

# Memorandum



Winston-Salem

City Attorney's Office

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**TO:** Public Safety Committee  
**FROM:** Angela I. Carmon, City Attorney  
Jerry N. Kontos, Assistant City Attorney  
**DATE:** April 28, 2017  
**RE:** Proposed Unified Development Ordinances Text Amendments Adding  
Needle and Hypodermic Syringe Exchange Program as a Use  
**CC:** Lee Garrity, City Manager  
Paul Norby, Planning and Development Services Director

At its April 10, 2017 meeting, the Public Safety Committee was presented three versions of Unified Development Ordinances ("UDO") text amendments creating the use "Needle and Hypodermic Syringe Exchange Program." The Committee asked for a fee schedule with regard to the various rezoning options. Generally speaking, the fees for special use district rezonings and special use permits begin at \$1,000.00 if the property in question is 2 acres or less, and tier upward according to acreage. The fee schedule is attached hereto for your reference.

Information was also requested regarding what action could be taken if a problem arises at one of the needle and hypodermic syringe program locations. The actions that could be taken are of course dependent on the issue at hand. For example, if there is an accumulation of trash outside the location, the Community Development Department would be contacted to initiate an enforcement action. Should there be a breach of the peace, the Police Department would be contacted to investigate the situation. If there are any other activities at the site that trigger zoning concerns, the Planning and Development Services Department, Inspections Division would be contacted. Finally, if there are any issues with these programs adhering to the requirements of NCGS 90-113.27, the NC Department of Health and Human Services, Division of Public Health could also be contacted to investigate the program's compliance with state law.

Should you have any questions, please feel free to contact us.

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**City Council:** Mayor Allen Joines; Vivian H. Burke, Mayor Pro Tempore, Northeast Ward; Denise D. Adams, North Ward; Dan Besse, Southwest Ward; Robert C. Clark, West Ward; John C. Larson, South Ward; Jeff MacIntosh, Northwest Ward; Derwin L. Montgomery, East Ward; James Taylor, Jr., Southeast Ward; City Manager: Lee D. Garrity