

GENERAL PROVISIONS**§ 156.001 AUTHORITY; ENACTMENT.**

The Board of County Commissioners, pursuant to the authority granted by the General Statutes of North Carolina, particularly by G.S. Chapter 153A, Article 18, does hereby enact into law these subchapters and sections.

(Ord. 9 Art. I, passed 5-23-1977)

§ 156.002 TITLE.

This chapter shall be known and may be cited as the Zoning Ordinance of Vance County, North Carolina or this chapter.

(Ord. 9 Art. II, passed 5-23-1977)

§ 156.003 JURISDICTION.

This chapter shall apply to all land, except bona fide farms as shown on the official zoning map(s) of the county.

(Ord. 9 Art. III, passed 5-23-1977)

§ 156.004 MINIMUM REQUIREMENTS.

In the interpretation and application of this chapter, the provisions of the chapter shall be considered as minimum standards, adopted for the promotion of the public health, safety, morals or general welfare. Wherever the requirements of this chapter are at variance with other requirements of lawfully adopted rules, regulations, ordinances, deed restrictions or covenants, the most restrictive or that imposing the higher standards shall govern.

(Ord. 9 § 140, passed 5-23-1977)

§ 156.005 AMENDMENT PROCEDURE.

The provisions of this chapter including the official zoning map(s) may from time to time be amended, supplemented, changed, modified or repealed in accordance with the following procedure:

(A) *Petition to amend.* Any petition to amend this chapter shall be directed to the Board of County Commissioners for consideration by the County Zoning Board not later than 10 days prior to the next

regularly scheduled meeting of the Zoning Board. The petition shall state the nature of the proposed amendment, and if applicable, a description of the property involved and the names and addresses of the owner(s) of the property. Each petition shall be accompanied by a fee of \$10 to defray a portion of the cost of advertising the petition required by law.

(B) *Public hearing required.* A public hearing shall be held by the County Zoning Board to consider any request for a zoning amendment. A notice of the public hearing shall be given once a week for 2 successive calendar weeks in a newspaper of general circulation in the county, 15 days prior to the date established for the public hearing.

(C) *Recommendation to the Board of County Commissioners.* The Zoning Board shall submit its recommendations in writing to the Clerk of the Board of County Commissioners not more than 30 days after receipt of an acceptable petition to the Zoning Board. Failure of the Zoning Board to submit recommendations within 30 days shall constitute a favorable recommendation. The Zoning Board shall mail or deliver to the petitioner and also to the spokesperson for opponents, if any, a copy of its report to the Board of County Commissioners.

(D) *Public hearing by Board of County Commissioners.* A public hearing shall be held by the Board of County Commissioners before adoption of any proposed amendment to this chapter. A notice of the public hearing shall be given once a week for 2 successive calendar weeks in a newspaper of general circulation in the county, the notice to be published the first time not less than 15 days prior to the date established for the public hearing.

(E) *Vote of Board of County Commissioners.* As provided by G.S. § 153A-45 of Article 4 of Chapter 153-A, a simple majority vote of the Board of County Commissioners shall be required to amend this chapter, provided the public hearings as required have been held in compliance with the General Statutes of North Carolina.

(F) *Denial of petition.* In the event that a petition to amend this chapter is denied by the Board of County Commissioners, a period of 12 months shall elapse before the petition containing substantially the same amendment may be resubmitted. However, the Board of County Commissioners may by a majority vote of the Board require that a public hearing, together with public notice as by law provided, be held in order that the Board might reconsider the petition to amend this chapter.
(Ord. 9 § 130, passed 5-23-1977)

§ 156.006 DEFINITIONS.

(A) *Interpretation of words and terms.*

(1) The word **PERSON** includes a **FIRM, ASSOCIATION, ORGANIZATION, PARTNERSHIP, TRUST, COMPANY** or **CORPORATION** as well as an **INDIVIDUAL**.