



Agenda Item Summary Sheet

Item No: **F-1**
Meeting Date: **March 6, 2024**

Item Title: Public Hearing to consider text amendments to remove the use "Restaurant, Drive-Through" from the Unified Development Ordinance

Item Summary:

At their January 3rd meeting, the Board of Commissioners voted unanimously to direct staff to initiate the text amendment process to eliminate the use of "Restaurant, Drive Through" as a permissible use within the Unified Development Ordinance (UDO) to create consistency between the UDO and the Comprehensive Land Use Plan.

Staff and Planning Board Recommendation

The policies in Town's Comprehensive Plan suggest restricting the development of drive-through restaurants in the town. Drive-through restaurants are currently only permitted via the Special Use process in the C-2, General Commercial District as a standalone principal structure. The character areas, as described in the Comprehensive Land Use Plan, are the result of a multi-year community-wide effort to define what land uses are appropriate, where and what land uses contribute to the Town of Nags Head's overall character. Drive-through restaurants are explicitly excluded as appropriate in any of the character areas. Based on guidance found within the Comprehensive Land Use Plan, staff recommends approval of the proposed text amendment to remove drive-through restaurants as an allowable use within the UDO.

At the Planning Board's January 16, 2024, meeting, they voted unanimously to recommend approval of the text amendments as proposed.

Number of Attachments:2

Specific Action Requested:

Conduct the Public Hearing for the requested UDO text amendment.

Submitted By: Planning and Development

Date: February 28, 2024

Finance Officer Comment:

Signature: Amy Miller

Date:

Town Attorney Comment:

Attorney Leidy will participate in the discussion as necessary.

Date:

Signature: John Leidy

Town Manager Comment and/or Recommendation:

I will participate in the discussion as necessary.

Date:

Signature: Andy Garman