



TOWN OF KILL DEVIL HILLS

Land Where Flight Began

MEMORANDUM

May 26, 2021

TO: Mayor and Board of Commissioners

FROM: Debora P. Díaz, Town Manager

REF: Consent Agenda

1. Minutes (Attached CA-1A)

A. May 10, 2021

2. Budget Amendment (Attached CA-2A)

A. #26 – to appropriate funds for the 2022 Beach Nourishment Project received from NCDEQ

3. Memorandum of Understanding between the Town of Nags Head and the Town of Kill Devil Hills for the operation of the Eighth Street ocean access (Attached CA-3)

The Towns of Kill Devil Hills and Nags Head share use and maintenance of the Eighth Street beach access and the attached memorandum of understanding sets out the responsibilities of each entity with respect to this facility. The term of this agreement is for three years, beginning July 1, 2021 through June 30, 2024. The annual fee for each town to cover routine repairs and maintenance is \$1,000. Approval of the Consent Agenda will record the Board's approval of this agreement in the minutes of this meeting.

4. Schedule public hearing on a requested amendment to the Town Code, Chapter, 153, Zoning (Attached CA-4A)

A. To allow Tattoo Studio(s) as a Conditional Use within the Commercial Zones

At its meeting on May 18, 2021, the Planning Board reviewed the original request for the above ordinance amendment. During discussion and review, and with the applicant's approval, the original language was modified to allow Tattoo Studio(s) as a Conditional Use within the Commercial Zone and several conditions were added. A draft of the proposed public hearing language is included in Assistant Planning Director Cameron Ray's attached memorandum, which makes reference to the terminology change from *conditional use* to *special use* as a result

of the mandates of N.C.G.S. 160D; however, since those mandates have not yet been adopted, Staff uses the current term: *conditional use*.

The Planning Board voted unanimously to recommend this amendment request to the Board of Commissioners, as modified, with a favorable opinion for public hearing. Approval of the Consent Agenda will schedule this item for public hearing on Monday, June 14, 2021, at 6:00 p.m.

Staff recommends approval of the Consent Agenda as submitted and a motion will be in order.