




TOWN OF KILL DEVIL HILLS

Land Where Flight Began

MEMORANDUM

April 12, 2021

TO: Mayor and Board of Commissioners

FROM: Debora P. Díaz, Town Manager 

REF: Public Comment

1. Petition requesting changes to Chapter 111: Special Events – Charitable Events (Attached PC-1)

Ami Hill, of Muse Originals OBX, has submitted a petition from local businesses requesting the Town consider adjustments to the Chapter 111: Special Events - Charitable Events on a range of areas, including the following: the permitted times of Charitable Events with For Profit Itinerant Vendors, the frequency of sponsor permits and commercial yard sales, and the removal of certain prohibitions for itinerant vendors and peddlers.

The Town Clerk has verified that nine of the businesses listed on the petition are based within Kill Devil Hills corporate limits; Ignite Films is based in Colington Harbor. Ms. Hill's petition, as presented, and the Clerk's verification will be included with the minutes and made a part of the meeting's record.



In signing this petition, written by Ami Hill of Muse Originals OBX, we are asking that the Town of Kill Devil Hills make necessary adjustments to the Town Ordinance 17-5 with regard to Peddlers and Itinerant Vendors with Chapter 111: Special Events - Charitable Events in order to allow small businesses and restaurants within the town prosper the way they see fit, while adhering to necessary safety guidelines and after obtaining necessary but achievable permits.

The following specific changes are requested:

In reference to 111.03 Prohibited Activities (A) states that itinerant vendors, except as part of an approved Special Event are prohibited. (B) Peddlers and/or the act of peddling (C) Non-Charitable Events unless approved by the Board of Commissioners. We ask that this entire prohibitive section be removed completely, and an addendum made to outline the necessary steps to be taken, taking care as to not make such steps prohibitive, for a permit to be obtained if the business and or property owner feels it would behoove their business to have such an event. Also opening the doors for events to be held by itinerant vendors and peddlers on town property with the permission of the town.

In reference to 111.04 Exempt Activities section (B) Commercial Yard Sales 1. States that a business may have no more than four events per 12-month period. We request this limitation be removed.

In reference to Section 111.06 Additional Regulations for Charitable Events with For Profit Itinerant Vendors section (A) states that events may only be held Sept 30 thru May 1. We are requesting that this be changed to allow for events year-round.

In reference to section (A) (1) under 111.06 we request that the number of vendors not be limited to an arbitrary number but rather based on the space available on subject property.

In reference to section (A) (2) under 111.06 states that "The permittee shall be required to donate 100% of realized profits, after expenses, to a charitable organization" we request that this be changed to the requirement of a charitable tie in rather than demanding that 100% of profits being donated.

In reference to 111.08 Permit Requirements and Application, section (A) states that "No permit will be issued for the same sponsor (charity), or more than four times in 12 consecutive months" We request that this limitation be removed.

Signature

Name

Business

Date

Phone/Email

Gabriel Sento Gabriel Senticino Somethy Old Somethy New 2/1/21

252-440-3080

PLAZA AZTECA Mustapha Saleh 02/02/2021

(252) 255 1060

COUNTRY DEL. Mark Hutchins 2/02/2021 252 449-5684

BRENT HALL JACK BROWN'S 2/2/21 540 271 4012

Jerry Pontes Jerry Pontes Hippie House 2-2-21 252-722-1321

Jodi Schen Pop's Reparo 2-8-21 252 564-2812

Devin Fleishaker John Fleishaker Sea Catchers 2/10/21 252-256-1080

Ignide Films/Ignide Life 2/14/21

252-567-5251

Front Porch Cafe 2/27/21 (252) 189-8102

Max's Italian 2/27/21 (252) 305-777

#1	Something Old, Something New	1300 South Croatan Highway, KDH
#2	Plaza Azteca	1502 South Croatan Highway, KDH
#3	Country Deli	1900 South Croatan Highway, KDH
#4	Jack Brown's	800 South Virginia Dare Trail, KDH
#5	Hippie House	1903 South Croatan Highway, KDH
#6	Pop's Repairs	113 East Sothel Street, KDH
#7	Fleishaker SeaCatchers (mobile artist, and creations placed in retail stores north and south of Oregon Inlet)	1815 Sioux Street, KDH
#8	Ignite Films	107 Mann Court, Colington Harbor
#9	Front Porch Café	2200 North Croatan Highway, KDH
#10	Max's Italian (Dare Centre unit)	1712 North Croatan Highway, KDH