

**TOWN OF BURGAW UNIFIED DEVELOPMENT ORDINANCE
AMENDMENTS SINCE DECEMBER 12, 2000**

Date of Amendment	Ordinance	Sections Amended	Amendment
April 10, 2001	2001-05	Section 4-9: Table of Permitted Uses	adds <i>auction sales</i> as a conditional use in B-1
	2001-05	Section 14-20: Table of Regulations for Conditional Uses	adds conditions for <i>auction sales</i>
July 10, 2001	2001-11	Section 4-9: Table of Permitted Uses	adds <i>sausage preparation</i> (NAICS 311612) as a permitted use in I-1
	2001-15	Section 19-3: Extension or Enlargement of Nonconforming Situations; E1, E3, H1, H3	clarify regulations concerning enclosure of previously unenclosed areas
	2001-16	Section 2-2: Definitions of Basic Terms	adds definition of <i>roof re enclosure</i> of previously unenclosed areas
August 14, 2001	2001-23	Zoning Map	Deed Book property 214/7 from B-1 to O&I
October 9, 2001	2001-27	Zoning Map	Deed Book property 1624/132 from O&I to B-3
	2001-28	Section 2-2: Definitions	adds <i>open storage</i> definition
	2001-28	Section 4-9: Table of Permitted Uses	adds <i>open storage</i> as a permitted use in B-2
	2001-28	Section 4-10: Notes to the Table of Permitted Uses	adds Note 16 re open storage size limits

	2001-29	Section 15-6: Streets	amends standards for subdivision roads; eliminates paragraphs K, L, O, P, Q, R, and S
November 13, 2001	2001-31	Section 2-2: Definitions	amends definition for <i>regulated tree</i>
	2001-31	Section 9-1: Purpose and Intent	amends authority re landscaping on single-family lot construction and new subdivisions
	2001-31	Section 9-14	moves text to Section 9-1 (F)
December 11, 2001	2001-33	Zoning Map	1470 Penderlea Highway from R-12 to R-7
	2001-34	Section 14-4: Application to be Complete	adds subsection C re plans for proposed structures
February 12, 2002	2002-06	Section 14-9: Notes to the Table of Area, Yard, and Height Requirements	provides exemptions from yard fence height limit
	2002-05	Zoning Map	multiple tracts bounded by Durham, Hayes, Smith, and Fremont streets from R-7MH to R-7
	2002-07	Section 5-8: Planned Building Group Regulations for Apartments, Condominiums, and Townhomes	adds <i>townhomes</i> to title
	2002-11	Section 2-2: Definitions	adds <i>townhome</i> definitions; adds <i>air ambulance</i> definition
	2002-09	Zoning Map	107 N. Smith St. from B-3 to R-12
July 9, 2002	2002-17	Section 4-9: Table of Permitted Uses	amends note on NAICS numbers, titles of several uses, and removes a recreational use

	2002-18	Section 4-10: Notes to the Table of Permitted Uses	adds Note 16 re ABC Board definition of restaurant
August 13, 2002	2002-19	Section 4-9: Table of Permitted Uses	adds <i>air ambulance service</i> as conditional use in O&I
	2002-19	Section 14-20: Table of Regulations for Conditional Uses	adds condition for <i>air ambulance service</i> in O&I
	2002-20	Zoning Map	multiple tracts in 2100 block of NC Hwy 53 West from R-20 to RA-20
September 17, 2002	2002-24	Section 4-9: Table of Permitted Uses	amends <i>mobile home park</i> to conditional use in RA-20
	2002-24	Section 14-20: Table of Regulations for Conditional Uses	lists conditions for <i>mobile home park</i> in RA-20
	2002-30	Zoning Map	portion tract in 600 block of US Hwy 117 North Bypass from C/P to B-2
February 11, 2003	2003-04	Zoning Map	portion tract in 600 block of US Hwy 117 North Bypass from C/P to B-2
May 13, 2003	2003-08a	Zoning Map	Portion tract containing 3.76 acres at 607 S Walker from R-12 to O&I
July 8, 2003	2003-13	Section 20-1: Amending this Ordinance	adds requirement for notification of Planning Board meeting to consider zoning amendments

