

Petition No: 2011-004
Petitioner: Charlotte-Mecklenburg Planning Commission

FEB 21 2011

ORDINANCE NO. _____ **AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE – ZONING ORDINANCE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 6: AMENDMENTS

1. PART 1: PROVISIONS OF GENERAL APPLICABILITY

- a. Amend Section 6.109, "Notice of hearings" by adding language as per Session Law 2009-178 (Senate Bill 1027) amending North Carolina General Statutes (N.C.G.S.) 160A-384 regarding notice of hearings for third party rezonings. Added language shall read as follows:

(1) Notice of all public hearings required under this Chapter shall be in accordance with the North Carolina General Statutes and rules and procedures adopted by the City Council.

(2) Notice of hearings for third party zoning map amendments.

- a) For city-initiated zoning map amendments, the Planning Department staff shall provide notice of the proposed rezoning petition and notice of the public hearings to all property owners and adjacent owners, in accordance with the North Carolina General Statutes and rules and procedures adopted by the City Council.
- b) Except for a city-initiated zoning map amendment, when a rezoning application is not filed by the owner of the subject parcel of land to which the proposed change would apply, the petitioner shall certify to the City Council that the property owner of the parcel of land as identified on the County tax listing has received actual notice of the proposed rezoning petition and a copy of the notice of public hearing, pursuant to G.S. 160A-384 as amended and G.S. 1A-1, Rule 4(j). A certification form shall be made available to the petitioner by the Planning Department.

Section 2. That this ordinance shall become effective upon its 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 21st day of February, 2011, 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 __ day of _____, 2011.
