TOWN OF GARNER



TOWN COUNCIL MEETING

FEBRUARY 6, 2017 7:00 P.M.

Garner Police Department Training Room 912 7th Avenue, Garner

Town of Garner Town Council Agenda February 6, 2017

Dinner will be served for town officials in the Conference Room at 6:15 p.m.

The Council will meet in regular session at 7:00 p.m. in the Garner Police Department Training Room located at 912 7th Avenue.

A. CALL MEETING TO ORDER/ROLL CALL: Mayor Ronnie Williams

The Council will call for a brief recess at 9:00 p.m.

- B. PLEDGE OF ALLEGIANCE: Council Member Buck Kennedy
- C. INVOCATION: Council Member Buck Kennedy
- D. PETITIONS AND COMMENTS

This portion of the meeting is to receive comments from the public on items not included in this agenda. Citizens should sign up with the Town Clerk to speak prior to the start of the meeting. The Board is interested in hearing your concerns, but may not take action or deliberate on subject matter brought up during the Petitions and Comments segment. Topics requiring further investigation will be referred to the appropriate town officials or staff and may be scheduled for a future agenda.

- E. ADOPTION OF AGENDA
- F. PRESENTATIONS

Recognize retirement of Donna Huff, Public Works Administrative Support Specialist, for 16 years of dedicated service to the Town.

2. Presentation of the Dream in Action Award by the MLK Celebration Committee ...Page 5 Presenter: Dwight Rodgers

G. CONSENT

All items on the Consent Agenda are considered routine, to be enacted by one motion and without discussion. If a member of the governing body requests discussion of an item, the item will be removed from the Consent Agenda and considered separately.

Regular Council Meeting Minutes from January 17, 2017.

Action: Adopt Minutes

Set public hearing of March 6, 2017 for satellite annexations of a 2.88 acre parcel on Maxwell Drive, a 40.62 acre tract on New Bethel Church Road, and a 46.7 acre parcel on Clifford Road.

Action: Adopt Resolution (2017) 2313

H. PUBLIC HEARINGS

 Conditional Use Rezoning and Conditional Use Site Plan, CUD-Z-16-12 C-192Page 20 and CUP-SP-16-33, Direct Distributors

Presenter: David Bamford & Jenny Saldi, Senior Planners

Request to rezone approximately 8.27 acres on Partlo Street from Office and Institutional (O&I C158) to Office and Institutional (O&I C192) for an addition to the permitted uses to include medical offices; banking and/or financial institutions. A companion conditional use site plan request for approval for additional parking is accompanying this rezoning request.

Action: Adopt Ordinance (2017) 3843; Approve CUP-SP-16-33

2. Conditional Use Rezoning and Conditional Use Site Plan CUD-Z-16-13 (C193) Page 33 and CUP-SP-16-34, Abberly Montane

Presenter: David Bamford & Jenny Saldi, Senior Planners

Request to rezone 19.61 acres at the end of Timber Drive East, south of White Oak Crossing from Mixed Use District 1 (MXD-1) and Residential 40 (R-40) to Multi-family 2 (MF-2 C193). A companion conditional use site plan request for approval of an apartment complex is accompanying this rezoning request.

Action: Adopt Ordinance (2017) 3844; Approve CUP-SP-16-34

I. NEW/OLD BUSINESS

Applicant has modified his original rezoning application request from Residential 40 (R40) to Residential 9 (R9) general use. R-9 is a single-family zoning district that allows a higher density than R-40.

Action: Adopt Ordinance (2017) 3845

- J. COMMITTEE REPORTS
- K. MANAGER REPORTS
 - 1. garner info
 - 2. Building & Permit Report
- L. ATTORNEY REPORTS
- M. COUNCIL REPORTS
- N. ADJOURNMENT

| Meeting Date: February 6, 2017 | | | |
|---|----------------------------|-----------------------------|-----------------------|
| Subject: Donna Huff Retirement Recognition | | | |
| Location on Agenda: Presentations | | | |
| Department: Human Resources | | | |
| Contact: BD Sechler, Hu | ıman Resources Director | | |
| Presenter: Rodney Dick | | | |
| Brief Summary: | | | |
| Recognition of Donna Hu | uff on her retirement from | the Town with over 16 years | of dedicated service. |
| Recommended Motion | n and/or Requested Actio | on: | |
| N/A | Tana, or nequested Activ | 011. | |
| Detailed Notes: | | | |
| Funding Source: | | | |
| Cost: | One Time: | Annual: | No Cost: |
| Manager's Comments | and Recommendations: | | |
| I appreciate the excellent customer service Donna rendered during her time in Public Works. | | | |
| Attachments Yes: | No: 💽 | | |
| Agenda Form Reviewed by: | Initials: | | Comments: |
| Department Head: | BDS | | |
| Finance Director: | | | |
| Town Attorney: | | | |
| Town Manager: | RD | | |
| Town Clerk: | | | |

