

PERMITTED USES	ME-14/10/6	R-10	RM-10	R-15	RA-15	RAM-15	CB	HB	CW	B-2	O/I	L/I	HI	C	PUD
ACCESSORY AND TEMPORARY															
ACCESSORY DWELLING [pursuant to 10-4(A)]	P	P	P	P	P	P	P	S	S	S	S				P
ACCESSORY STRUCTURE [pursuant to 10-4]	P	P	P	P	P	P	P	P	P	P	P	P	P		P
ACCESSORY USES, OTHER [pursuant to 10-4]	P	P	P	P	P	P	P	P	P	P	P				P
ACCESSORY RETAIL [pursuant to 10-4(E)]							P	P	P	P	P	P	P		P
DRIVE-THROUGH FACILITIES							S	S		S	S				S
DUMPSTERS AND ENCLOSURES [pursuant to 10-4(B)]	P	T	T	T	T	T	S	P	P	P	P	P	P		P
HOME OCCUPATION [pursuant to 10-4(D)]	P	P	P	P	P	P	P	P	P	P					P
MODULAR/MOBILE OFFICE, TEMPORARY [pursuant to 10-3(S)]	T	T	T	T	T	T	T	T	T	T	T	T	T	T	T
OUTDOOR DISPLAY AND SALES [pursuant to 10-3(Y)]							S P	P		P					
OUTDOOR STORAGE [pursuant to 10-3(Z)]												P	P		
OUTDOOR STORAGE FACILITY [pursuant to 10-3(Z AA)]															
STORAGE, INDUSTRIAL [pursuant to 10-3(AA Z)]												P	P		
TEMPORARY USES, OTHER	T	T	T	T	T	T	T	T	T	T	T	T	T	T	T
VEHICLE STORAGE IN CONJUNCTION WITH REPAIR								S		P		P			

Section 2-2: Definitions of Basic Terms

(174) Outdoor Display. ~~The display or exhibiting of merchandise on site outside of a primary structure in which an establishment which has a valid privilege license conducts business. Outdoor display of goods, whether typically stored outside or not, are displayed in such a way as to generate interest from the traveling or shopping public. A few examples of outdoor display include: a rack of clothes on a private sidewalk in front of a clothes store, or lawn mowers parked in front of a hardware store and positioned for easy viewing. Outdoor display may also be considered outdoor sales if the items are being sold to the general public. The placement of merchandise or goods in an open-air setting outside of the principal structure of a business in such a way as to generate interest from the traveling or shopping public, and where such merchandise is visible to the public and accessible during normal business hours. Outdoor display is intended for short-term or daily showcasing of products, not to include permanent storage, wholesale distribution, or vending by third-party operators.~~

(175) Outdoor Sales. ~~The on-site sales of merchandise customarily a product sold by that business establishment which has a valid privilege license issued by the Town of Charlotte and is located outside of the primary structure used to conduct business. The on-site sale of goods or merchandise conducted outside of the primary structure, involving merchandise owned and sold by the principal permitted business.~~

Outdoor sales can be considered either “active outdoor sales” or “inactive outdoor sales.”

- (a) Active Outdoor Sales. ~~The sale of merchandise outside of the primary structure of a business that is located on-site and attended by an employee of that business. A type of outdoor sales activity where an employee or attendant is physically present to conduct, monitor, or facilitate transactions outdoors. Active outdoor sales may include seasonal promotions, sidewalk sales, or specialty item displays. This use requires the submission and approval of a site plan and is subject to specific area, access, and safety standards under Section 10-3 (Y).~~

- (b) Inactive Outdoor Sales. The sale of merchandise outside of the primary structure of a business that is located on-site with the business transaction generally occurring inside the primary structure of the business.

~~(176) Outdoor Storage. The storing of merchandise of an establishment which has a valid zoning permit issued by the Town of Shallotte on site outside of the primary structure in which the establishment conducts business. Outdoor storage is typically large bulky items that are not conducive to inside storage such as pipe, lumber, landscaping, automobiles, boats, and other such items. The placement or accumulation of materials, goods, merchandise, equipment, or other items in an on-site, unenclosed area for more than 24 hours, typically not intended for immediate sale or customer access. Outdoor storage includes storage of inventory, landscaping, equipment, construction materials, or vehicles related to the primary use of the permitted business. (Ord. 20-05, 7/7/20)~~

Section 10-3 (Y) Outdoor Display and Sales – Supplemental Standards

(Y) Outdoor Display and Sales

- (1) Purpose and Intent: To allow and regulate the outdoor display and sales of merchandise in a manner that enhances the Town's commercial environment, supports business activity, and ensures pedestrian safety, vehicular access, and aesthetic quality.
- (2) Applicability. These regulations apply to any commercial use which has been given zoning approval by the Town of Shallotte that intends to display or sell merchandise outdoors on their premises, excluding uses where outdoor display is inherent to the principal business as defined in this section.
- (3) Location Restrictions:
 - a. Displayed merchandise must be located on the premises of the business selling the goods. Sales and displays are prohibited in drive aisles, loading zones, fire lanes, handicap parking spaces, or near fire hydrants and fire department connections unless prior approval is received by the Town of Shallotte Fire Department.
 - b. Outdoor sales or display in parking areas require written administrative approval and a site plan. Such areas cannot exceed 20% of parking spaces or forty (40) spaces total and must not obstruct pedestrian or vehicle movement. Outdoor sales are not permitted in lots with fewer than five (5) spaces.
 - c. Outdoor displays and sales are prohibited within public rights-of-way and public sidewalks.
- (4) Other Regulations:
 - a. Outdoor displays and/or sales shall only be conducted during the regular operating hours of the business.
 - b. All merchandise displayed or sold must be owned by the business. Off-site outdoor sales and third-party vendors using the business's display area are only permitted with the issuance of a temporary itinerant merchant permit [Section 10-3 (O)].
 - c. Displays must not obstruct business entrances and must maintain a clear, unobstructed path at least equal to the width of the entrance.
 - d. No merchandise may be attached to building walls or placed within the entrance/exit corridor, defined as a distance equal to the width of the doorway measured perpendicular to the structure.
 - e. Displays along private sidewalks or in front yards may not exceed half the storefront's length and must maintain at least a five-foot pedestrian clearance.
 - f. A minimum 5-foot-wide pedestrian clearance must be maintained on the parking lot side of any display.

