

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE UNIFIED DEVELOPMENT ORDINANCE

BE IT ORDAINED by the Town Council of the Town of Apex as follows:

**Section 1.** Section 4.2.2 of the Unified Development Ordinance is amended to read as follows with additions shown as bold underlined text and deletions shown as struck-through text:

4.2.2 Use Table

Use Type	Definition Section	Zoning Districts																Standards						
		Residential						Business					Planned Development			Other			Section(s)					
		R A	R R	L D	M D	H D S F	H D M F	M H	M H P	M O R R	O & I	B 1	B 2	P C	L I	T F	M E C			T N D	P U D	C B	S D	S T C
Retail sales and service	4.3.5.G																							
Personal service	4.3.5.G.24									P	%	P	P***	P		P	P	P	P		*	*	P*	4.4.5.G.11; 6.3

\*\*\*Uses in the Central Business District designated as Permitted (P) with three asterisks are not allowed in storefront locations with the exception of "Personal service". Only one (1) storefront "Personal service" use shall be allowed per building and shall not exceed 10% of the total square footage of the first floor of the building and no more than 20' of storefront, provided that such use includes a retail component that is located adjacent to the storefront windows so as to be visible to the public from the outside. Storefront locations shall mean the first floor of all spaces abutting North Salem Street, East Chatham Street, West Chatham Street, Saunders Street, and Templeton Street, as well as along all public parking lots and garages.

**Section 2.** The Director of Planning and Community Development and/or Town Manager are hereby authorized to renumber, revise formatting, correct typographic errors, to verify and correct cross references, indexes and diagrams as necessary to codify, publish, and/or accomplish the provisions of this ordinance or future amendments as long as doing so does not alter the terms of this ordinance.

**Section 3.** All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to such section, paragraph, subdivision, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

**Section 4.** The ordinance shall be effective upon enactment on the \_\_\_\_ day of \_\_\_\_\_ 2021.

Introduced by Council Member \_\_\_\_\_

Seconded by Council Member \_\_\_\_\_

Attest: TOWN OF APEX

\_\_\_\_\_  
Donna Hosch, MMC, NCCMC  
Town Clerk

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Jacques K. Gilbert  
Mayor

Approved As To Form:

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Laurie L. Hohe  
Town Attorney