April 13, 2004	2004-08	Section 4-10: Notes to the Table of Permitted Uses	amends Note 2 re protective fencing for swimming pools
	2004-09	Section 8-10: Standards for Streams without Established Base Flood Elevations and/or Floodways	amends elevation requirement for lowest floor
	2004-10	Zoning Map	adjusts ETJ line
June 8, 2004	2004-13	Zoning Map	611 NC Hwy 53 East from R-12 to B-2
	2004-14	Section 4-9: Table of Permitted Uses	adds <i>kennel operation, care</i> as a conditional use in B-3
	2004-16	Section 14-20: Table of Regulations for Conditional Uses	adds conditions for <i>kennel operation, care</i> in B-3
September 14, 2004	2004-20	Section 4-9: Table of Permitted Uses	adds <i>church</i> as a conditional use in I-1
December 14, 2004	2004-23	Zoning Map	property bounded by Ashe, Bridgers, US Hwy 117 Bypass, and Lloyd streets from R-12 to O&I
	2004-30	Section 6-2: General	adds the word <i>street</i> to clarify the meaning of <i>required yard</i>
March 8, 2005	2005-12	Section 7-4: On-Premise Signs	amends height limit on freestanding ground signs in B-2 and B-3 districts

May 10, 2005	2005-16	Section 4-9: Table of Permitted Uses	removes <i>club or lounge</i> from B-1
	2005-17	Section 4-9: Table of Permitted Uses	adds <i>miniature golf facility</i> as conditional use in B-1
	2005-19	Zoning Map	Deed Book property 750/181 property from R-20, B-2, and R-7 to R-7
June 14, 2005	2005-23	Zoning Map	4 parcels along West Fremont Street from R-7 and R-20 to R-7
August 9, 2005	2005-25	Zoning Map	property 3229-83-1536-0000 from B-2 to PUD
	2005-26	Section 4-9: Table of Permitted Uses	removes words <i>minimum lot size of 3 acres</i> from <i>Dwelling, Single Family</i> classification
December 13, 2005	2005-28	Section 4-9: Table of Permitted Uses	changes four classifications from permitted to conditional uses in B-1 and/or B-2; adds <i>storage, self-service</i> to a permitted use in B-2 and B-3
	2005-29	Section 4-9: Table of Permitted Uses	adds <i>adult businesses</i> as a conditional use in I-1 and I-2
	2005-30	Section 4-10: Notes to the Table of Permitted Uses Article 21. Adult or Sexually Oriented Business	omits <i>Note 3 Adult Business</i> and adds <i>Article 21. Adult or Sexually Oriented Business</i>
January 10, 2006	2006-02	Section 4-9: Table of Permitted Uses	changes <i>dwelling, multi-family</i> to conditional use in R-7 and PUD

March 14, 2006	2006-06	Section 14-26: Major Subdivision Final Plat Submission and Review	adds requirement for dedicated open space to be incorporated as part of any proposed subdivision
	2006-07	Section 14-8: Table of Area, Yard, and Height Requirements	adds Note 5 requiring foundation surveys for some structures
	2006-08	Section 5-13: Open Space Requirement	amends open space requirements for PUDs
	2006-09	Zoning Map	property 3219-51-6623-0000 from R-12 to I-1
	2006-10	Zoning Map	Deed Book property 2145/001 from R-12 and R-7 to R-7
	2006-11	Section 2-2: Definitions	adds definition for <i>buildable acres</i>
	2006-12	Section 4-1: Establishment of Zoning Districts, and the Purpose Thereof	changes <i>R-5 Multi-Family Residential District</i> to <i>R-7 Multi-Family Residential District</i>
April 11, 2006	2006-14	Zoning Map	properties 3219-90-4703-0000 from R-7 and R-20 to R-7, 3228-19-1347-0000 from R-20 and R-7MH to R-12, and 3228-29-1347-0000 from R-20 and R-12 to R-12
	2006-15	Section 4-9: Table of Permitted Uses	adds <i>cargo storage containers (including tractor trailers)</i> as a permitted use in I-1 and I-2 and conditional use in B-2 and B-3

