



TOWN OF KNIGHTDALE
P L A N N I N G D E P A R T M E N T

www.knightdalenc.gov

950 Steeple Square Court
 Knightdale, NC 27545
 (v) 919.217.2245
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ORD #10-01-04-003
AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE
OF THE TOWN OF KNIGHTDALE,
REGARDING THE ADDITION OF A NEW USE CATEGORY WITH PERMITTED ZONING
DISTRICTS, METHOD OF PERMITTING, DEFINITION AND ADDITIONAL STANDARDS FOR
SWEEPSTAKES CENTERS.

WHEREAS, the Town of Knightdale has received a petition to amend the Unified Development Ordinance in regard to the addition of a new use category with permitted zoning districts, method of permitting, definition and additional standards for sweepstakes centers; and

WHEREAS, the Town of Knightdale Unified Development Ordinance Section 15.15 establishes uniform procedures for amending the text of the Ordinance; and

WHEREAS, the proposed zoning text changes comply with the goals of the Town's Comprehensive Plan because they are reasonable in that they advance the stated objective of influencing and better managing the development of the community and minimizing the conflict between land uses by recognizing a new business innovation and establishing "sweepstakes centers" as a new use that had been heretofore undefined and not allowed; as well as being consistent with the Comprehensive Plan's stated goal of providing balanced and responsible urban design, planning and development, and providing a vibrant and varied local economy which will attract and support a wide diversity of business opportunities and community services;

NOW, THEREFORE BE IT ORDAINED by the Town Council of the Town of Knightdale, North Carolina:

SECTION 1. That the Unified Development Ordinance of the Town of Knightdale Code be amended to read as follows (*notes in italics*):

2.3(C) Use Matrices

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BASE DISTRICT	T1	T2	T3	T4	T5	T6	Assigned Districts			Planned Districts	
	OSP	RR	GR	UR	RMX	NMX	TC	HB	MI	MHD	TND
(4) Retail/Restaurants											
a. Auto Parts Sales	—	—	—	—	—	P	P	P	P	—	—
b. Bar/Tavern/Night Club	—	—	—	—	—	PS	PS	P	—	—	PS
c. Drive-Thru Retail/Restaurants	—	—	—	—	—	SU	—	PS	—	—	----
d. Gas Station with Convenience Store	—	—	—	—	—	PS	PS	PS	—	—	—
e. Neighborhood Retail/Restaurant – 2,000 sf or less	—	—	—	—	SU	P	P	P	—	—	P

	T1	T2	T3	T4	T5	T6	Assigned Districts		Planned Districts		
BASE DISTRICT	OSP	RR	GR	UR	RMX	NMX	TC	HB	MI	MHD	TND
f. General Retail – 10,000 sf or less ²	—	—	—	—	—	P	P	P	—	—	P
g. General Retail – 10,001 sf – 50,000 sf ¹	—	—	—	—	—	—	P	P	—	—	P
h. General Retail – Greater than 50,000 sf ¹	—	—	—	—	—	—	CD	CD	—	—	CD
i. Restaurant	—	—	—	—	—	P	P	P	----	—	P
j. Shopping Center – Community Center ¹	—	—	—	—	—	—	CD	CD	CD	—	—
k. Shopping Center – Neighborhood Center ¹	—	—	—	—	—	CD	CD	CD	—	—	CD
l. Sweepstakes Center	—	—	—	—	—	—	—	—	SU	—	—
m. Vehicle/Heavy Equipment Sales	—	—	—	—	—	—	PS	PS	PS	—	----

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3.3(II) Sweepstakes Center (MI*) (2.3C(4)) *Special Use

1. Hours of operation shall be limited from 6:00 am to 11:00 pm.
2. No more than 20 machines/terminals/computers for sweepstakes operations may be permitted per licensed location.
3. No portion of a lot on which a sweepstakes center is located may be within 500 feet of another sweepstakes center, existing residential dwelling unit, group care facility, day care center, religious institution or school.

3.3(II) thru 3.3(LL) re-ordered as **3.3(JJ) thru 3.3(MM)** and all references updated.

Chapter 19: Definitions

Sweepstakes Center 2.3C(4)I: A business enterprise, whether principal or accessory, where persons may play games on on-site machines/terminals/computers that reveal the results of sweepstakes or similar contests associated with the on-site purchase of internet time, phone time, office supply or other retail good; and where redeemable cash sweepstakes awards (government issued coins and bills in hand) in amounts of \$10.00 or more may be received. This definition does not apply to any game or process prohibited by N.C.G.S. §§ 14-304 through 14-309 or to any game regulated by the North Carolina Education Lottery Commission.

SECTION 2. That all laws and clauses of law in conflict herewith are hereby repealed to the extent of said conflict.

SECTION 3. That if this ordinance or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions of this ordinance which can be given separate effect and to the end the provisions of this ordinance are declared to be severable.

SECTION 4. That this ordinance has been adopted following a duly advertised public hearing of the Town Council and following review and recommendation by the Land Use Review Board.

SECTION 5. That this ordinance shall be enforced as provided in G.S. 160A-175 or as provided for in the Knightdale Town Code.

SECTION 6. That this ordinance shall become effective upon its adoption by Town Council.

Adopted this 4th day of January, 2010.

Russell B. Killen, Mayor

ATTEST:

Suzanne M. Yeatts, Town Clerk

APPROVED AS TO FORM:

Clyde Holt, III; Town Attorney