

ORDINANCE # ZA-21-07
AN ORDINANCE TO AMEND THE TOWN OF SMITHFIELD
UNIFIED DEVELOPMENT ORDINANCE
ARTICLE 3, SECTION 3.2 ETHICS

WHEREAS, the Smithfield Town Council wishes to amend certain provisions in the Unified Development Ordinance by making changes to the Town of Smithfield Unified Development Ordinance to permit short-term rentals in certain zoning districts with supplemental standards.

WHEREAS, it is the objective of the Smithfield Town Council to have the UDO promote regulatory efficiency and consistency and the health, safety, and general welfare of the community;

NOW, THEREFORE, be it ordained that the following Articles are amended to make the following changes set forth in the deletions (strikethroughs) and additions (double underlining) below:

PART 1

[Revise Article 3, Section 3.2 Ethics]

SECTION 3.2 ETHICS.

3.2.1. Ethics.

3.2.1.1 Prohibitions. No appointed board member of the Town shall violate the provisions of GS 14-234 which are summarized below for convenience but the statute, as amended from time to time, should be reviewed for full context.

3.2.1.1.1 Direct Benefit. No board member of the Town who are involved in making or administering a contract on behalf of the town may derive a direct benefit from the contract except as provided in GS 14-234 or as otherwise allowed by law. A board member of the Town has a direct benefit from the contract if he or she or his or her spouse has more than a 10 percent ownership or other interest in an entity that is a party to the contract, derives any income or commission directly from the contract, or acquires property under the contract as set forth in GS 14-234 (a) (1) & (4).

3.2.1.1.2 Improper Influence. A board member of the Town who will derive a direct benefit from a contract with the town, but who is not involved in making or administering the contract, shall not attempt to influence any other person who is involved in making or administering the contract.

3.2.1.1.3 Improper Consideration. No board member of the Town may solicit or receive any gift, favor, reward, service, or promise of reward, including a promise of future employment, in exchange for recommending, influencing, or attempting to influence the award of a contract by the town.

~~**3.2.1.1 Prohibitions.** As prohibited GS 14-234, the prohibitions of which are too numerous to duplicate herein, but are incorporated herein, no public officer or employee may:~~

3.2.1.1.1 Derive A Direct Benefit. Appointed board members shall not derive a direct benefit from a contract with the town. One has a direct benefit fit from the contract if he or she or his or her spouse has more than a 10 percent ownership or other interest in an entity that is a party to the contract, derives any income or commission directly from the contract, or acquires property under the contract (G.S. 14-234 (a1) (4))

PART 2

That the Unified Development Ordinance shall be page numbered and revision dated as necessary to accommodate these changes.

PART 3

That these amendments of the Unified Development Ordinance shall become effective upon adoption.

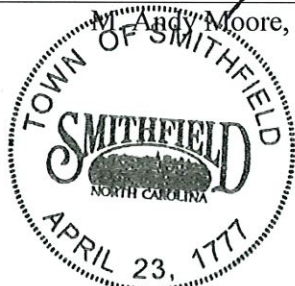
Duly adopted this the 7th day of December 2021.

ATTEST

Shannan L. Parrish
Shannan L. Parrish, Town Clerk

M. Andy Moore

M. Andy Moore, Mayor



The seal is circular with a dotted border. The text 'TOWN OF SMITHFIELD' is written along the top inner edge, 'SMITHFIELD' is in the center, 'NORTH CAROLINA' is at the bottom, and 'APRIL 23, 1777' is at the bottom.