



## Town of Mooresville Protest Petition

**NOTE:** This protest petition must be used to qualify as a protest against any change in or amendment to a zoning ordinance or zoning map under N.C. General Statute § 160A-385 and 160A-386.

**Pursuant to N.C. General Statute § 160A-386, this petition must be received by the Town Clerk in sufficient time to allow the Town at least two normal work days, excluding Saturdays, Sundays and legal holidays, before the date established for a public hearing on the proposed change or amendment to determine the sufficiency and accuracy of the petition. Please note that the date of the public hearing is not counted in calculating the two working days requirement.**

**In accordance with N.C. General Statute § 160A-385(a)(1) in case of a qualified protest against a zoning ordinance or zoning map amendment, that amendment shall not become effective except by favorable vote of three-fourths of all the members of the Town Board as set out in G.S. § 160A-385(a)(1). To qualify as a protest, the petition must be signed by the owners of either (i) twenty percent (20%) or more of the area included in the proposed change or (ii) five percent (5%) of a 100-foot-wide buffer extending along the entire boundary of each discrete or separate area proposed to be rezoned. A street right-of-way shall not be considered in computing the 100-foot buffer area as long as that street right-of-way is 100 feet wide or less. When less than an entire parcel of land is subject to the proposed zoning map amendment, the 100-foot buffer shall be measured from the property line of that parcel. In the absence of evidence to the contrary, the Town may rely on the county tax listing to determine the "owners" of potentially qualifying areas. The foregoing provisions concerning protests shall not be applicable to any amendment which initially zones property added to the territorial coverage of the ordinance as a result of annexation or otherwise, or to an amendment to an adopted (i) special use district, (ii) conditional use district, or (iii) conditional district if the amendment does not change the types of uses that are permitted within the district or increase the approved density for residential development, or increase the total approved size of nonresidential development, or reduce the size of any buffers or screening approved for the special use district, conditional use district, or conditional district.**

**NOTE: THIS PETITION MUST BE SIGNED BY ALL PERSONS HAVING OWNERSHIP INTEREST IN THE PROPERTY AS DESCRIBED ABOVE, WHICH MAY INCLUDE BOTH SPOUSES, THE MANAGING PARTNER OF A PARTNERSHIP, ETC.**

Filed by: \_\_\_\_\_  
(NAME) (PHONE)

\_\_\_\_\_  
(ADDRESS)

\_\_\_\_\_  
(DATE)



