



# Decks & Deck Enclosures

## Decks

The definition of Deck, found in Section 2.4 of the Mint Hill Unified Development Ordinance (UDO) is “A structure without a roof, either freestanding or attached to a building, which is supported by posts or pillars.”

### ***What if my proposed deck encroaches into the setback?***

In Section 6.1.7 of the UDO, there are certain items that are allowed to project into the required setbacks, including decks. Any deck not more than 6 feet above the finished grade level shall not project more than 25% into any required setback.

## Deck Enclosures

A deck enclosure would include roofing and screening the sides of an area on a deck to protect that area from outside wind and rain.

### ***Can I encroach into the setback with my deck enclosure, too?***

No. Encroachment of a deck enclosure into the setback is not allowed. If a deck does encroach into the setback, only the portion that does not encroach would be permitted to be enclosed.

## Permitting

### ***Who may be involved in the permitting process?***

The Mint Hill Planning Department can answer questions, although all building permit actions will be completed by Mecklenburg County officials. Contact Mecklenburg County Land Use and Environmental Services (LUESA) at:

2145 Suttle Avenue  
Charlotte, NC 28208  
Phone: 980-314-2633 or 311 (704-336-7600)