

AN ORDINANCE AMENDING THE CITY OF HIGH POINT DEVELOPMENT ORDINANCE REGARDING THE PROVISION OF DRIVE-THROUGH FACILITIES IN THE CENTRAL BUSINESS (CB), MIXED-USE DOWNTOWN (MX-D) AND MIXED-USE WASHINGTON STREET ZONING DISTRICTS.

**WHEREAS**, the City Council of the City of High Point adopted the “City of High Point Development Ordinance” on May 16, 2016, with an effective date of January 1, 2017, and subsequently amended; and

**WHEREAS**, public hearings were held before the Planning and Zoning Commission on January 23, 2018 and before the City Council on February 19, 2018 regarding **Text Amendment 18-01**; and

**WHEREAS**, notice of the public hearings was published in the High Point Enterprise on January 10, 2018 for the Planning and Zoning Commission public hearing and on February 7, 2018 and February 14, 2018 for the City Council public hearing pursuant to Chapter 160A-364 of the General Statutes of North Carolina.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HIGH POINT, NORTH CAROLINA:**

**SECTION 1.**

Amend the Central Business (CB) District Section 3.4.8.G. District Standards as follows:

1. Drive-Throughs

~~Drive-through lanes and windows are prohibited.~~

**(a) Outdoor speakers associated with the drive-through shall be at least 50 feet from a residential district.**

**(b) Drive-through windows, menu boards, drive aisles, and speakers shall not be located between the principal building line and the front street right-of-way. For corner lots, the drive aisles shall not be located between the principal building line and the front street right-of-way, to the maximum extent practicable.**

**SECTION 2.**

Amend the Mixed-Use (MX) District Section 3.5.7.C.2. Site Standards as follows:

~~(c) Drive-Throughs~~

~~Drive-through lanes and windows are prohibited.~~

**SECTION 3.**

Amend Section 3.5.7.D Specific Standards for the MX-W District to add the following:

**3. Drive-Throughs**

**Drive-through lanes and windows are prohibited.**

**SECTION 4.**

Amend Section 3.5.7.E Specific Standards for the MX-D District to add the following:

**2. Drive-Throughs**

- (a) Outdoor speakers associated with the drive-through shall be at least 50 feet from a residential district.**
- (b) Drive-through windows, menu boards, drive aisles, and speakers shall not be located between the principal building line and the front street right-of-way. For corner lots, the drive aisles shall not be located between the principal building line and the front street right-of-way, to the maximum extent practicable.**

**SECTION 5.**

Should any section or provision of this ordinance be declared invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

**SECTION 6.**

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 7.**

This ordinance shall become effective upon adoption.

Adopted by the City Council  
City of High Point, North Carolina  
The 19<sup>th</sup> day of February 2018  
Lisa B. Vierling, City Clerk