May 9, 2006	2006-24	Zoning Map	properties 3229-75-5809-0000, 3229-85-2802-0000, 3229-85-5468-0000, and 3229-85-7892-0000 from R-20, R-12, and I-1 to PUD
	2006-25	Zoning Map	twenty properties along E. Wilmington St., McKoy Road, and Jefferson St. from R-12, I-1, and R-20 to PUD
June 13, 2006	2006-31	Section 14-8: Table of Area, Yard, and Height Requirements	reduces minimum side setbacks in R-12 to 15 feet and in R-7 to 12 feet
	2006-32	Section 14-19: Procedure for Conditional Use Permit... Section 20-5: Land Use Guidelines	amends Section 14-19 and adds Section 20-5 to provide guidance for any proposed land use
August 8, 2006	2006-41	Zoning Map	properties 3228-67-2773-0000 and 3228-57-3765-0000 from R-20 and R-12 to I-1
October 10, 2006	2006-54	Section 15-5: Water and Sewerage Systems	incorporates Utility Extension Policy into UDO
	2006-55	Section 14-35: Voluntary Annexation	amends town's requirements for accepting requests for voluntary annexation
	2006-56	Zoning Map	property 3229-19-5516-0000 from R-20 and R-12 to R-12
	2006-57	Article 4. Zoning Districts and Zoning Map	omits RA-20 zoning district
	2006-58	Article 3, Part I. Planning and Zoning Board	amends section on planning board

	2006-59	Zoning Map	zones property 3239-79-1728-0000 to R-20
February 13, 2007	2007-06	Zoning Map	rezones abandoned railroad right-of-way to C/P
	2007-07	Zoning Map	Property 3229-98-7668-0000 from R-7 to B-2
	2007-08	Section 14-9: Notes to the Table of Area, Yard, and Height Requirements	establishes requirements for erecting a fence or wall
	2007-09	Zoning Map	properties 3239-05-6652-0000, 3239-05-8624-0000, and 3239-05-9686-0000 from I-1 to R-20
	2007-10	Zoning Map	property 3228-58-6981-0000 from B-3 to O&I
	2007-11	Section 4-1: Establishment of Zoning Districts, and the Purposes Thereof	amends minimum acreage requirements for B-2 and B-3 districts
March 13, 2007	2007-13	Article 8. Flood Damage Prevention Ordinance	adopts <i>Flood Damage Prevention Ordinance</i> as Article 8
	2007-14	Zoning Map	portion of 3228-49-1442-0000 from O&I to I-1
	2007-15	Zoning Map	ten properties from O&I to B-1
	2007-16	Section 4-9: Table of Permitted Uses	changes <i>automobile service station operations</i> to conditional use in B-2, B-3, and PUD
May 8, 2007	2007-19	Section 6-4: Driveways	amends driveways location(s) and design standards

	2007-20	Section 4-10: Notes to the Table of Permitted Uses	adds Note 16 outlining requirements for dumpster screening
June 12, 2007	2007-21	Section 4-9: Table of Permitted Uses	limits the number of uses-by-right, especially within commercial districts, per recommendations of NC 53 Highway Corridor Study
September 11, 2007	2007-30	Article 18. Enforcement and Review	amends article; allows for civil penalties
November 13, 2007	2007-31	Zoning Map	six properties located along US 117 South from B-2 to R-12
January 8, 2008	2008-01	Zoning Map	property 3239-79-1728-0000 from R-20 to R-7
	2008-02	Section 14-9: Notes to the Table of Area, Yard, and Height Requirements	amends Note 2 re satellite dishes, LP gas tanks, and similar devices not placed where visible from existing street rights-of way
	2008-03	Section 15-5: Water and Sewerage System	adds provisions for sewer connection by commercial businesses outside of corporate limits
April 8, 2008	2008-06	Section 4-9: Table of Permitted Uses	adds <i>bail bonding services</i> , NAICS 812990, as permitted use in B-1
	2008-07	Section 4-9: Table of Permitted Uses	Adds "Mobile Food Services" as a permitted use in the B-1 and B-2 zoning districts

