



**Date:** June 11, 2019

**To:** Members of the Durham Planning Commission

**Through:** Patrick O. Young, AICP, Planning Director

**From:** Michael Stock, AICP, Senior Planner

**Subject:** Supplemental Memo: *Unified Development Ordinance* Text Amendment, Expanding Housing Choices (TC1800007)

The public hearing for the above-referenced item was opened by the Planning Commission at its March 12, 2019, meeting. The Planning Commission continued the public hearing to its May 14, 2019, meeting, and again continued the item to the June 11, 2019, meeting. Due to the need to consider suggested changes to be provided by a subcommittee of the Planning Commission, in addition to suggestions provided at the public hearing, no changes have been made at this time to documents provided to the Planning Commission for its March 12, 2019 meeting or the May 14, 2019 meeting.

For reference, the following links provide access to the March 12 and May 14 meeting agenda documents, which can also be found at <https://durhamnc.gov/3679/Expanding-Housing-Choices>:

March 12: <https://durhamnc.gov/AgendaCenter/ViewFile/Agenda/03122019-1242>

May 14: <https://durhamnc.gov/AgendaCenter/ViewFile/Agenda/05142019-1292>

One new suggestion was raised by a resident at the May Planning Commission meeting regarding the definition of “family” within Sec. 17.3, Defined Terms, of the UDO. That section of the UDO is currently under consideration within the draft set of amendments associated with this item, so Council and/or the Board of Commissioners may legally act on this proposal.

The request was to change the definition from “three” unrelated persons to “five”, and would read as follows:

**“Family:** One or more individuals residing in a dwelling unit, living as a single housekeeping unit, and complying with the following rules:

- A. Any number of individuals related by blood, marriage, or adoption may occupy a dwelling unit;
- B. Where some or all of the occupants are unrelated by blood, marriage, or adoption, the total number of occupants that are unrelated, shall not exceed ~~three~~[five](#). In applying

this provision, children who are under the age of 23 and who are children of the owner or a person renting an entire dwelling unit from the owner shall be counted as a single occupant. In addition, in all cases, the limitation set out in subsection C. below shall apply.

- C. Where a reasonable accommodation has been approved.
- D. The presence of household employees or children in foster care shall not disqualify any premises otherwise satisfying the above rules.”