

**AN ORDINANCE TO AMEND CHAPTER 36, SUBDIVISIONS, SECTIONS
ARTICLE VII, OCRACOKE DEVELOPMENT, SECTION 36-173 TABLE OF
NONCONFORMING STRUCTURES OF THE CODE OF ORDINANCES OF THE
COUNTY OF HYDE, NORTH CAROLINA**

WHEREAS, Article VII, Ocracoke Development, Nonconforming Situations, of Chapter 36, Section 36-173, is hereby amended to read:

- (a) Within the jurisdiction of this article there presently exist lots, uses and structures that were lawful before the ordinance from which this article is derived was adopted or amended, but which do not meet the development standards imposed by this article. These nonconforming situations may continue, but there shall be no enlargement, expansion or increase in their nonconformity.
- (b) A single-family dwelling may be built on any nonconforming lot which is in existence at the time of the adoption of the ordinance from which this article is derived, for which an improvement permit can be issued by the county health department, but in all other aspects it must comply with this article,
- (c) All other buildings and uses established after the effective date of the ordinance from which this article is derived shall comply with the development standards, unless they qualify for a variance under section 36-206.
- (d) Any destroyed nonconforming building may be rebuilt to its original dimensions if a permit for rebuilding is applied for within ~~180 days~~ **365 days** from the date of destruction. Thereafter, it shall not be rebuilt, except in conformity with the development standards of this article.

NOW, THEREFORE BE IT ORDAINED the Ocracoke Development was amended and adopted in whole, as amended, on April 20, 1998. It was amended on September 6, 2005, November 20, 2006, December 3, 2007, April 6, 2015, and is further amended this the 4th day of May, 2020.

Earl Pugh, Jr., Chair
Hyde County Board of Commissioners

ATTEST:

Lois Stotesberry, CMC, NCCCC
Clerk to the Board