| Meeting Date: Februar | ry 6, 2017 | |
|------------------------------------|---------------------------|----------------------------|
| Subject: MLK Dream in Action Award | | |
| Location on Agenda: Presentations | | |
| Department: Administration | | |
| Contact: Stella Gibson, T | Γown Clerk | |
| Presenter: Dwight Rodg | | |
| Brief Summary: | | |
| Presentation of the Drea | am in Action Award by the | MLK Celebration Committee. |
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| December ded Metics | a and /an Danwastad Asti | |
| | n and/or Requested Acti | on: |
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| Detailed Notes: | | |
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| Funding Source: | | |
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| Cost: | One Time: | Annual: No Cost: • |
| | and Recommendations: | 110 23311 |
| manager 5 comments | | |
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| Attachments Yes: | No: 💽 | |
| Agenda Form | Initials: | Comments: |
| Reviewed by: | | |
| Department Head: | SG | |
| | 30 | |
| Finance Director: | | |
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| Town Attorney: | | |
| Town Manager: | | |
| TOWIT IVIALIAGET. | RD | |
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| Town Clerk: | | |

| Meeting Date: Februar | y 6, 2017 | | |
|-------------------------------------|----------------------------|---------|-----------|
| Subject: Approval of Minutes | | | |
| Location on Agenda: Consent | | | |
| Department: Administration | | | |
| Contact: Stella Gibson, T | own Clerk | | |
| Presenter: Stella Gibson | | | |
| Brief Summary: | | | |
| Adopt Council Meeting N | Ainutes from January 17, 2 | :017. | |
| Recommended Motior Adopt Minutes | n and/or Requested Actio | on: | |
| Detailed Notes: | | | |
| Funding Source: | | | |
| | | | |
| Cost: | One Time: | Annual: | No Cost: |
| N/A | and Recommendations: | | |
| Attachments Yes: 💽 | | | |
| Agenda Form Reviewed by: | Initials: | | Comments: |
| Department Head: | SG | | |
| Finance Director: | | | |
| Town Attorney: | | | |
| Town Manager: | RD | | |
| Town Clerk: | | | |

Town of Garner Town Council Meeting Minutes January 17, 2017

The Council met in regular session at 7:00 p.m. in the Garner Police Department Training Room located at 912 7th Avenue.

CALL MEETING TO ORDER/ROLL CALL:

Mayor Ronnie Williams, Mayor Pro Tem Kathy Behringer, Council Member Jackie Johns, Council Member Buck Kennedy, Council Member Ken Marshburn, and Council Member Gra Singleton.

Staff Present: Rodney Dickerson-Town Manager, John Hodges-Asst. Town Manager-Development Services, Jeff Triezenberg-Interim Planning Director, David Bamford-Senior Planner, Pam Wortham-Finance Director, Rick Mercier-Communications Manager, Tony Chalk-Town Engineer, William E. Anderson-Town Attorney, and Stella Gibson-Town Clerk.

PLEDGE OF ALLEGIANCE: Council Member Johns

INVOCATION: Council Member Johns invited Louis Baker from the Faith in Action Worship Center, located at 605 Benson Road, to provide the invocation. The Worship Center has been in Garner for the past 16 years and provides services such as a food pantry, clothing, tutoring, before and after school care, pre-school, and toys for tots.

PETITIONS AND COMMENTS

ADOPTION OF AGENDA

Council Member Singleton requested to add an item to the agenda regarding property acquisition.

Motion: Johns
Second: Singleton
Vote: Unanimous

PRESENTATIONS

State of the Town Address Video

Presenters: Mayor Williams and Rick Mercier, Communications Manager

Hello. I'm Mayor Ronnie Williams, and I am honored to present the 2017 State of the Town address. The state of our town is strong. You can see evidence of robust growth all over; you can sense the optimism of our citizens; you can feel how we are moving Garner forward. In 2016, the Council hired a new town manager who skillfully navigated a smooth leadership transition. The manager, his budget team and Council worked through some significant challenges during the creation and approval of the current fiscal year budget. Council and staff also created a new multiyear strategic plan that provides a clear vision forward. We made noteworthy progress on our bond program in the past 12 months. We opened the new police station and broke ground on the new Town Hall and Recreation Center. We opened our second dog park and completed a sidewalk project on Benson Road and Main Street. In 2017, the new Town Hall will open. It will enable our staff to provide even more timely and efficient services to

taxpayers. The Recreation Center should be near completion by the end this year. That facility will greatly enhance the quality of life in our town for all of our citizens. In 2016, the Town Council made the wise decision to purchase the Meadowbrook Country Club property so that we can enhance our parks and recreation amenities in that key growth area. It is all part of our effort to oversee orderly growth in Garner and to provide the parkland and open space that citizens expect. We are in the midst of updating our Comprehensive Growth and Transportation Plans—and we're doing it with strong citizen engagement. The project, known as Garner Forward, will establish a roadmap for our town's orderly growth in the years ahead. I encourage you to visit GarnerForward.com to learn more and to find out how you can get involved. All of this occurs as Garner nears 30,000 in population—with fast future growth to be expected.

