

ORDINANCE NO. 2018-25

**AN ORDINANCE AMENDING THE
UNIFIED DEVELOPMENT ORDINANCE
CHAPTER 6 ENVIRONMENTAL PROTECTION, CHAPTER 13
INFRASTRUCTURE IMPROVEMENT REQUIREMENTS
& CHAPTER 19 DEFINITIONS**

WHEREAS, a public hearing was conducted on September 17, 2018, to amend Unified Development Ordinance Chapter 6 Environmental Protection, Chapter 13 Infrastructure Improvement Requirements, and Chapter 19 Definitions; and

WHEREAS, the amendment was considered by the Brevard Planning Board at their August 21, 2018 meeting and recommend City Council approve the amendments as presented; and

WHEREAS, the City Council of the City of Brevard finds that the proposed amendment is consistent with the City of Brevard Comprehensive Plan, specifically the following sections:

ELEMENT 2: ECONOMIC HEALTH

GOALS

With an environment that encourages private and public investment built through strategic partnerships and cultivation, Brevard will:

- *Be an economically viable community.*
- *Expand and strengthen its tax base.*
- *Support reinvestment in existing business as well as the establishment of new businesses.*

OBJECTIVE 2.1: Expanded tax base. As the City of Brevard's primary source of financial capital, the City will take proactive measures to stabilize and grow the tax base.

POLICY 2.1.A: Modify zoning regulations to encourage and allow greater density and intensities of land use within its jurisdiction.

POLICY 2.1.C: Prioritize transportation and utility investments within corporate limits to support infill development. This includes evaluating the City's current water and sewer systems to identify gaps in service and under-served areas within the City, prioritizing these areas based upon their potential for supporting new development, and marketing these investments as incentives to attract new development.

ELEMENT 3: ENVIRONMENTAL HEALTH

GOALS

Through appropriate conservation and preservation measures that protect the health and sustainability of the environment and our abundant natural resources, Brevard will:

- *Successfully preserve our woods and water for future generations.*
- *Promote our world-class natural resources as an asset.*
- *Prevent development in environmentally sensitive and critical areas.*
- *Preserve farmland.*

OBJECTIVE 3.1: Preservation of surrounding natural assets of mountains, farmlands, woods, and water for future generations.

POLICY 3.1.D: Seek out and develop innovative solutions to protect water quality while reducing the cost of stormwater management to private developers.

POLICY 3.1.E: Revise development regulations to encourage and incentivize the use of Low Impact Design techniques to manage stormwater.

ELEMENT 4: LIVABLE COMMUNITIES

GOALS

With a strong sense of community that supports livability for all, Brevard will:

- *Foster efficient land use, support a mix of housing types, increase efficiency of public utilities and services and accommodate multiple modes of transportation.*
- *Enjoy a network of complete neighborhoods that provide for all types of residents.*
- *Provide the services and amenities that allow residents to live happy, healthy, productive lives.*

OBJECTIVE 4.1: Increased efficiency of land uses to help stabilize and grow the City's tax base.

POLICY 4.1.A: Evaluate and amend development ordinances to facilitate infill development on vacant and under-developed parcels, as well as revitalization of developed parcels.

POLICY 4.2.H: Promote and encourage renovation of existing housing stock to reduce utility and maintenance costs for owners and occupants, conserve energy, and reduce pollution.

and

WHEREAS, the City Council of the City of Brevard, after hearing all persons wishing to comment on the amendment, desires to approve said amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BREVARD, NORTH CAROLINA THAT:

SECTION 1. In accordance with N.C.G.S 160A-364, as amended and Brevard City Code, the Unified Development Ordinance is hereby amended as described herein.

SECTION 2. If any provision of this Ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION 3. This Ordinance shall become effective upon its adoption and approval.

Adopted and approved upon first reading this the 17th day of September, 2018.



Jimmy Harris
Mayor



Jill Murray

Jill Murray, CMC
City Clerk

APPROVED AS TO FORM:

Michael K. Pratt

Michael K. Pratt
City Attorney