

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES,
TOWN OF ARCHER LODGE, NORTH CAROLINA,
CHAPTER 30 - ZONING AND SUBDIVISIONS, ARTICLE II, DIVISION 3,
SECTION 30-131 - WATER SUPPLY WATERSHED
PROTECTION OVERLAY DISTRICT (WSWOD)**

Section 1. Pursuant to authority granted by N.C. Gen. Stat. § 143 - 214.5, 160A - 174, 160D - 801, and 160D - 702, the Town of Archer Lodge hereby amends the Code of Ordinances, Town of Archer Lodge, North Carolina, Chapter 30 – Zoning and Subdivisions, Article II, Division 3, Section 30 - 131 – Water Supply Watershed Protection Overlay District (WSWOD), Section (e) *Definitions* as follows:

Delete the existing definition of "**Protected Area**" in its entirety and replace with the following definition:

"Protected area" means the area adjoining and upstream of the critical area in a WS-IV water supply in which protection measures are required. The boundary of a protected area is defined as: (a) extending either five miles in an as-the-river-runs manner upstream from and draining to the normal pool elevation of the reservoir in which the intake is located or to the ridge line of the watershed, whichever is nearest the normal pool elevation of the reservoir; (b) extending either 10 miles in an as-the-river-runs manner upstream from and draining to the intake located directly in the stream or river run-of-the-river or to the ridge line of the watershed, whichever is nearest the intake. In some cases, the protected area shall encompass the entire watershed; or (c) extending a different distance from the reservoir or intake as adopted by the Commission during the reclassification process pursuant to Rule .0104 of this Subchapter.

Section 2. This ordinance shall become effective on May 3, 2021.

DULY ADOPTED, THIS THE 3RD DAY OF MAY 2021, WHILE IN REGULAR SESSION.


TOWN OF ARCHER LODGE:

(SEAL)



Matthew B. Mulhollem, Mayor

ATTEST:



Kim P. Batten, Town Clerk