- g. Active outdoor sales, where an attendant is present, must be staffed by an employee of the business and must sell products customary to that business. Active outdoor sales require the submission and approval of a site plan and are subject to specific area, access, and safety standards detailed in this section.
- h. All signage must comply with the Town's sign ordinance (See Article 21).

(5) Exemptions:

The following uses are exempt from these standards, provided they have been issued zoning approval and comply with general safety, access, and fire code requirements:

- A temporary vendor with a valid itinerant merchant permit.
- Auto and truck dealers
- Boat dealers
- Camper equipment retailers
- Farmer's markets
- Flea markets
- Lawn and garden centers
- Lumber yards
- Hardware stores
- Plumbing supply stores
- Kitchen countertop suppliers
- Manufactured housing dealers
- Outdoor furniture retailers
- Heavy equipment rental and leasing
- Outdoor recreation product dealers

Section 10-3 (Z) Outdoor Storage – Supplemental Standards

(Z) Outdoor Storage

- (1) Purpose and Intent: To manage the location and appearance of outdoor storage in commercial and industrial areas to minimize visual clutter, preserve public safety, and support compatible development.
- (2) Applicability. Applies to all non-residential uses utilizing outdoor storage.
- (3) Type:

(A) Outdoor Storage – Commercial

(1) Location Restrictions:

- a. Outdoor storage shall be located in the rear yard, directly behind the principal structure.
- b. Outdoor storage shall not be located in drive aisles, loading zones, handicap parking spaces, near fire hydrants or fire department connection equipment, or fire lanes.
- c. There shall be no outdoor storage permitted in a designated flood hazard area.
- d. In instances where parcel size, setback, buffering regulations, or other conditions unique to the property do not allow for outdoor storage, the Administrator or his or her designee, may permit outdoor storage in a side yard, with the side yard storage meeting all other requirements of this section.
- e. Outdoor storage shall not be permitted in front yards in any zoning district.
- f. Items shall not be stored in a manner that would encroach upon any required yard setback or buffer.

(2) Screening and Buffering Requirements:

- a. Any outdoor storage area must be screened from the public view using either a masonry wall or a vinyl or wooden fence enclosure in accordance with Article 17.
- b. Outdoor storage shall not exceed the height of the required screen.
- c. Installed screening must effectively block visibility from public rights-of-way and any adjacent residential uses.
- d. Where outdoor storage abuts residential districts, a twenty-five (25) foot vegetative project boundary buffer shall be installed in accordance with Section 17-14 (a).

(3) Other Regulations:

- a. Outdoor storage shall only be permitted in accordance with an approved site plan clearly delineating storage type and site location.
- b. Storage must be clearly incidental to the primary business or industrial use on site.
- c. Storage areas are not to be used for sales or product display.
- d. Shipping containers, cargo storage containers or the like, shall not be used for outdoor storage in any district but the Light Industrial District (LI) and the Industrial District (HI).
- e. Outdoor storage shall not inhibit the access or operation of emergency services.
- f. Outdoor storage areas shall be paved or graveled to control dust, runoff, and erosion, and to prevent soil and stormwater pollution.

(B) Outdoor Storage – Industrial

(1) Location Restrictions:

- a. Equipment, machinery, materials, or vehicles shall be stored on the same property for which the principal business is located.
- b. Outdoor storage shall be located in the rear yard, directly behind the principal structure.
- c. Outdoor storage shall not be located in drive aisles, loading zones, handicap parking spaces, near fire hydrants or fire department connection equipment, or fire lanes.
- d. No equipment, machinery, material, or vehicles shall be stored in a manner that would encroach upon any required yard setback or buffer.
- e. There shall be no outdoor storage permitted in a designated flood hazard area.

(2) Screening and Buffering Requirements:

- a. Outdoor storage must be screened from the public view using either a masonry wall or a vinyl or wooden fence enclosure in accordance with Article 17.
- b. Equipment, machinery, material, and vehicles stored outdoors shall be screened from the view of any public right-of-way by an opaque fence that is no less than six (6) feet tall, and inaccessible to the public.

(3) Other Regulations:

- a. Equipment, machinery, material, or vehicle storage shall not interfere with emergency access to the property or surrounding area.
- b. Outdoor storage areas shall be paved or graveled to control dust, runoff, and erosion, and to prevent soil and stormwater pollution.
- c. Public streets shall not be used for the loading or unloading of equipment, machinery, material, or vehicles.

(4) Hazardous Materials Storage

- a. A special use permit (SUP) is required for any use engaged in storing, handling, or producing hazardous materials except for those uses with incidental storage of hazardous materials customary to a trade, contracting, or light manufacturing business (e.g., HVAC, plumbing, electrical, etc.)
- b. Hazardous materials storage is strictly limited to the Light Industrial District (LI) and the Industrial District (HI) and must adhere to Section 10-4 (D).