



Signature of Agent


Signature

Petition #:

Petitioner:

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. Amend CHAPTER 9 : GENERAL DISTRICTS

1. PART 8: BUSINESS DISTRICTS

- a. Amend Section 9.804. Permitted Accessory Uses and Structures by adding Outdoor Dining within a Required Setback to this code section, subject to the regulations of Section 12.419. Outdoor Dining within a Required Setback.

B. CHAPTER 12: Development Standards of General Applicability

1. PART 4: Accessory Uses and Structures

- a. Amend Section 12.401 by adding the terms of Development Standards under new section 12.419. Outdoor Dining within a Required Setback

The following restrictions shall apply to any outdoor dining patio located in a required setback of any Business Districts:

1. All outdoor dining areas shall be located behind the public sidewalk and out of the public right-of-way and on private property.
2. In respect to certain zoning districts may allow outdoor dining areas within the public right-of-way subject to obtaining a sidewalk dining right-of-way encroachment agreement through the Charlotte Department of Transportation (CDOT).
3. Outdoor dining areas within the required setback shall be located on a patio at grade and contain no temporary or permanent roof and roof supporting structures.

C. CHAPTER 12: Development Standards of General Applicability

1. PART 1: Supplemental Development Standards

- a. Amend Section 12.106. By adding the terms of Development Standards under Uses and structures prohibited and allowed in required setbacks and yards under paragraph (7).

Add the following Required Setback Encroachment along Charlotte's Urban Street Types: Paragraph (7). The Charlotte Urban Street Network consist of the following five (5) street types Approved under the Urban Street Design Guidelines. The five street types are listed below with Encroachment percentages:

- a. Main Street----- 100%
- b. Avenues----- 75%
- c. Boulevards ----- 50%
- d. Parkways ----- * *
- e. Local Streets ----- 100%

Note: ** Boulevards will require CDOT approval of the percentage into the required setback.

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 _____ day of _____, 20____, 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 _____, 20__.
