

Planning Code Interpretations Update – September 12, 2018

NOTE: Additions are single-underline italics Times New Roman;
Deletions are ~~strike-through italics Times New Roman~~.

Code Section: 311/312

Subject: Notification requirements in NC Districts in Supervisorial Districts 4 and 11.

Effective Date: 09/18

Interpretation:

Ordinance 179-18, approved 7/27/2018, effective 8/27/2018, included amendments to Section 311 and the repeal of Section 312 that will become operative on 1/1/2019.

Ordinance 199-18, approved 8/10/2018, effective 9/10/2018, included additional amendments to Section 311, as amended by Ord. 179-18, regarding temporary notification requirements in NC Districts in Supervisorial Districts 4 and 11.

In accordance with Ord. 179-18, the Planning Code will not reflect the amendments to Section 311 or the repeal of Section 312 until 1/1/2019, and the provisions of these amendments will not be operative until that date. However, the substance of the amendments to Section 311, that are contained in Ord. 199-18 are in effect as of 9/10/2018, and upon that date the requirements of Section 312 shall be modified as stated below:

Notwithstanding subsection 312(c)(1), for NC Districts in Supervisorial Districts 4 and 11, building permit applications for a change of use to the following uses shall not be subject to the provisions of subsections 312(d)(2)-(3) and 312(e):

Bar

General Entertainment

Limited Restaurant

Liquor Store

Massage Establishment

Nighttime Entertainment

Outdoor Activity Area

Private Community Facility

Public Community Facility

Restaurant

Tobacco Paraphernalia Establishment

These exceptions in Districts 4 and 11 will be in effect September 10, 2018 and will sunset on September 10, 2020 unless extended by the Board of Supervisors.

Note that as of January 1, 2019 the above modifications to notification procedures in NC Districts will be incorporated, along with the entirety of the provisions of Section 312, into an amended Section 311, and Section 312 will be repealed. **At that time, this interpretation shall no longer be in effect.**