ORDINANCE NO. 2024-____

AN ORDINANCE AMENDING THE CITY OF BREVARD CODE OF ORDINANCES CHAPTERS 1, 46, AND 62

WHEREAS, the City Chapter 1 – General Provisions; Chapter 46 – Peddlers and Solicitors; and Chapter 62 – Streets, Sidewalks and Other Public Ways; and,

WHEREAS, the Downton Master Plan Committee reviewed the proposed amendments on multiple occasions and recommended approval of the amendments on June 11, 2024; and

WHEREAS, the City Council of the City of Brevard finds that the proposed amendment is consistent with the following elements of the City of Brevard's adopted plans and policies:

- Downtown Master Plan Goals:
  - Enhance mobility, accessibility, and safety in Downtown
  - Create an attractive and engaging pedestrian experience.

- *Building Brevard 2030* Comprehensive Land Use Plan, Goal #4:
  - *Create a built environment that prioritizes a safe, active, multi-modal transportation system and community health and wellness.*

- The Brevard Pedestrian and Bicycle Plan Goal:
  - Creating safer conditions for walking and biking.

WHEREAS, a public hearing was conducted on Monday, June 17, 2024, by the Brevard City Council, and, after hearing all persons wishing to comment, and upon review and consideration of the proposed amendments, it is the desire of the City Council of the City of Brevard Unified Development Ordinance be amended as outlined below.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BREVARD, NORTH CAROLINA THAT:

SECTION 01. Brevard City Code, is hereby amended as depicted in Exhibit A, which is attached hereto and incorporated herein by reference.

SECTION 02. As to any conflict between this Ordinance and any parts of existing ordinances, the provisions of this Ordinance shall control.

SECTION 03. If any section, subsection, paragraph, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.

SECTION 04. This Ordinance shall be in full force and in effect from and after the date of its adoption and approval.

Adopted and approved this the 17th day of June 2024.

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Maureen Copelof
Mayor

ATTEST:

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Denise Hodsdon, CMC
City Clerk

APPROVED AS TO FORM:

_____

Mack McKeller
City Attorney