

**AN ORDINANCE AMENDING THE KITTY HAWK TOWN CODE**

WHEREAS, the proposed amendment will allow for more housing options for Kitty Hawk residents; and

WHEREAS, the proposed amendment will attempt to address the houses crisis in Kitty Hawk and Dare County; and

WHEREAS, the proposed amendment will allow for more flexibility when planning a Planned Commercial Development; and

WHEREAS, the Town Council of Kitty Hawk has found this amendment to be consistent with the Town's adopted CAMA Land Use Plan.

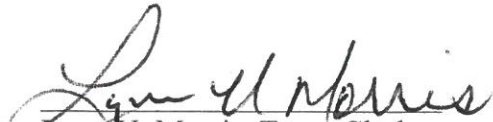
BE IT ORDAINED by the Town Council of Kitty Hawk that Section 42-251(c)34 of the Kitty Hawk Town Code be added, and 42-419(1) be amended as follows:

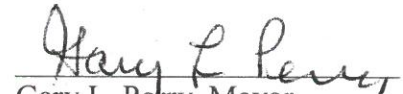
**42-251(c)34. Multi-family dwelling development.**

- a. Maximum allowable lot coverage by principal use and all accessory structures is 60%.**
- b. The minimum front yard setback is 15 feet.**
- c. The minimum side yard setback is 10 feet, an additional five-foot side yard adjacent to the street is required for a corner lot.**
- d. The minimum rear yard setback is 20 feet.**
- e. The maximum permitted density shall be ten residential dwelling units per acre.**
- f. Type A. vegetative buffer, per Sec. 42-654 shall be required between any multifamily dwelling and abutting residential zones or uses.**

42-419(1). *Minimum size of site.* A planned commercial development site shall not be less than **five** contiguous acres in size, **with not less than 500 feet of total road frontage on US Highway 158 or NC Highway 12.** except that portions of the site may be separated by public or private rights-of-way not more than 60 feet in width. A planned commercial development shall not be divided or traversed by US Highway 158 or NC Highway 12.

This ordinance amending the Kitty Hawk Town Code shall take effect the 4th day of September, 2018. Passed and adopted at a regular meeting held by the Town Council of Kitty Hawk the 4th day of September, 2018, by a vote of 5 in favor and 0 opposed.


  
Lynn U. Morris, Town Clerk

  
Gary L. Peery, Mayor

APPROVED AS TO FORM:

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Casey Varnell, Town Attorney

The undersigned certifies that the foregoing official ordinance designated ORDINANCE AMENDMENT OF THE TOWN CODE OF KITTY HAWK, NORTH CAROLINA was filed in the Kitty Hawk Ordinance Book on the 5<sup>th</sup> day of September, 2018, at 11 o'clock A.m.

  
Lynn U. Morris, Town Clerk