

**SUBDIVISION ORDINANCE**  
**TEXT AMENDMENT APPLICATION**

**CITY OF CHARLOTTE**

Petition #:	<u>2000-63</u>
Date Filed:	<u>12-21-99</u>
Received By:	<u>TM</u>
<i>OFFICE USE ONLY</i>	

Section#: CHAPTER 20: Section 7.200 Design Standards for Lots  
(Title)

**Purpose of Change:**

To clarify mitigation requirements when mandated undisturbed buffers are disturbed and to cite "The Watershed Buffer Guidelines for Mecklenburg County" as the official reference for establishing and re-establishing watershed buffers.

John M. Barry, Ph.D., Director  
Name of agent

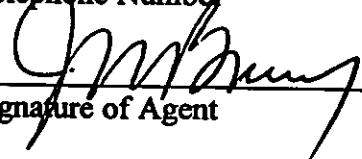
Mecklenburg County Department of  
Environmental Protection  
Name of Petitioner(s)

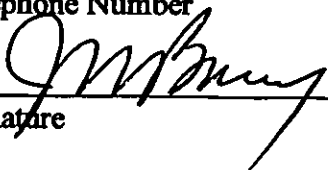
700 N. Tryon St. Charlotte, NC  
Agent's Address

700 N. Tryon Street  
Address of Petitioner(s)

704- 336-5500  
Telephone Number

(704)-336-5500  
Telephone Number

  
Signature of Agent

  
Signature

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 20, (SUBDIVISION REGULATIONS) OF THE CODE OF THE CITY OF CHARLOTTE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA:

Section 1. Chapter 20, is hereby amended as follows:

Section 7.200. Design Standards for Lots

11. Lots Within Catawba River/Lake Wylie Watershed Protection Area, BUFFER AREA REQUIREMENTS, is amended by crossing through wording to be deleted and underlining additions in the text as follows:

No permanent structures, built upon areas, septic tanks systems or any other disturbance of existing vegetation shall be allowed within the buffer except as follows:

- a. No trees larger than 2 caliper are to be removed except for dead or diseased trees. Trees less than 2 inch caliper and undergrowth may be removed to replaced by an effective stabilization and filtering ground cover based upon the Watershed Buffer Guidelines for Mecklenburg County contained in Appendix B and as approved by the County Environmental Protection Department.
- b. Streambank or shoreline stabilization is allowed as approved on a plan submitted to the applicable Engineering Department and the County Environmental Protection Department.
- c. Water dependent structures and public projects such as road crossings and greenway paths are allowed where no practical alternative exists. These activities should minimize built-upon surface area, direct run off away from surface waters, and maximize the utilization of nonstructural BMP's and pervious materials.
- d. During new development or the expansion of existing development the County can require enhancement of the existing vegetation in the buffer if necessary so that the buffer can effectively perform its filtering and absorption functions based on

the Watershed Buffer Guidelines for Mecklenburg County contained in Appendix B.

e. In the protected areas, non-impervious recreational development and non-impervious pedestrian trails may be allowed in the required buffer if located a minimum of 30' from the stream bank.

f. Mitigation of disturbed buffers required.

Should existing vegetation within the buffer be disturbed (except as allowed by this Ordinance) or should vegetation which was added to a buffer pursuant to the requirement that existing vegetation in the buffer be disturbed (except as allowed by this Ordinance), the Zoning Administrator shall require that any vegetation remaining in the buffer be enhanced in accordance with the Watershed Buffer Guidelines for Mecklenburg County contained in Appendix B so that the buffer can effectively perform its filtering and absorption functions.

Section 2. This ordinance shall become effective upon adoption.

Approved as to form:

\_\_\_\_\_  
City Attorney

I, \_\_\_\_\_ City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, the reference having been made in Minute Book \_\_\_\_\_, and recorded in full in Ordinance Book \_\_\_\_\_, Page(s) \_\_\_\_\_.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.