

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 731

CHANGES TITLE

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

Page 1 of 2

S731-ARC-13 [v.2]

Comm. Sub. [NO]
Amends Title [YES]
Second Edition

Date 5/17, 2011

Senator Clodfelter

1 moves to amend the bill on page 1, lines 2-3, by deleting the lines and substituting the
2 following:

3

4 "AN ACT TO CLARIFY WHEN A MUNICIPALITY OR A COUNTY MAY ENACT
5 ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS.";

6

7 and on page 1, by deleting lines 8-9 and substituting the following:

8 "G.S. 160A-452(6)c., may not be applied to single family residential structures in zoning
9 districts with densities of five or fewer dwelling units per acre, except under the following
10 circumstances;

11

12 and on page 1, by inserting the following between lines 14 and 15:

13 "(5) Where such regulations are imposed as conditions relating to the allowance
14 of density bonuses or modifications of open space, setbacks or required
15 yards, lot coverage, lot size, buffering or screening regulations otherwise
16 generally applicable in a zoning district.

17 (6) Where applied to manufactured or modular housing in a manner consistent
18 with G.S. 160A-383.1 and federal law .";

19

20 and on page 1, line 17, by deleting the phrase "type of style or exterior" and substituting the
21 phrase "type or style of exterior";

22

23 and on page 1, lines 21-23, by deleting the lines and substituting the following:

24 "include: (i) the height, bulk, orientation, or location of a structure on a zoning lot; (ii) the use
25 of buffering or screening to minimize visual impacts, to mitigate the impacts of light and noise,
26 and to protect the privacy of neighbors; (iii) features related to accessory buildings and parking
27 and loading areas; and (iv) off-premises and on-premises signs.';

28

29 and on page 1, by deleting lines 27-28 and substituting the following:

30 "G.S. 160A-452(6)c., may not be applied to single family residential structures in zoning
31 districts with densities of five or fewer dwelling units per acre, except under the following
32 circumstances;

33



* S 7 3 1 - A R C - 1 3 - V - 2 *

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 731

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

S731-ARC-13 [v.2]

Page 2 of 2

1 and on page 1, by inserting the following between lines 33 and 34:

2 "(5) Where such regulations are imposed as conditions relating to the allowance
3 of density bonuses or modifications of open space, setbacks or required
4 yards, lot coverage, lot size, buffering or screening regulations otherwise
5 generally applicable in a zoning district.

6 (6) Where applied to manufactured or modular housing in a manner consistent
7 with G.S. 153A-341.1 and federal law .";
8

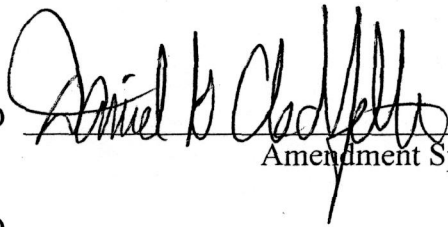
9 and on page 1, line 36, by deleting the phrase "type of style or exterior" and substituting the
10 phrase "type or style of exterior";
11

12 and on page 2, lines 3-5, by deleting the lines and substituting the following:

13 "include: (i) the height, bulk, orientation, or location of a structure on a zoning lot; (ii) the use
14 of buffering or screening to minimize visual impacts, to mitigate the impacts of light and noise,
15 and to protect the privacy of neighbors; (iii) features related to accessory buildings and parking
16 and loading areas; and (iv) off-premises and on-premises signs.";
17

18 and on page 2, line 6, by inserting the following after the word "law" and before the period:
19 "and applies to development approvals made on or after the effective date".
20
21
22

SIGNED



Amendment Sponsor

SIGNED _____

Committee Chair if Senate Committee Amendment

ADOPTED

48-0

FAILED _____

TABLED _____

Sarah Clapp

5.17.11

ADOPTED