

**PB 10-12 Currituck County
Roadside Markets
UDO AMENDMENT REQUEST**

An amendment to Chapter 2: Zoning Districts, Chapter: 7 Signs, and Chapter 17: Definitions to establish a definition of Roadside Markets and clarify the signage exemption.

BE IT ORDAINED by the Board of Commissioners of the County of Currituck, North Carolina that the Unified Development Ordinance of the County of Currituck be amended as follows:

Item 1: That Chapter 2: Zoning Districts, Section 2.5 Permitted Uses Table is amended by adding the following underlined language:

Section 2.5 Permitted Uses Table

Use	LUC	Zoning Districts											Special Requirements	
		A	RA	R	RO1	RO2	RR	GB	C	LBH	LM	HM		
<u>Office & Service</u>														
<u>Roadside, Farmer, or Craft Markets</u>	III	C						Z	Z	Z	Z	Z		

Item 2: That Chapter 7: Signs, Section 7.6 is amended by deleting the strikethrough language, adding the following underlined language and renumbering accordingly:

Section 7.6 Temporary, Off-Premise Signs

- A. The following temporary off-premise signs are permitted without a sign permit or the payment of fees:
 - 3. Temporary Off-premise signs advertising the existence of:
 - a. An approved roadside stand market selling fruits or vegetables.
 - b. A farm or tract upon which are grown fruits or vegetables that may be picked or gathered by the purchaser.
 - c. Produce, seafood, or related agricultural products offered for sale at an approved roadside market.
 - d. No sign may exceed 32 square feet in surface area and must be well maintained. Such signs may not be erected more than 30 days before the seasonal opening of such enterprise and

shall be removed no later than 30 days after the enterprise closes for the season.

Item 3: That Chapter 17: Definitions is amended by deleting the strikethrough language, adding the underlined language and reordering in alphabetical order the following definitions:

Farmers or Craft Market

An open air market where individual vendors offer for sale to the public for the sale of agricultural and aquaculture products or hand made goods. The products or goods offered for sale are generally produced by the individual vendors.

Roadside Market

A building or open air market used for the seasonal retail sale of agricultural and aquaculture products. A minimum 75 percent of floor space shall be devoted to selling produce, seafood, or related agricultural products.

Item 4: The provisions of this Ordinance are severable and if any of its provisions or any sentence, clause, or paragraph or the application thereof to any person or circumstance shall be held unconstitutional or violative of the Laws of the State of North Carolina by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions which can be given effect without the invalid provision or application.

Item 5: This ordinance amendment shall be in effect from and after the _____ day of _____, 200__.

Board of Commissioners' Chairman
Attest:

Gwen H. Keene
Clerk to the Board

DATE ADOPTED: _____
MOTION TO ADOPT BY COMMISSIONER: _____
SECONDED BY COMMISSIONER: _____
VOTE: _____AYES_____NAYS_____

PLANNING BOARD DATE: _____
PLANNING BOARD RECOMMENDATION: _____
VOTE: _____AYES_____NAYS_____

ADVERTISEMENT DATE OF PUBLIC HEARING: _____
BOARD OF COMMISSIONERS PUBLIC HEARING: _____
BOARD OF COMMISSIONERS ACTION: _____
POSTED IN UNIFIED DEVELOPMENT ORDINANCE: _____
AMENDMENT NUMBER: _____