

ORDINANCE NO. O-37-23
AN ORDINANCE AMENDING THE TEXT
OF THE TOWN OF WAYNESVILLE LAND DEVELOPMENT STANDARDS

WHEREAS, the Town of Waynesville has the authority, pursuant to Article 7 of Chapter 160D of the North Carolina General Statutes, to adopt land development regulations, clarify such regulations, and may amend said regulations from time to time in the interest of the public health, safety, and welfare; and

WHEREAS, the Land Development Standards had an incorrect definition of “Freight Hauling/Truck Terminals,” but reference to a different definition that is provided in the American Planning Association’s Land Based Classification Standards (LBCS); and

WHEREAS, the Town of Waynesville Planning Board has reviewed the proposed text amendment to the LDS and recommends that it is consistent with the 2035 Comprehensive Plan and that it is reasonable and in the public interest.

WHEREAS, the Planning Board has reviewed and recommends the proposed text amendment for enactment by the Town Council; and

WHEREAS, after notice duly given, a public hearing was held on **July 17, 2023** at the regularly scheduled meeting of the Waynesville Planning Board, and on **September 12, 2023** at the regularly scheduled meeting of the Waynesville Town Council;

WHEREAS, the Town Council find this Ordinance to be consistent with the Town’s 2035 Comprehensive Plan it meets the following goals, and is reasonable and in the public interest to clarify a definition:

- Goal # 1: to “promote smart growth in land use planning and zoning;”
- Goal #5: to “create opportunities for a sustainable economy;”
- Goal #6 to “create an attractive, safe, and multi-modal transportation system.”

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WAYNESVILLE, MEETING IN REGULAR SESSION ON SEPTEMBER 12, 2023 AND WITH A MAJORITY OF THE COUNCIL MEMBERS VOTING IN THE AFFIRMATIVE, THE FOLLOWING:

That the Land Development Standards be amended as follows (**in red**):

1. Amend Section 17.3 Definitions, Use Type as follows:

Freight Hauling/Truck Terminals. Establishments for preparing the dead for burial or interment and conducting funerals (i.e. providing facilities for wakes, arranging transportation for the dead, and selling caskets and related merchandise). (LBCS S2760 and F4140).


Freight Hauling/Truck Terminals. Establishments in the truck and freight transportation category that provide over-the-road transportation of cargo using motor vehicles, such as trucks and tractor trailers. These establishments may handle a variety of commodities, involve local or long distance trucking, and require specialized equipment due to the size, weight, shape, or other inherent characteristics of the cargo (LBCS F4140).

ADOPTED this 12th Day of September, 2023.


TOWN OF WAYNESVILLE


J. Gary Caldwell, Mayor

ATTEST:


Candace Poolton, Town Clerk

APPROVED AS TO FORM:


Martha Bradley, Town Attorney