In the past year, the Town has seen considerable growth in its industrial, retail and residential sectors. Stock America, a company that produces sterilization systems, moved its corporate headquarters to Greenfield North Business Park, and Improved Nature, which makes meat substitute products, decided to build its manufacturing center in North Garner. On the retail side, we've seen the opening of several new shops and restaurants in White Oak, while on the residential side, we saw the approval of over 1,900 new residential units. This past year on the economic development front, we've also seen our two premier industrial sites be designated Fiber Ready by AT&T. And with voters approving a new transit plan, we should eventually see commuter rail service coming to downtown Garner. All in all, we are very well positioned to grow and prosper in the years ahead. There were other signs of growth in the past year—such as the recent groundbreaking for the new YMCA facility on Aversboro Road as well as the opening of South Garner High School and the groundbreaking for Bryan Road Elementary. Citizens can expect superior service delivery even as we grow. You saw an example of that this past year when Garner Fire and Rescue earned higher insurance ratings, which will mean lower insurance premiums for many in our town. You see that continued commitment to outstanding service delivery and quality of life in other ways, too. In the past year, the Town launched a new and improved website and continued to offer great special events and programming through our nationally accredited Parks, Recreation and Cultural Resources Department.

We've had these successes while continuing to look for ways to better manage taxpayer dollars, whether that's through the Revenue Savings Plan or by looking for ways to be smarter in our investments. As we continue to move Garner forward, we will always maintain our commitment to be fiscally responsible. We will also continue to engage our citizens in a variety of ways. In 2016, our nationally accredited Police Department was proactive in reaching out to the community, holding several public forums and producing a comprehensive response to the President's 21st-Century Task Force on Policing Report. That's another example of citizen engagement that makes our community stronger. It is an honor to work such dedicated Town Council members—Mayor Pro Tem Behringer and Council Members Johns, Kennedy, Marshburn and Singleton. They have created a roadmap for success and always strive to do whatever is in the best interests of Garner. I also want to commend our key service partners—Garner Fire and Rescue and the Garner Chamber of Commerce. We are always stronger when we work together. With wise leadership, strong partnerships and high levels of citizen engagement, I know that we can continue to move Garner forward and maintain the hometown spirit that our town is known for. I am eager to see what the future holds for our All-America City. I encourage you to join us in the journey. Thank you. God bless you, and may God continue to bless Garner.

CONSENT

Council Meeting Minutes

Presenter: Stella Gibson, Town Clerk

Regular and Closed Session Council Meeting minutes from January 3.

Action: Adopt Minutes

Resolution Authorizing Town Clerk to Investigate the Sufficiency of Annexations

Presenter: David Bamford, Senior Planner

This Resolution authorizes the Town Clerk to investigate the sufficiency of three voluntary annexation petitions: ANX-16-08 (725 Maxwell Drive), ANX-16-09 (New Bethel Church Road), and ANX-16-10 (Clifford Road).

Action: Adopt Resolution (2017) 2310

Ordinance Amending FY 2016/2017 Operating Budget

Presenter: Pam Wortham, Finance Director

This budget amendment will allow the rollover of purchase orders still open on June 30, 2016. These are items or services ordered prior to June 30, 2016, but not received or delivered before this date. This is standard procedure to officially recognize these items as part of the next year's budget and are accounted for through the assigned fund balance category that sets money aside for these planned expenditures.

Action: Adopt Ordinance (2017) 3842

Resolution to Dispose of Surplus Property

Presenter: Pam Wortham, Finance Director

This Resolution allows staff to declare vehicles that are no longer in use as surplus.

Action: Adopt Resolution (2017) 2311

Resolution Declaring Unpaid Nuisance Abatements as Liens

Presenter: Pam Wortham, Finance Director

This Resolution authorizes unpaid nuisance abatement fees to be filed with Wake County Revenue as liens to real property and added to the property owner's tax bill. The properties listed have unpaid abatements that are more than 30-days old.

Action: Adopt Resolution (2017) 2312

Motion: Marshburn Second: Singleton Vote: Unanimous

PUBLIC HEARINGS

NEW/OLD BUSINESS

Presentation of Material Selections for Town Hall

Presenter: ADW Architects

The contractor has submitted carpet, tile, and other material samples for the new Town Hall. ADW Architects presented a sample board of these materials for Council review and approval.

Action: Council consensus to move forward with selections as presented

COMMITTEE REPORTS

MANAGER REPORTS

- garner info
- Building & Permit Report
- Finance Report
- Advised Council of the NC Main Street Conference scheduled for March 15-16, 2017 in Shelby, NC and asked anyone interested in attending to coordinate with the Clerk.
- Reported attending the Wake County Commissioners meeting today where the Town's ETJ
 expansion request was unanimously approved. Mayor Williams stated Council Member Kennedy
 did a good job speaking on behalf of the Town and Council Member Kennedy thanked staff for
 preparing a thorough application.

