

GENERAL ASSEMBLY OF NORTH CAROLINA  
1989 SESSION

CHAPTER 512  
HOUSE BILL 904

AN ACT PERTAINING TO THE NOTICE REQUIRED FOR THE ADOPTION OF  
OVERLAY ZONING DISTRICT ORDINANCES BY THE CITY OF DURHAM.

The General Assembly of North Carolina enacts:

Section 1. Section 94.1 of the Charter of the City of Durham, being Chapter 671, Session Laws of 1975, as added by Chapter 716, Session Laws of 1985, reads as rewritten:

"**Sec. 94.1. Overlay zones.** In exercising the authority conferred upon cities by G.S. 160A-381 and G.S. 160A-382, the City Council may ~~establish zoning districts which overlay other zoning districts~~ adopt ordinances establishing overlay districts, in which additional requirements are imposed on certain properties within one or more general or special use districts. The provisions of G.S. 160A-384 which follow the first sentence of such section (concerning the giving of mailed notice) shall not apply to the ordinances which establish or amend: (i) overlay districts, or the boundaries of such districts; or (ii) the requirements applicable within such overlay districts."

Sec. 2. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 29th day of June, 1989.