	2008-08	Section 4-9: Table of Permitted Uses	adds <i>apiculture-honey bee production</i> , NAICS 112910, as permitted use in R-12 and R-20
	2008-10	Section 3-4: Created, Membership	combines Board of Adjustment and Planning and Zoning Board
June 10, 2008	2008-13	Zoning Map	portion of property 3229-66-6041-0000 from R-20 to B-2
September 9, 2008	2008-18	Zoning Map	property 3229-46-8373-0000 from R-12 to B-2
November 10, 2008	2008-23	Zoning Map	717 US Hwy 117 South from R-12 and B-2 to O&I and B-2
	2008-24	Section 7-2: General Provisions	amends the regulations for political signs
	2008-25	Zoning Map	546.7 acres off Stag Park Rd to be rezoned from R-20 to R-7.
March 10, 2009	2009-05	Zoning Map	approximately 12.75 acres located along the 1400 and 1500 Blocks of NC Highway 53 East rezoned from C&P and R-12 to C&P and B-2
June 9, 2009	2009-15	Section 14-19: Procedure for Conditional Use Permit Section 20-5: Land Use Guidelines	amends Section 14-19 and omits Section 20-5 to limit conditional use criteria to four findings of fact consistent with general statutes
	2009-16	Article 9. Regulations for Landscaping	re-writes Article 9

September 8, 2009	2009-24	Sections of Articles 2, 4, 5, 6, 10, 12, 13, 14, and 15 pertaining to the authority of the Planning Board and Board of Adjustment	aligns these sections with the advisory powers of the Planning Board and quasi-judicial powers of the Board of Adjustment as described in Article 3. Administrative Mechanisms
	2009-25	Article 19. Nonconforming Situations	includes <i>Purpose</i> and <i>Intent of Article</i> sections, provides regulations for nonconforming lots of record, clarifies provisions for grandfathered uses, removes portions allowing the Board of Adjustment to issue Conditional Use Permits, allows for vesting of projects that become nonconforming before completion
	2009-26	Article 20. Amendments	requires first-class mail notification of zoning amendment requests before Planning Board meeting
	2009-23	Section 4-1: Establishment of Zoning Districts, and the Purpose Thereof	adds RA (Rural-Agricultural) zoning district
	2009-34	Zoning Map	Amended properties located along Costin Rd be rezoned from R-12 to R-7MH
	2009-36	Section 4-1: Establishment of Zoning Districts, and the Purpose Thereof	Rezones all currently zoned B-3 parcels to either B-2, R-20, I-1, R-12, and R-7
November 10, 2009	2009-35	Zoning Map	18.33 acres located off Coston Rd and along the 700 Block of US Hwy 117 N being rezoned from R-20 and C&P to R-12 and C&P
December 8, 2009	2009-37	Section 4-9: Table of Permitted Uses and Section 4-10: Notes to Table of Permitted Uses	amends all use categories listed in table, where uses are allowed, and use notes; adds <i>Internet and Sweepstakes Cafes</i> to table; adds RA zoning district to table