ATTORNEY REPORTS

COUNCIL REPORTS

Council Member Marshburn

 Asked if the ETJ expansion was built into the new comprehensive plan and Mr. Dickerson advised that it was and would be further discussed at Council's Retreat.

Council Member Kennedy

- Asked for a status of the violation on the lot located on the west side of Highway 50. Mr. Anderson stated there were two violations at the site; 1) fill dirt in the flood plain and 2) parking commercial vehicles and storage containers on the property. Each of these violations are following due course under set procedures and guidelines.
- Reported attending a meeting held by CAMPO and their consultants last Thursday night in Clayton
 to discuss ideas on how to solve key hotspot areas for transportation needs in Wake County. Mr.
 Dickerson advised representatives from CAMPO will be attending Council's Retreat for further
 discussion.
- Asked for a status of the Recreation Center project. Mr. Chalk advised staff is waiting for approval of the erosion control plan before the project can proceed.

Council Member Singleton

- Asked staff to request the installation of reflectors on Hebron Church Road, Clifford Road, and New Bethel Road to improve safety in these areas.
- Reported progress is being made on the Buffalo Road project.

 Asked for an update on the Thompson Road sidewalk project. Mr. Chalk advised the Town is in negotiations with the Wake County School Board regarding right-of-way.

Council Member Johns had nothing to report.

Mayor Pro Tem Behringer

- Reported reading the article in the Triangle Business Journal regarding the appointment of Jeff Triezenberg as Interim Planning Director.
- The Garner Education Foundation's Cooks for Books fundraiser is scheduled for January 26 at Garner Appliance and Mattress.
- Reported trash on both sides of Garner Road from Avery Street towards Jones Sausage Road and also on Jones Sausage Road to Highway 40 south past the old ConAgra property.
- Enjoyed attending the Martin Luther King, Jr. celebration over the weekend.

Council Member Marshburn

- Thanked staff for their work in clearing the roads during the recent winter storm.
- Our State Magazine's most recent issue included a pictorial of the red barn at Lake Benson.
- Reported citizen concerns regarding the intersection of Aversboro Road and Timber Drive. Drivers
 are trying to bypass waiting for the traffic light and driving through the Walgreens parking lot.
 Asked the Police Department to investigate.
- Reported a CAMPO meeting is scheduled for tomorrow.

Mayor Williams reported attending the Wake County Mayor's Association meeting last month where the topic of discussion was school resource officers.

ADJOURNMENT: 7:53 p.m.

| 6 1 2 4 4 5 | y 6, 2017 | | |
|---|---|---|--|
| Subject: Annexation Petitions Set Public Hearings | | | |
| Location on Agenda: Consent | | | |
| Department: Planning | | | |
| Contact: David Bamford | l, Senior Planner | | |
| Presenter: David Bamf | ord, Senior Planner | | |
| Brief Summary: | | | |
| Set public hearings to M | arch 6, 2017 for the followin | ng cases: | |
| (ANX 16-08) Rolly Bannis | ter - 725 Maxwell Drive | | |
| • | gh – New Bethel Church Roa | ad | |
| | ve Subdivision – Clifford Roa | | |
| | | | |
| | | | |
| Recommended Motion | n and/or Requested Action | n: | |
| Adopt Resolution (2017) | 2313 | | |
| Detailed Notes: | | | |
| Detailed Hotes. | | | |
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| For diag Course | | | |
| Funding Source: | | | |
| Cont | 0 Ti | Associated | |
| Cost: One Time: O Annual: O No Cost: • | | | |
| = | Manager's Comments and Recommendations: | | |
| NI/A | | | |
| N/A | | | |
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| NA | | | |
| N/A | | | |
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| NA | | | |
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| Attachments Yes: • Agenda Form | No: O Initials: | Comments: | |
| Attachments Yes: • Agenda Form Reviewed by: | Initials: | Comments: | |
| Attachments Yes: • Agenda Form | | Comments: | |
| Attachments Yes: • Agenda Form Reviewed by: | Initials: | Comments: | |
| Attachments Yes: • Agenda Form Reviewed by: Department Head: | Initials: | Comments: | |
| Attachments Yes: • Agenda Form Reviewed by: Department Head: Finance Director: | Initials: | Comments: | |
| Attachments Yes: • Agenda Form Reviewed by: Department Head: Finance Director: Town Attorney: | Initials: | Comments: | |
| Attachments Yes: • Agenda Form Reviewed by: Department Head: Finance Director: | Initials: JT | Comments: | |
| Attachments Yes: • Agenda Form Reviewed by: Department Head: Finance Director: Town Attorney: Town Manager: | Initials: | Comments: | |
| Attachments Yes: • Agenda Form Reviewed by: Department Head: Finance Director: Town Attorney: | Initials: JT | Comments: | |



RECOMMENDATION:

