

**BOARD OF COMMISSIONERS
TOWN OF HILLSBOROUGH, NORTH CAROLINA**

Consistency Statement per NC GS § 160D-605

Request to amend Subparagraph 9.1.5.2, Permissible Encroachment into Required
Setbacks in the Unified Development Ordinance of the Town of Hillsborough
(staff-initiated)

April 14, 2025

The Board of Commissioners for the Town of Hillsborough has received and reviewed a request from the Planning and Economic Development division to amend the Unified Development Ordinance as follows:

Amend subparagraph 9.1.5.2, Permissible Encroachment into Required Setbacks, to allow residential swimming pools, hot tubs, and spas, including associated decking and patios, to encroach into the side and rear yard setbacks up to five feet from the property line.

The Board of Commissioners has determined the proposed action is **consistent** with the town's Comprehensive Sustainability Plan because:

1. The proposed amendment is **consistent** with the following Town Government and Public Services chapter goal, strategy, and action:
 - Goal: Adopt local laws, regulations and policies that help to achieve sustainable and equitable outcomes.
 - Strategy: Develop and adopt policies that help accomplish town goals.
 - Action: Regularly review and update town policies as new information is garnered and achievements are met.
2. The proposed rezoning **advances** identified goals and strategies found in the Comprehensive Sustainability Plan and **promotes** public health, safety, and welfare because it will make zoning regulations more consistent, making encroachment allowances for pools, hot tubs, and spas the same as those for accessory buildings and dwellings.

The foregoing consistency statement, having been submitted to a vote, received the following vote and was duly adopted this 14th day of April in the year 2025.

Ayes:

Noes:

Absent or excused:

Sarah E. Kimrey, Town Clerk