

**AN ORDINANCE TO AMEND
THE UNIFIED DEVELOPMENT ORDINANCE
REGARDING OUTDOOR LIGHTING (TC1900002)**

WHEREAS, the Durham Board of County Commissioners wishes to amend certain provisions in the *Unified Development Ordinance* (UDO) by making revisions to the applicability of standards for outdoor lighting; and

WHEREAS, it is the objective of the Durham Board of County Commissioners to have the UDO promote regulatory efficiency and consistency and the health, safety, and general welfare of the community;

NOW, THEREFORE, be it ordained that Article 7, Design Standards of the *Unified Development Ordinance* is amended to make the following changes set forth in the deletions (strikethroughs) and additions (underlining) below:

PART 1

[Amendments to the applicability of outdoor lighting standards]

Sec. 7.4 Outdoor Lighting

[Paragraphs not listed remain unchanged]

7.4.2B Applicability

2. Outdoor lights used exclusively for recreational activities, concerts, plays or other outdoor events that are open to the public, provided that the light fixtures are located at least 100 feet from any adjacent residential use and the event or function meets all other applicable zoning requirements. ~~Such lighting shall not be illuminated between the hours of 12:00 a.m. and 8 a.m. and between 1:00 a.m. and 8 a.m. Friday and Saturday except in the UC or UC-2 districts and the Downtown Tier. Time limits are as follows:~~

- a. ~~No limits within the UC, UC-2, and DD districts.~~
- b. ~~In all other districts, lights shall not be illuminated between the weekday hours of 12:00 a.m. and 8:00 a.m. and between the hours of 1:00 a.m. and 8:00 a.m. on Saturday and Sunday.~~
- c. ~~In the I, IL, and IP districts, illumination may be extended until 3:00 a.m. on weekdays and 5:00 a.m. on Saturday and Sunday with the approval of a minor special use permit per Sec. 3.9, Special Use Permit. Additionally, the review factors in paragraph 3.9.8, Review Factors, to be considered shall be limited to paragraphs 4, Lighting; 10, Effect on Nearby Properties; 11, Compatibility; and 12, Consistency with Policy.~~

PART 2

That the Unified Development Ordinance shall be renumbered, including references, as necessary to accommodate these changes.

PART 3

That this amendment of the Unified Development Ordinance shall become effective February 1, 2020.