Town of Garner Annexation Staff Report

Garner Town Council February 6, 2017

ANNEXATION APPLICATION: ANX 16-08 **Rolly Bannister OWNER:** Satellite **CONTIGUOUS / SATELLITE:** 725 Maxwell Drive **LOCATION OF PROPERTY: WAKE COUNTY PIN #:** 1701-44-1054 0162527 **REAL ESTATE ID #:** AREA: 2.88 acres **ZONING:** R-40 Building permit for single-family house that will **ASSOCIATED DEVELOPMENT PLAN:** connect to public utilities Undeveloped **EXISTING USE:**

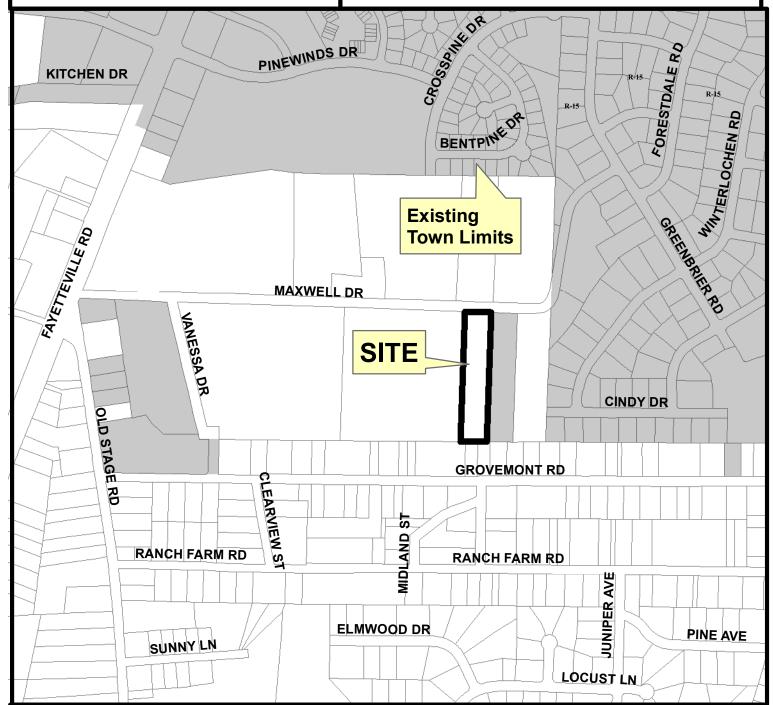
Set Public Hearing for March 6, 2017

Town of Garner Planning Department

Annexation ANX 16-08



0 400 800 Feet



Property Location: 725 Maxwell Drive Property Owner: Rolly Bannister

PIN: 1701441054 Acreage: 2.8

GARNER POLICE ZONE: 8308



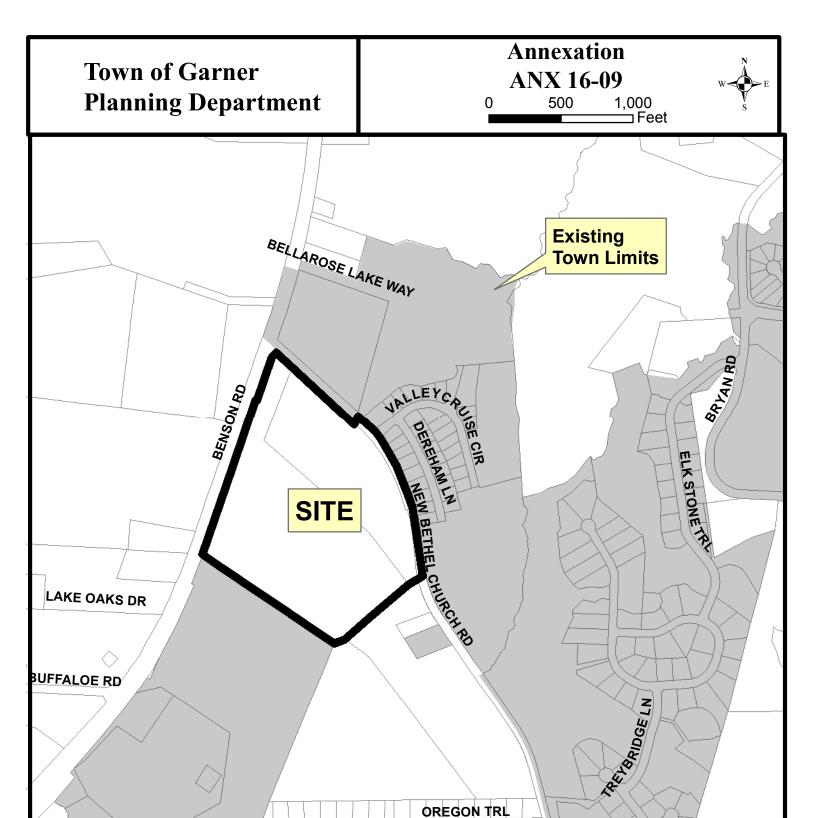
RECOMMENDATION:

