

**ORDINANCE NO. (2021)
TC-13-21 VEHICLE FUEL SALES USE STANDARDS**

**AN ORDINANCE TO AMEND THE PART 10
RALEIGH UNIFIED DEVELOPMENT ORDINANCE TO AMEND THE USE
STANDARDS FOR VEHICLE FUEL SALES**

WHEREAS, the Unified Development Ordinance sets forth buffer requirements to mitigate the impacts of vehicle fuel sales from adjacent residential districts and uses; and

WHEREAS, this buffer should be required based upon the specific spatial relationship between the vehicle fuel sales use and the adjoining residential district and/or use.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RALEIGH THAT:

Section 1. Section 6.4.11.C.4. of the Part 10 Raleigh Unified Development Ordinance, Use Standards – Vehicle Fuel Sales, is hereby amended by adding the following language shown in the underlined and removing the language shown in strikethrough:

4. Vehicle Fuel Sales (including gasoline and diesel fuel) in a NX-, CX-, DX- or IX-District is subject to the following:
 - a. Where a fuel pump island is located within 100 feet of a Residential District or a residential use, a Type 2: Medium protective yard, in accordance with Sec. 3.5.3, must be established along ~~any~~the side of the property abutting ~~at~~the Residential District or ~~at~~the residential use. The protective yard must include a wall at least 6.5 feet in height.
 - b. Subject to NC DOT driveway access regulations, no fuel pump island shall be located closer than 25 feet from any public street right-of-way.

Section 2. This text change has been reviewed by the Raleigh Planning Commission.

Section 3. This ordinance has been adopted following a duly advertised legislative hearing of the Raleigh City Council.

Section 4. This ordinance has been provided to the North Carolina Capital Planning Commission as required by law.

Section 5. This ordinance shall be enforced as provided in N.C.G.S. 160A-175 or as provided in the Raleigh City Code. All criminal sanctions shall be the maximum allowed by law notwithstanding the fifty-dollar limit in N.C.G.S. 14-4(a) or similar limitations.

Section 6. This ordinance is effective ___ days after adoption.

ADOPTED:

EFFECTIVE:

DISTRIBUTION: Planning & Development – Young, Bowers, Crane, Waddell, Ray, Rametta,
Hosey, Bailey-Taylor
City Attorney – Tatum, Hofmann, York, Hargrove-Bailey
Department Heads
Transcription Svcs – Taylor

Prepared by the Department of Planning and Development