	2009-38	Section 4-1: Establishment of Zoning Districts, and the Purpose Thereof	<i>Amended Establishment of Zoning Districts, Table of Permitted Uses, Notes to the Table of Permitted Uses</i>
May 11, 2010	2010-04	Zoning Map	extends Extraterritorial Jurisdiction (ETJ) line
		Zoning Map	zones all properties newly added to ETJ and rezones majority of R-20 properties to RA
	2010-06	Sections 7-4, 4-10, and 14-8	adds regulations for RA zoning district
	2010-07	Section 14-19: Procedure for Conditional Use Permit Granted by the Town Board of Commissioners on Recommendation of the Planning Board	clarifies the methods by which the Planning Board and Board of Commissioners consider conditional use permit requests
June 8, 2010	2010-11	Sections 2-2, 4-9, and 4-10	defines and amends name and provisions for <i>Internet and Sweepstakes Gaming</i>
December 14, 2010	2010-24	Article 10. Buffer Strips	rewrites Article 10
	2010-25	Article 12. Telecommunication Towers	rewrites Article 12
January 11, 2011	2011-01	Sections 14-20, 4-9, 4-10, and 5-2	updates Conditional Use regulations to conform with Table of Permitted Uses; aligns Table of Permitted Uses, Notes to the Table of Permitted Uses, and Residential Cluster Development regulations to changes in conditional uses
	2011-02	Section 2-2: Definitions of Basic Terms	added terms included in the amended Articles 10 and 12 and Section 14-20; deletes terms no longer used in UDO
February 8, 2011	2011-05	Sections 14-18 and 14-19	removes Planning Board from conditional use hearing process

	2011-06	Article 14: Permits and Final Plat Approval, Part I—Zoning and Conditional Use Permits, Sections 14-1 to 14-14	clarifies regulations for zoning and conditional use permits and aligns these sections with those recently amended
March 8, 2011	2011-07	Section 6-3: Minimum Parking Requirements	reduces the number of parking spaces required for multi-family developments
	2011-08	Article 14: Part II, Major and Minor Subdivisions; Sections 14-10 and 15-10	clarifies and updates procedures for major and minor subdivisions
June 14, 2011	2011-20	Sections 4-10, 14-20, and 2-2	allows accessory structures larger than 50% of the primary structure with a conditional use permit
July 12, 2011	2011-27	Section 14-10: Notes to the Table of Permitted Uses	clarifies and amends regulations for <i>home occupations</i>
October 11, 2011	2011-33	Section 4-9: Table of Permitted Uses	adds <i>food manufacturing, apparel manufacturing, and candle manufacturing</i> to the table of permitted uses
	2011-34	Section 2-2: Definitions of Basic Terms	amends the definition of a <i>bona fide farm</i>
January 10, 2012	2012-02	Article 7: Regulations for Signs	replaces existing Article 7
February 14, 2012	2012-04	Section 4-9 and 14-19	requires technical review by planning board for some conditional uses
March 13, 2012	2012-??	Official Zoning Map	rezoning of property along N. Timberly Lane owned by Donnie and Donna Rowe from R-12 to O&I
April 10, 2012	2012-12	Section 4-9 and 4-10	re-organizes and redistricts educational uses; requires some off-street parking for more intensive educational uses sited in downtown

	2012-13	Article 3, Part I	amends ordinance regarding planning board; allows for limited non-resident representation
August 14, 2012	2012-24	Section 7-7 and 14-20	allows off-premises signs in the R-20 district with a conditional use permit; establishes requirements and standards for conditional use permit
November 13, 2012	2012-32	Section 4-9 and 4-10	adds <i>call center; food, beverage, & craft processing and production with retail sales; food manufacturing (not otherwise specified); and material recovery facilities</i> to the table of permitted uses
March 12, 2013	2013-02	Section 14-9: Notes to the Table of Area, Yard, and Height Requirements	permits front-yard fences for residential uses with regulations; conditional use permit no longer required
	2013-03	Article III, Part I. Planning and Zoning Board	reduces the number of seats on the planning board from nine to seven
	2013-04	Section 7-6: Sign Standards	allows LED technology to be used in certain window signs
August 13, 2013	2013-17	Article 12. Wireless Telecommunications Facilities	rewrites article to comply with new federal and state legislation
	2013-18	Section 14-19: Procedure for Conditional Use Permits	adds conformance with Burgaw 2030 Comprehensive Land Use Plan as standard for CUPs
	2013-19	Section 4-10: Notes to the Table of Permitted Uses	changes regulations for swimming pool fencing to comply with building code
September 10, 2013	2013-10	Section 4-1, Article 5, and Article 14	rewrites Planned Unit Development regulations and requirements
	2013-11	Zoning Map	rezones all existing PUD-zoned areas, except that owned by Burgaw Development Group, to conventional zoning districts
	2013-20	Article 7. Regulations for Signs	reduces required setbacks for freestanding signs