Town of Garner Annexation Staff Report

Garner Town Council February 6, 2017

ANNEXATION APPLICATION: ANX 16-09 City of Raleigh **OWNER:** Satellite **CONTIGUOUS / SATELLITE:** New Bethel Church Road **LOCATION OF PROPERTY: WAKE COUNTY PIN #:** 1619-77-6329, 1619-87-0817 0031976, 0031965 **REAL ESTATE ID #:** AREA: 40.62 acres **ZONING:** R-40 SUP-SP-13-01 - City of Raleigh Dempsey Benton ASSOCIATED DEVELOPMENT PLAN: **Terminal Reservoir** Undeveloped **EXISTING USE:**

Set Public Hearing for March 6, 2017



Property Location: New Bethel Church Road

Property Owner: City of Raleigh PIN: 1619776329, 1619870817

Acreage: 40.6

GARNER POLICE ZONE: 8382



Town of Garner Annexation Staff Report

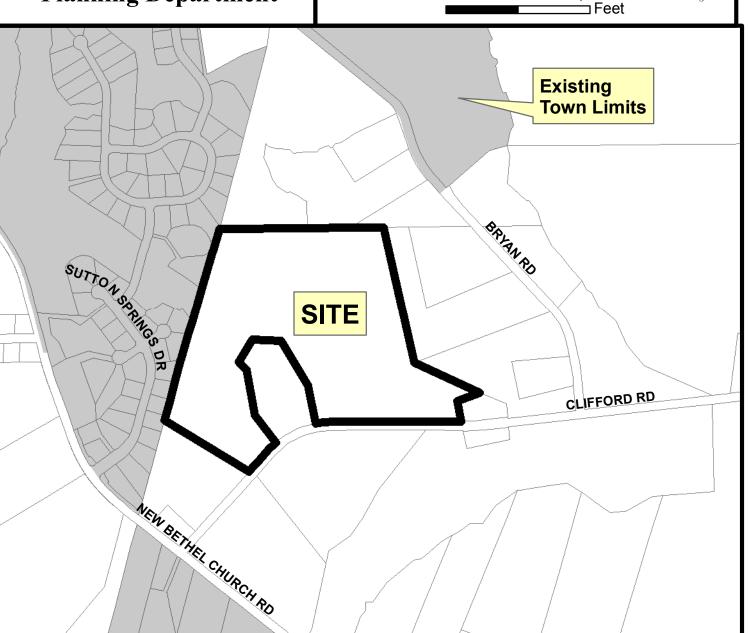
Garner Town Council February 6, 2017

ANNEXATION APPLICATION: ANX 16-10 Martha Bagley OWNER: Satellite **CONTIGUOUS / SATELLITE: Clifford Road LOCATION OF PROPERTY: WAKE COUNTY PIN #:** 1629-15-2660 0010395 **REAL ESTATE ID #:** AREA: 46.7 acres **ZONING:** R-9 C188 CUP-SB-16-04 Clifford Road Subdivision ASSOCIATED DEVELOPMENT PLAN: Approved 7/19/16 **EXISTING USE:** Undeveloped **RECOMMENDATION:** Set Public Hearing for March 6, 2017

Town of Garner Planning Department

Annexation ANX 16-10 500 1,000

W S



Property Location: Clifford Road Property Owner: Martha Bagley

PIN: 1629152660 Acreage: 46.7

GARNER POLICE ZONE: 8429

RESOLUTION NO. (2017) 2313

RESOLUTION FIXING DATE OF PUBLIC HEARINGS ON QUESTION OF ANNEXATIONS PURSUANT TO G.S. 160A-58.1, AS AMENDED

WHEREAS, three (3) petitions requesting annexation of the areas described herein have been received; and

WHEREAS, the Town Council has by resolution directed the Town Clerk to investigate the sufficiency thereof; and

WHEREAS, certification by the Town Clerk as to the sufficiency of said petitions has been made;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Garner, North Carolina:

Section 1. That public hearings on the question of annexation of the areas described herein will be held at the Town of Garner Police Department Training Room at 7:00 p.m. on the 6^{th} day of March, 2017.

Section 2. The areas proposed for annexation are described as follows:

(ANX 16-08) Rolly Bannister - 725 Maxwell Drive (ANX 16-09) City of Raleigh – New Bethel Church Road (ANX 16-10) Clifford Grove Subdivision – Clifford Road

Section 3. Notice of said public hearings shall be published in the *Garner-Cleveland Record*, a newspaper having general circulation in the Town of Garner, at least ten (10) days prior to the date of said public hearings.

