before me this 27<sup>th</sup> day of August 2018.

Michelle Baker  
Signature of Notary



My commission expires \_\_\_\_\_ My Commission Expires April 19, 2023



PRESENTED TO LAND RECORDS  
DATE 8-27-18 BY RMB

 COPY



**2018007572**

HAYWOOD CO, NC FEE \$26.00  
PRESENTED & RECORDED:

08-27-2018 09:36:57 AM

SHERRI C. ROGERS  
REGISTER OF DEEDS  
BY: HAVEN MUSE  
DEPUTY

**BK: RB 958**

**PG: 353-353**

**NOTICE OF INTENT TO COMBINE PARCELS**

Date: 8-27-18

Parcels listed below are contiguous and we are requesting the Haywood County Land Records/GIS Office to map them as one parcel to be given one new parcel number:

<u>Parcel Number</u>	<u>**Calc. Acreage</u>	<u>Corresponding Legal Reference</u>	<u>*Grantee Name</u>	<u>Acct Number</u>
<u>8605-81-6407</u>	<u>.12977</u>	<u>788/2304</u>	<u>Travis Dustin Smith</u>	<u>186426</u>
<u>8605-81-10534</u>	<u>.1042</u>	<u>788/2304</u>	<u>Travis Dustin Smith</u>	<u>186426</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

\*Note: Parcels to be combined must have exact Grantee name as in current deed.

\*\*Note: Acreage subject to change after re-mapping.

*Future divisions can only be made pursuant to the Subdivision and Pre-Development Ordinance, Title XV, Chapter 152A, County of Haywood, North Carolina, Code of Ordinances.*

This 27 day of August, 2018.

 (SEAL)

Current Owner

\_\_\_\_\_ (SEAL)

Current Owner

\_\_\_\_\_ (SEAL)

Current Owner

\_\_\_\_\_ (SEAL)

Current Owner

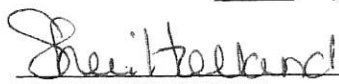
STATE OF NORTH CAROLINA, COUNTY OF HAYWOOD

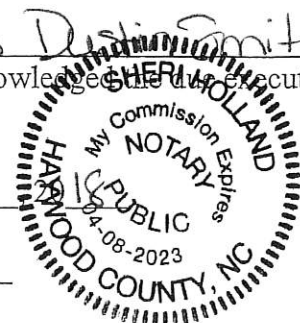
I, a Notary of said State and County, do hereby certify that Travis Dustin Smith personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and notarial seal this the 27<sup>th</sup> day of August

My commission expires:

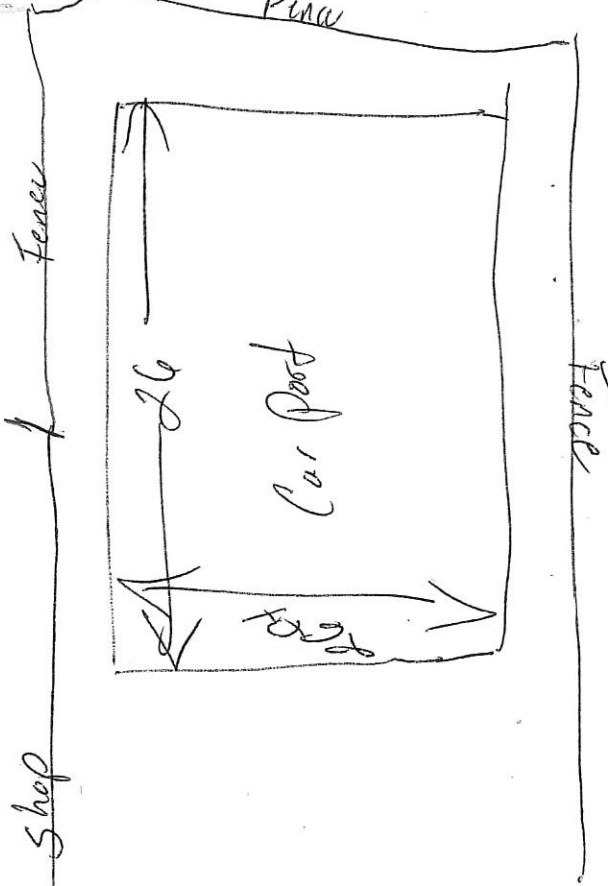
4/8/23

  
NOTARY PUBLIC



RIVER SIDE

Kana



BROWN



**TOWN OF WAYNESVILLE**  
Development Services Department

PO Box 100  
9 South Main Street, Suite 110  
Waynesville, NC 28786  
Phone (828) 456-8647 • Fax (828) 452-1492  
www.waynesvillenc.gov

**Land Development Permit**

*This form must be accompanied by a site plan, drawn to scale, showing all proposed development and additional information if required. For commercial or multi-family development, building elevations must also be submitted.*

Development Activity: Accessory Structure

Property Location: 1404 Brown Ave. PIN: 8605-81-6407

Zoning District: HBD Overlay District (If Applicable): NA

Property Owner(s): Travis Smith

Owner Mailing Address: Same Telephone: \_\_\_\_\_

Building Setbacks: Front -0- Street Side -0- Side -5- Rear 20 Other Accessory Structure Setback  
*(Note: Side and Rear setbacks are marked with 'BDU')*

**Development Standards (Check all that apply):**

- Is the building located inside a flood hazard area? (If yes, Elevation Certificate required) Yes
- Is 1,000 square feet or greater being disturbed? (If yes, Local Grading Permit required) No
- Is one acre or greater being disturbed? (If yes, NC Sed. and Erosion Permit required) No
- Is one acre or more of impervious surface being added? (If yes, Stormwater Permit required) No
- Is a new driveway being created or an existing one altered? (If yes, Driveway Permit required) No
- Is the building located at an elevation of 2,900 feet or more? (If yes, LDS Section 12.6 applies) No
- Is project a structure within an Historic District, a Local Landmark, or on National Register? (If yes, LDS Section 15.11 applies and a Certificate of Appropriateness may be required) No
- Is project a Manufactured Home? (If yes, LDS Sections 3.2.6, 5.9 may apply) No

Applicant Information (If other than owner) Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_ Telephone: \_\_\_\_\_

**Office Use Only**  
This signature authorizes use the above property described for the land development activity described. Any deviation from the activity described above shall require resubmittal, approval, and issuance of a new Land Development Permit.

Byron D. Hieha 8/31/18  
Development Services Staff Signature Date

TOWN OF WAYNESVILLE  
280 GEORGIA AVENUE  
WAYNESVILLE NC 28786

MISC RECEIPT 2293455 PG: 1  
REFERENCE  
DATE/TIME 09/06/18 10:59  
CLERK 2044mbak  
CUSTOMER Triangle Automotive  
EFF. DATE 09/06/2018  
DEPT

01

TOTAL: 169.00  
169.00

PMT TYPE	QTY	REF
CHECK	1	4718

AMOUNT  
169.00