

**ZONING APPLICATION FOR UNIFIED DEVELOPMENT ORDINANCE TEXT CHANGE
AS PROVIDED IN THE UDO AT 155.401.3**

APPLICATION NUMBER 2020-719 DATE FILED 09/29/2020
APPLICANT'S NAME Parker Poe Adams & Bernstein LLP (Laura Goode) on behalf of HD Development of Maryland c/o Home Depot USA INC.
APPLICANT'S MAILING ADDRESS 301 Fayetteville Street, Suite 1400, Raleigh, NC 27601
APPLICANT'S PHONE NUMBER/EMAIL ADDRESS 919-835-4648 / lauragoode@parkerpoe.com

I request consideration of the following change in text of the Matthews Unified Development Ordinance:

Requested text change is:

- a change in wording to existing Section(s)
 an addition to Section(s)
 a deletion of wording at existing Section(s)

Below is the text requested to be changed, added or deleted:

Existing Section 155.506.36.B.6 Proposed Section _____

Change standard #6 for the outdoor sales of goods in conjunction with a permanent business in the B-1SCD district only.

155.506.36.B.6 as amended:

6. HUC, B-1, B-3, BD, B-H, I-1, I-2, MUD, TS, and ENT Districts:

The occasional or intermittent sale of goods from a semi-truck trailer without a cab, or from a temporary greenhouse or tent, for a short-term sale shall not exceed one hundred twenty (120) days during a calendar year. Any semi-truck, temporary greenhouse, or tent used as a part of outdoor sales shall not be located within any required front setback, any required parking, any driveway or any internal vehicular or pedestrian circulation areas.

B-1SCD Districts:

The occasional or intermittent sale of goods from a temporary greenhouse or tent, for a short-term sale shall not exceed one hundred twenty (120) days during a calendar year. Sale of goods from a semi-truck trailer without a cab shall be limited to the side or rear of the building. Any semi-truck, temporary greenhouse, or tent used as a part of outdoor sales shall not be located within any required front setback, any required parking, any driveway or any internal vehicular or pedestrian circulation areas.

(continue on additional page(s) as necessary)

ZONING APPLICATION FOR ORDINANCE TEXT CHANGE
Page 2

What is the intended effect of this request?

The purpose is to remove the 120 day limit to the outdoor sale of goods from a semi-truck trailer in conjunction with a permanent business in the B-1SCD zoning district while retaining the other standards for this type of use.

APPLICANT SIGNATURE

Laura Goode

Digitally signed by Laura Goode
Date: 2020.09.29 09:58:54 -04'00'

(continue on additional page(s) as necessary)

ZONING APPLICATION FOR ORDINANCE TEXT CHANGE

Page 3

FILING INSTRUCTIONS

An application for text amendment of the Matthews Unified Development Ordinance must be completed on the application form provided for such purpose and submitted with the appropriate fee to the Town Hall. The application shall be reviewed by the Town Planning and Development Department for completeness and then submitted to the Town Board of Commissioners for acceptance. The Town Board of Commissioners shall set a public hearing date according to their policy. The application shall be considered at a public hearing held jointly by the Town Commissioners and the Planning Board.

After the public hearing the application shall be reviewed by the Planning Board at their next regular meeting. At that meeting, the Planning Board may recommend approval, denial, or approval with conditions. This recommendation is then passed on to the Board of Commissioners at their next regular meeting in which zoning issues are discussed, according to Town Board policy. The Town Board of Commissioners may then approve, amend and approve, deny, or table action on the application. Any decision of the Town Board is final and subsequent revisions shall be handled in this same process as a new application.

The application for text amendment may be withdrawn by the Applicant at any time up to and including fifteen (15) days prior to the hearing date. Any subsequent withdrawal shall only be allowed by action of the Town Board of Commissioners.

ZONING APPLICATION FOR ORDINANCE TEXT CHANGE FEE:

Add a permitted use:	\$100
Any other reason, fewer than three (3) paragraphs affected:	\$250
Any other reason, three (3) or more paragraphs affected:	\$400