Duly adopted this 6th day of February, 2017.

| | Ronnie S. Williams, Mayor |
|------------------------------|---------------------------|
| ATTEST: | |
| Stella L. Gibson. Town Clerk | |

| Meeting Date: February 6, 2017 | | |
|---|-----------------------------|---|
| Subject: CUD-Z-16-12 C-192 and CUP-SP-16-33 Direct Distributors | | |
| Location on Agenda: Public Hearings | | |
| Department: Planning | | |
| Contact: Jeff Triezenber | g, Interim Planning Directo | or |
| Presenter: David Bamfo | ord, Senior Planner and Jen | ny Saldi, Senior Planner |
| Brief Summary: | | |
| Rezoning request to incl office. | ude medical offices and ba | ank/financial institutions as allowed uses in addition to general |
| Conditional Use Site Plan | n Request for additional pa | arking on the site to accommodate additional allowed uses. |
| Pacammandad Matia | n and/or Requested Acti | ion |
| | • | |
| Adopt Ordinance (2017) | 3843; Approve CUP-SP-16- | -33 |
| Detailed Notes: | | |
| See attached staff repor | t. | |
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| Attachments Yes: |) No: () | |
| Agenda Form | Initials: | Comments: |
| Reviewed by: | | |
| Department Head: | | |
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| Finance Director: | | |
| Town Attorner | | |
| Town Attorney: | | |
| Town Manager: | | |
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| Town Clerk: | | |
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TOWN OF GARNER STAFF REZONING & CONDITIONAL USE REPORT

Town Council Public Hearing February 6, 2017

APPLICATIONS: CUD-Z-16-12 (Rezoning)

CUP-SP-16-33 (Site Plan Conditional Use Permit)

APPLICANT: Bass, Nixon & Kennedy, Inc

OWNER: East Garner LLC

LOCATION OF PROPERTY: Partlo Street

WAKE COUNTY PIN #: 1721203647

AREA: 8.27 Acres

TOWN LIMITS: Yes

PRESENT ZONING: Office and Institutional Conditional Use District (O&I C158)

OVERLAY: Garner Road Overlay

REQUESTED ZONING: Office and Institutional Conditional Use District (O&I C192)

KEY MEETING DATES:

Planning Commission: January 9, 2017

Town Council Public Hearing and Action: February 6, 2017

REZONING REPORT

EXISTING ZONING:

The current zoning district for the 8.27-acre site is **Office and Institutional Conditional Use (O&I C158)**. The **O&I** district has been established to accommodate more intense professional and service occupations than permitted in the Neighborhood Office (NO) district. This district is also intended to serve as a transition between residential districts and more intense districts, including commercial districts.

The conditions for the O&I C158 are below. Prohibited uses are highlighted.

- Townhouses and Condominiums
- 2. Community Center
- Library, museum, art gallery
- 4. Other community service
- Adult daycare
- 6. Day Care Center
- 7. Business School. College, or university in single building
- 8. College, university
- 9. Schools public or private
- 10. Trade or vocational school
- 11. Ambulance, rescue squad, police, fire station
- Government office
- 13. Continuing care, retirement facility
- 14. Hospice
- 15. Hospital
- Medical clinic
- 17. Mental health facility
- 18. Group care facility
- 19. Handicapped institution
- 20. Intermediate care institution
- 21. Cemetery
- 22. Public parks, swimming pools, tennis and golf courses
- 23. Religious institutions
- 24. Minor utility—elevated water tank
- 25. Golf course or country club private
- 26. Gym, spa, indoor tennis or pool private
- 27. Banks and financial institutions
- 28. Hair salon, barber shop

- Medical office
- 30. Other office; general office (only use permitted)
- Bed and breakfast
- 32. Commercial parking
- 33. Indoor repair oriented use
- 34. Veterinarian / kennel, indoor

The following are additional conditions.

- 1. Uses will be restricted to general office use.
- 2. No radio or television stations/studios are allowed.
- 3. No uses permitted in the NC, CBD, CR, SB, I-1, or I-2 shall be permitted except as specifically stated above.

PROPOSED ZONING:

The proposed zoning district for the 8.27-acre site is **Office and Institutional Conditional Use (O&I C192)**. The **O&I** district has been established to accommodate more intense professional and service occupations than permitted in the Neighborhood Office (NO) district. This district is also intended to serve as a transition between residential districts and more intense districts, including commercial districts.

The conditions for the O&I C192 are below. Prohibited uses are highlighted. The new uses added are in red.

- Townhouses and Condominiums
- Community Center
- 3. Library, museum, art gallery
- 4. Other community service
- Adult daycare
- 6. Day Care Center
- 7. Business School. College, or university in single building
- 8. College, university
- 9. Schools public or private
- Trade or vocational school
- 11. Ambulance, rescue squad, police, fire station
- Government office
- 13. Continuing care, retirement facility
- 14. Hospice
- 15. Hospital
- 16. Medical clinic
- 17. Mental health facility
- 18. Group care facility
- 19. Handicapped institution
- 20. Intermediate care institution

- 21. Cemetery
- 22. Public parks, swimming pools, tennis and golf courses
- 23. Religious institutions
- 24. Minor utility—elevated water tank
- 25. Golf course or country club private
- 26. Gym, spa, indoor tennis or pool private
- 27. Banks and financial institutions
- 28. Hair salon, barber shop
- 29. Medical office
- 30. Other office; general office
- 31. Bed and breakfast
- 32. Commercial parking
- 33. Indoor repair oriented use
- Veterinarian / kennel, indoor

The following are additional conditions.

