



**CHATHAM COUNTY
BOARD OF COMMISSIONERS
AGENDA ABSTRACT**

ITEM NUMBER:
MEETING DATE:
6-19-06

PART A

Subject: Continued public hearing to receive public comment on an ordinance setting forth the rules and procedures for establishing a moratorium according to state enabling legislation adopted in 2005.

Action Requested: Hold a hearing and receive public comments.

Attachments: 1. Text of the proposed ordinance.

Submitted By:

Keith Megginson, Planning Director

Date

County Manager Review:

Charlie Horne, County Manager

Date

This abstract requires review by:

County Attorney

Date Reviewed

Finance Officer

Date Reviewed

Budget Officer

Date Reviewed

PART B

Re: Continued public hearing to consider adopting the Chatham County Moratorium Ordinance

Introduction & Background:

The attached draft of the Chatham County Moratorium Ordinance is the result of changes to the NC General Statutes during the 2005 Legislative session.

Discussion & Analysis:

The proposed Moratorium Ordinance included as attachment 1 is a result of revisions by the North Carolina Legislature in one of the most comprehensive updates to land use regulations in North Carolina. The appropriate General Statute reference has been included in the margins of the ordinance. The legislation explicitly recognizes that local jurisdictions have the authority to adopt moratoria and establishes the criteria for adoption. Prior to this legislation it was generally assumed that local jurisdictions could adopt moratoria.

Temporary moratoria may be adopted for any land development ordinance or regulation. To adopt a moratorium the local jurisdiction must expressly address criteria outlined in the NC General Statutes. Depending on the length of the moratorium there are different procedures that must be followed prior to adoption. The purpose of the attached ordinance is to give the Board of Commissioners the authority to adopt development moratoria when the need arises.

Budgetary Impact:

Recommendation: