

AMENDING CHAPTER 30 (LDO)  
AN ORDINANCE AMENDING THE GREENSBORO CODE OF ORDINANCES WITH  
RESPECT TO ZONING, PLANNING AND DEVELOPMENT

(Editor's Note: Added text shown with underlines and deleted text shown with strikethroughs)

Section 1. That Subsection (B) of Section 30-3-7.4, Powers and Duties, is hereby amended to read as follows:

(B) Appeals

The Board of Adjustment has the authority to hear and decide appeals of:

~~(1) Zoning Administrative Determinations (30-4-27);~~

~~(2) Certificate of appropriateness decisions of the Historic Preservation Commission (30-4-1.6).~~

Section 2. That Subsection (B) of Section 30-4-1.6, Nature of Hearing, is hereby amended to read as follows:

(B) Nature of Hearing

Unless otherwise, expressly stated, the appeal hearing will be held in the same manner as prior deliberations; ~~provided, however, that appeals from decisions of the Historic Preservation Commission shall be considered such that the Board of Adjustment only considers the facts presented at the Historic Preservation Commission, as reflected by the correct record of the Historic Preservation Commission (i.e. certiorari appeal).~~

Section 3. That Subsection (K) of Section 30-4-12.4, Certificate of Appropriateness, is hereby amended to read as follows:

(K) Appeal

Appeals of decisions by the Historic Preservation Commission may be taken to the Superior Court for Guilford County in accordance with NCGS 160D-947 and 160D-1402 Board of Adjustment in accordance with 30-4-1.6.

Section 4. That Table 3-1, Summary of Review and Decision-making Authority within Section 30-3-16 is hereby amended by inserting an "(8)" to the Certificates of Appropriateness row within the HPC column and the following Footnote (8) to the bottom of the table to read as follows:

(8) Appeals Historic Preservation decisions are made to the Superior Court of Guilford County.

Section 5. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 6. This ordinance should become effective upon adoption and shall be applied to any appeals of decisions on certificates of appropriateness filed on or after September 30, 2020.