ORDINANCE NO. 2026-XX

AN ORDINANCE AMENDING CHAPTER 17 OF THE CITY OF BREVARD UNIFIED DEVELOPMENT ORDINANCE AND CHAPTER 70 OF THE CITY OF BREVARD CODE OF ORDINANCES TO AMEND REGULATIONS FOR FATS, OILS, AND GREASE (FOG) PROGRAM

WHEREAS, the City of Brevard's Wastewater Collection System is permitted through the North Carolina Department of Environmental Quality, and the permit requires development and implementation of an educational and enforceable fats, oils, and grease (FOG) program; and

WHEREAS, text amendments are needed to both the City of Brevard Unified Development Ordinance and the City of Brevard Code of Ordinances to bring the City into full compliance with the Wastewater Collection System permit; and

WHEREAS, the City of Brevard Planning Board considered revisions to City of Brevard Unified Development Ordinance Chapter 17 – Development Plan Regulations on June 23, 2026 and recommended in favor; and,

WHEREAS, a public hearing was conducted on Monday, August 17, 2026, 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 that the Unified Development Ordinance and Code of Ordinances be amended as outlined below.

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

SECTION 01. The City of Brevard Unified Development Ordinance and Code of Ordinances are 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 8th day of September 2026.

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Maureen Copelof
Mayor

ATTEST:

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Denise Hodsdon, CMC, NCCMC
City Clerk

APPROVED AS TO FORM:

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Mack McKeller
City Attorney