

**TOWN OF KURE BEACH
ORDINANCE 15.08.040 DISTRICT REGS**

NOW THEREFORE, be it ordained by the Council of the Town of Kure Beach, in the State of North Carolina, as follows:

SECTION 1: **AMENDMENT** “15.08.040 District Regulations” of the Town of Kure Beach Municipal Code is hereby *amended* as follows:

BEFORE AMENDMENT

15.08.040 District Regulations

Within the districts as indicated on the zoning map, no building or land shall be used and no building shall be erected or altered which is intended or designed to be used in whole or part for any use other than those listed as permitted for that district. A building or the use thereof may be considered changed when its form of occupancy or operation is substantially changed beyond those permitted uses as specified within the designated districts. A use not specifically addressed by the zoning ordinance shall be expressly prohibited so as not to alter or endanger the purpose of the zoning pertaining to each district and to ensure that the original intent and purpose as specified in G.S. § 160A-383 is maintained.

More than one (1) permitted use can be located on a particular site or within a particular building. All uses on a particular site or within a particular building must be permitted. If a use is not on the permitted use table, it is then prohibited. In addition, KBC 15.08.050 also identifies specific uses with a particular SIC code that may be prohibited. If a proposed use cannot be classified into a normal SIC code, the senior zoning administrator shall classify it with the use in the table most similar to it. If the senior zoning administrator should determine that a use is not listed and is not similar to a use in the permitted use table, then said use is prohibited. A business in operation may not add another use to their existing operation that is not permitted.

(Ord. of 4-19-11, § 1)

AFTER AMENDMENT

15.08.040 District Regulations

Within the districts as indicated on the zoning map, no building or land shall be used and no building shall be erected or altered which is intended or designed to be used in whole or part for any use other than those listed as permitted for that district. A building or the use thereof may be considered changed when its form of occupancy or operation is substantially changed beyond those permitted uses as specified within the designated districts. ~~A use not specifically addressed by the zoning ordinance shall be expressly prohibited so as not to alter or endanger the purpose of the zoning pertaining to each district and to ensure that the original intent and purpose as specified in G.S. § 160A-383 is maintained.~~ More than one (1) permitted use may be located on a particular site or within a particular building.

~~More than one (1) permitted use can be located on a particular site or within a particular building. All uses on a particular site or within a particular building must be permitted. If a use is not on the permitted use table, it is then prohibited. In addition, KBC 15.08.050 also identifies specific uses with a particular SIC code that may be prohibited. If a proposed use cannot be classified into a normal SIC code, the senior zoning administrator shall classify it with the use in the table most similar to it. If the senior zoning administrator should determine that a use is not listed and is not similar to a use in the permitted use table, then said use is prohibited. A business in operation may not add another use to their existing operation that is not permitted.~~ Uses which are listed shall be liberally interpreted to include non-listed uses which have similar characteristics. A use that is not listed and that does not have characteristics similar to those of a listed use shall be interpreted as a use requiring a special use permit under the provisions of KBC 15.08.080 herein.

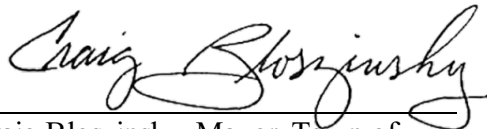
(Ord. of 4-19-11, § 1)

PASSED AND ADOPTED BY THE TOWN OF KURE BEACH COUNCIL APRIL 19, 2021.

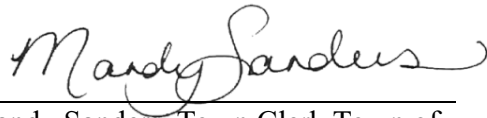
	AYE	NAY	ABSENT	ABSTAIN
Commissioner John Ellen	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Commissioner Allen Oliver	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Commissioner David Heglar	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Commissioner Joseph Whitley	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Mayor Craig Bloszinsky	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Presiding Officer

Attest



Craig Bloszinsky, Mayor, Town of
Kure Beach



Mandy Sanders, Town Clerk Town of
Kure Beach

