

Petition #: 2002-013  
Petitioner: Robert L Brandon, Zoning Administrator

ORDINANCE \_\_\_\_\_

AMENDING APPENDIX A-ZONING

AN ORDINANCE AMENDING APPENDIX A-ZONING OF THE CODE OF THE CITY OF CHARLOTTE, NORTH CAROLINA.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that:

Section 1. Appendix-A Zoning of the City Code of the City of Charlotte shall be amended as follows:

1. Amend Section 12.106, "Uses and structures prohibited and allowed in required setbacks and yards", subsection (2), by deleting the first two sentences, beginning with "Except as otherwise..." and ending with "otherwise provided." and in lieu thereof to have the following three new sentences to read as follows:

"(2) No accessory structures, including architectural features, as cited in (5) below, shall be located within any setback or sideyard required of these regulations or located within three feet of a lot in the established rear yard. No accessory structure shall be located within any established setback in any residential district, except as otherwise provided. If the accessory structure exceeds the height of the principal structure, it must meet the minimum side yard and be at least 15 feet from the required rear yard and shall not exceed the total square footage of heated area located on the first floor of the principal structure."

2. Amend Section 12.106(5) by deleting subsection (5) in its entirety and in lieu thereof have a new subsection (5) to read as follows:

“(5) In respect to a principal structure, architectural features such as cornices, eaves, steps, gutters, and fire escapes may project up to three feet into any required yard, unless they would obstruct driveways, which might be used for service and emergency vehicles. This does not apply to accessory structures.”

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 15<sup>th</sup> day of April, 2002, 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 \_\_\_\_\_, 2002.