

**AN ORDINANCE AMENDING ORDINANCE 17-06, AMENDING THE  
REGULATORY STANDARDS FOR DUNE WALKOVER STRUCTURES**

**Ordinance No. 22-10**

**WHEREAS**, the Duck Town Council has found it to be in the Town's interest to amend the regulatory standards related to dune walkover construction standards; and

**WHEREAS**, these amendments are intended to amend the construction standards established for dune walkover structures to minimize their impact on the dune; and

**WHEREAS**, the Duck Planning Board thoroughly reviewed these standards and voted to recommend approval of this ordinance at its public meeting on November 9, 2022; and

**WHEREAS**, the Duck Town Council found these amendments to be consistent with the goals and objectives of the Town of Duck Comprehensive & CAMA Land Use Plan.

**NOW THEREFORE BE IT ORDAINED** by the Town Council for the Town of Duck, North Carolina that the Zoning Ordinance shall be amended as follows:

**PART I.** The definition in Section 94.04 of the Duck Town Code shall be amended to read as follows:

**DUNE WALKOVER ACCESS, IMPROVED.** A raised walkway constructed for the purpose of providing access to the beach from points landward of the dune system. Improved walkover structures shall be no more than four feet in width for single-family dwellings and six feet in width for commercial or publicly owned structures. Dune walkover structures shall be constructed without a roof or walls, and shall be elevated at least 18 inches above the dune when the dune is determined to be a frontal dune. If the walkover structure extends over a primary dune, no elevation above the dune is required. Dune elevations may be determined through use of current contour data or surveyed elevations.

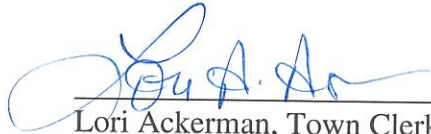
**PART II.** Subsection 156.124(C)(1)(b) of the Duck Town Code shall be amended to read as follows:

“(b) The underside of the dune walkover structure across a frontal dune shall be a minimum of 18 inches and a maximum of 30 inches above grade. The underside of the dune walkover structure across a primary dune shall be a maximum of 30 inches above grade.”

**PART III.** This ordinance shall be effective upon its adoption.

  
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Don Kingston, Mayor

ATTEST:

  
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Lori Ackerman, Town Clerk

Date adopted: January 3, 2023

Motion to adopt by: Tony Schiano

Vote: 4 AYES 0 NAYS

