



THE TOWN OF

Holly Springs

Ordinance Number: 21-01

Date Submitted: March 2, 2021

Date Adopted: March 2, 2021

**AN ORDINANCE TO AMEND SECTIONS OF THE CODE OF ORDINANCES
TO MODIFY APPENDIX A: UNIFIED DEVELOPMENT ORDINANCE
AND ADOPT THE COMPATIBILITY STATEMENT REQUIRED BY
NORTH CAROLINA GENERAL STATUTES 160A-383**

WHEREAS, the Town of Holly Springs Town Council adopted *Vision Holly Springs: Town of Holly Springs Comprehensive Plan* in November 2007 and updated the plan in 2009 and 2018; and

WHEREAS, Town of Holly Springs desires to amend the Unified Development Ordinance in accordance with the goals and policies contained within *Vision Holly Springs: Town of Holly Springs Comprehensive Plan*; and

WHEREAS, the Holly Springs Planning Board has reviewed this request at a Public Meeting and recommended approval; and

WHEREAS, an opportunity for public input into the suggested amendment has been offered in a public hearing before the Town Council; and

WHEREAS, the Holly Springs Town Council finds that the requested UDO Text Amendments are consistent with the *Vision Holly Springs: Town of Holly Springs Comprehensive Plan*: Executive Summary in regards to "Using the Plan to Implement the Town's Vision" and "Adopting and Implementing the Plan"; Section 1: Land Use and Character; and Section 1: Land Use and Character Appendix A: Village District Area Plan. The proposed UDO Amendments implement the policy objectives identified in the Land Use and Character section of the Comprehensive Plan and provides the tools necessary for staff and the development community to implement the goals and objectives stated in the Plan; and

THEREFORE, BE IT ORDAINED by the Holly Springs Town Council of the Town of Holly Springs, North Carolina, that the Code of Ordinances Appendix A: Unified Development Ordinance of the Town is amended as follows:

Part 1: Amending Section 3.03 A. TV Town Village District; Permitted Uses, to correct a drafting

Office of the Mayor

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error in the TV district:

Remove text as indicated in ~~strike through~~ to Section 3.03 A. TV Town Village District as follows:

A. Permitted Uses.

1. *Primary Uses*- for existing *buildings or structures*.

h. Residential: *Dwelling Unit* – upper level; ~~Dwelling~~.

Part 2: REPEAL OF CONFLICTING ORDINANCES

All ordinances or parts of the UDO of the Town of Holly Springs conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Part 3: SEVERABILITY

If any section, part of a section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings shall not affect the remaining portion of this Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

Part 4: INCLUSION IN CODE

It is the intention of the Town Council entered as hereby ordained, that the provisions of this Ordinance shall become and be made part of the Unified Development Ordinance of the Town of Holly Springs, North Carolina; that the Section(s) of this Ordinance may be renumbered or relettered to accomplish such intention, and that the word “Ordinance” may be changed to “Section, or “Article” or other word.

Part 5: EFFECTIVE DATE

The provisions of this ordinance shall become effective March 2, 2021 in accordance with the laws of the State of North Carolina.

Adopted this, the 2nd day of March 2021.

Attested to:

Dick Sears, Mayor

Linda McKinney, Town Clerk



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