October 8, 2013	2013-22	Article 19. Nonconforming Situations	allows substitution of nonconforming uses with conditional use permit
	2013-23	Sections 4-9 and 4-10	allows Cabinetmaking and Countertop Manufacturing with interior work and storage as a conditional use in the B-1 zoning district; a retail component required
	2013-24	Articles 3, 16, and 17	aligns ordinances with new state law regarding the Board of Adjustment and quasi-judicial hearings
November 12, 2013	2013-30	Official Zoning Map	extension of corporate limits due to annexation of three properties along NC Hwy 53 West owned by Middle District Baptist Association
January 14, 2014	2014-01	Official Zoning Map	rezoning of two properties along NC Hwy 53 East owned by the ER Casey Estate from R-20 and C/P to B-2 and C/P
February 19, 2014	2014-03	Section 4-9: Table of Permitted Uses	added <i>Sheriff's Offices</i> as a permitted use in the I-1 zoning district
March 18, 2014	2014-09	Section 4-1 and Article 20	allows for conditional zoning districts and sets up procedures
September 9, 2014	2014-19	Official Zoning Map	rezoning of two properties at the corner of Hwy 117 and S. Walker St. owned by Victoria Harrell Teal from R-20 to O&I
	2014-20	Section 4-9: Table of Permitted Uses	removes Mulch Merchants, Wholesale as a permitted use in the O&I district and adds Museums as permitted in that district
October 14, 2014	2014-23	Article 7: Regulations for Signs	amends maximum attached sign regulations in the non-residential zoning districts
	2014-24	Section 4-9 and 4-10	allows single family dwellings and accessory apartments in the rear of structures in the B-1 district

	2014-25	Sections 2-2, 4-9, 6-3, and 14-20	adds <i>entertainment establishment, event venue, and recreation center</i> uses to the ordinance
December 9, 2014	2014-36	Section 19-4: Extension or Enlargement of Nonconforming Uses	clarifies allowed expansions of nonconforming uses
	2014-37	Sections 4-9 and 4-10	updates uses allowed in B-1, allowing restaurants as a use-by-right and removing ambulance services; requires solid waste receptacle plans and review of accessory structures in Central Fire District by fire marshal
February 10, 2015	2015-03	Section 14-7: Table of Area, Yard, and Height Requirements	reduces setback requirements for office & warehouse structures in the I-2 zoning district
March 10, 2015	2015-06	Official Zoning Map	rezones a 49.2 acre tract (PIN 3239-01-1907-0000) located off Hwy 117 Bypass from R-20 to R7-CZ
April 14, 2015	2015-08	Sections 2-2, 4-9, 14-8, and 14-20	adds "Solar Farms" to the ordinance as a conditional use in the I-1 zoning district
	2015-09	Articles 4 and 5	establishes design standards and a Gateway Overlay Zoning district
	2015-10	Official Zoning Map	applies Gateway Overlay zoning to properties near the intersection of Highways 53 and 117
July 14, 2015	2015-15	Article 5	requires cross access for new developments and site redevelopments in the Gateway Overlay district
November 10, 2015	2015-28	Unified Development Ordinance (entire)	reorganized the entire development ordinance
April 12, 2016	2016-06	Multiple Sections	brought the town's regulations into legal compliance and clarified ordinance provisions for permit approvals
June 14, 2016	2016-10	Sections 8-2, 8-4, and 4-8	allows cargo storage containers as a conditional use in the RA zoning district subject to standards

September 13, 2016	2016-15	Article 3, Chapter IV	amended the deadlines for applications and staff reports for conditional use permits not requiring technical review
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