

**AN ORDINANCE AMENDING ORDINANCE #137
OCRACOKE DEVELOPMENT ORDINANCE**

WHEREAS, the Board of Commissioners desires to amend the definition of "Lot Area" as contained in the definitions section of said ordinance and to provide that, for purposes of the Ordinance, a lot shall include all area within the deed description including those areas which are within the right of way of any public or private road and any utility easement; and

WHEREAS, the Board has conducted a public hearing duly noticed in accordance with Article V (A) of said Ordinance, and

WHEREAS, this proposed amendment was duly referred to the Ocracoke Planning Advisory Board which has recommended adoption of the same pursuant to Article V (B) of said Ordinance.

NOW, THEREFORE, IT IS ORDAINED AS FOLLOWS:

1. The definition of "Lot Area" contained in Article VI (B) of the Ocracoke Development Ordinance (Ordinance #137) is amended to read as follows:

"Lot Area" means the total horizontal area included within the lot lines. This specifically includes any area within the deed description which is subject to the right of way of any public or private road or which is subject to any utility easement.

2. This Ordinance shall take effect on and after _____, 2007.

Duly adopted this the _____ day of _____, 2007.

CHAIRPERSON, HYDE COUNTY COMMISSIONERS

ATTEST:

_____ (Seal)
CLERK