



ORDINANCE NO. 07-674

An Ordinance Amending Appendix A Zoning, Article 12 Development Standards for Particular Uses, Article 23 Definitions (Open Air Commercial Platform), & Article 7 Off-Street Parking & Loading Requirements

The Town Council of the Town of Carolina Beach hereby amends Appendix A Zoning, Article 12.2 Development Standards for Particular Uses, Article 23 Definitions, and Article 7 Off-Street Parking & Loading Requirements, as follows:

Article 23 Definitions

Open Air Commercial Platform: Means a commercial establishment in which the use provides and area more than 50% open air or area, which by its design is open to the outside, to be approved by a conditional use permit.

Article 12. Development Standards for Particular Uses

Open air commercial platform

Are available for commercial uses that are permissible in the CBD. In reviewing an application for and open air commercial establishment, the Town Council and Planning and Zoning commission shall apply the following supplemental review guidelines criteria in addition to the standard review guidelines for conditional uses permits pursuant to Article 14:

- (1) An operational/business plan which addresses hours of operation, number of employees, goals of business, and other operational characteristics pertinent to the application
- (2) A parking plan which fully describes where and how the parking is to be provided and utilized
- (3) An indoor/outdoor crowd control plan which addresses how large groups of people waiting to gain entry into the establishment, or already on the premises will be controlled.

- (4) A security plan for the establishment and any parking facility, including enforcement of patron age restrictions.
- (5) A traffic circulation analysis and plan which details the impact of projected traffic on the immediate neighborhood and how this impact is to be mitigated.
- (6) A sanitation plan which addresses on-site facilities as well as off-premises issues resulting from the operation of the establishment.
- (7) A noise attenuation plan which addresses how noise will be controlled to meet the requirements of the noise ordinance.
- (8) Proximity of proposed establishment to residential uses.
- (9) Cumulative effect of proposed establishment on adjacent existing uses.
- (10) Town Council may add additional landscaping requirements where applicable to screen objectionable views within and between uses and assists in noise abatement, maintaining the climatic balance and decreasing wind velocity and to assist in crowd control.
- (11) The outdoor area shall be safely lighted and be confined to the project property not to shine on adjoining properties.

Table of Permissible uses

USES OF LAND	R-1	R-1B	R-2	R-3	C	MH	MF	MX	CBD	NB	HB	MB	T-1	I-1
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Open air commercial platform (See Art 12.2)									C					

ARTICLE 7. OFF-STREET PARKING AND LOADING REQUIREMENTS

Types of Uses	NUMBER OF REQUIRED PARKING SPACES
Open air commercial platform	1 per every 4 persons accommodated by facility at maximum capacity

Adopted this 13th day of March 2007.



Bill Clark
 Bill Clark, Mayor

Melinda N. Prusa
 Melinda N. Prusa, Town Clerk