

APPROVED BY COUNTY COMMISSION

DATE April 11, 2000

Petition No: 2000-15c SUB
Petitioner: Mecklenburg County Dept.
of Environmental Health

SUBDIVISION REGULATIONS
TEXT AMENDMENT NO. 80

A RESOLUTION AMENDING
THE MECKLENBURG COUNTY
SUBDIVISION REGULATIONS

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MECKLENBURG
COUNTY, NORTH CAROLINA:

Section 1. Chapter 20, "SUBDIVISION" of the Mecklenburg County Subdivision Regulations
as embodied in the Subdivision Ordinance are hereby amended as follows:

Section 7.200 Design Standards for Lots,

10. Lots Within the Mountain Island Lake Watershed, 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-inch caliper are to be removed except for dead or
diseased trees. Trees less than 2-inch caliper and undergrowth may be
removed to be 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. 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 requirements that existing vegetation in the buffer be enhanced 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.

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 inch caliper are to be removed except for dead or diseased trees. Trees less than 2 caliper and undergrowth may be removed to be 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 area, 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 be enhanced 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.

12. Delete the section, Lots Within Lake Norman Watershed Protection Area, in its entirety.

Section 2. That this ordinance shall become effective upon adoption.

Approved as to form:

County Attorney

Read, approved and adopted by the Board of County Commissioners of Mecklenburg County, North Carolina, in meeting on the 11th day of April, 2000.

Clerk, Board of County Commissioners