- 1. No radio or television stations/studios are allowed.
- 2. No uses permitted in the NC, CBD, CR, SB, I-1, or I-2 shall be permitted except as specifically stated above.

GARNER ROAD OVERLAY

This property falls within the **Garner Road Overlay District**. This overlay district establishes additional standards for new commercial development on Garner Road. The overlay extends from Northview Street East to Auburn-Knightdale Road. There are prohibited and restricted uses, mainly for heavy commercial uses allowed in SB and I-2 zoning.

ZONING AND LAND USE ANALYSIS

Adjacent Zoning and Land Uses

North- R-20 and R-9, Residential

South- Railroad

I-1, vacant property

East- R-20, East Garner Elementary School

West- I-2, vacant property

Zoning Request Summary

The rezoning site is approximately 8.27 acres in size. The current zoning is O&I C158 which restricts "general office" as the only allowable use on the property. This rezoning was done in 2009. Because this severely limits use of the property, the applicant proposes to rezone the site to keep the base O&I zoning but to modify the conditions to allow all of the following uses: general office, medical office, and banks & financial institutions. The proposed zoning is O&I C192.

The applicant has also filed CUP-SP-16-33 to show the addition of parking spaces on the property. A 39,000 square-foot office building was constructed on the property several years ago.

Neighborhood Character

This area of the community is near the intersection of Jones Sausage Road and E Garner Road. The area around this intersection contains low to medium density residential developments, East Garner Elementary School, and vacant undeveloped land on the southeast and southwest corners. This intersection provides access to both US 70 to the south and I-40 to the north.

Zoning History

The Planning Department's rezoning database contains the following rezoning cases in this area.

| Case | Applicant | Location | Zoning Change |
|-------------|------------------------------|---|--|
| CUDZ 91-4 | Sherman Yeargan | Time Warner & rezoning site | R-20/I-1 to SB C62 |
| CUDZ 97-09 | ST Wooten | E Garner Rd/I-40 | SB to I-2 C73 |
| CUDZ 03-01 | H. Arthur & Elain Sandman | Ashlyn Subdivision | R-20 to R-9 C118 |
| CUDZ 05-05 | Frank Floyd, Jr | E Garner Middle School Jones Sausage Road | Residential Cluster 3 to R-20 C134 |
| CUD-Z-09-01 | Sherman Yeargan | Rezoning Site | I-1 and SB C62 to O&I C152 |

INFRASTRUCTURE

Public Water & Sewer

The property is in the town limits and has access to public water and sewer on E Garner Road.

TRANSPORTATION

The site has approximately 1,100 feet of frontage along Jones Sausage Road (SR 2547). This road runs north to south from I-40 to US 70 and is classified as a **major thoroughfare** on the *Town of Garner Transportation Plan*. NC DOT maintains this road. Currently Jones Sausage Road, in this area, is a 2-lane facility within an existing right-of-way of 60' in width. Jones Sausage Road has an average daily traffic count of around 8,900 on the south-side of Garner Road and a count of 15,000 trips per day on the north-side (NCDOT 2015 Traffic Counts).

The site has approximately 450 feet of frontage along Garner Road (SR 1004). This road runs southeast to northwest and is classified as a **major thoroughfare** on the *Town of Garner Transportation Plan*. It is maintained by NCDOT. Currently Garner Road is a 3-lane facility with a variable right-of-way width of 65 and 72 feet. Garner Road in this area has an average daily traffic count of around 5,500 on the east-side of Jones Sausage Road and a count of 13,000 on the west side (NCDOT 2015 Traffic Counts).

There should not be significant traffic impacts as a result of this zoning change. However, some increases in traffic volumes should be expected due to the addition of medical office, and banks & financial institutions as allowable uses. General office uses are currently allowed on the site. The property's base zoning classification will not change (O&I) with the requested rezoning, only the range of allowable uses.

The property was developed with curb and gutter along Jones Sausage Road and E Garner Road when the office building was constructed.

ENVIRONMENT

This site is not located within the 100 year flood plain as delineated by the FEMA Flood Insurance Rate Maps. There is however, a 50-foot riparian buffer along the eastern property line. Any future development must be located outside this buffer.

STAFF COMMENTARY

Conformity to Adopted Town Plans

The property falls within the boundary of the *North Garner Plan* which was adopted in 2004. This Plan is intended to guide the development and redevelopment of North Garner over the next 15 to 20 years.

In 2009 the applicant filed an amendment to the North Garner Plan (NGP-09-01) to designate the southeast corner of E Garner Road and Jones Sausage Road as "Office" use. This was approved.

The proposed zoning change from O&I C158 to O&I C192 is consistent with the recommendations of the *North Garner Plan*.

CUP-SP-16-33

| PROJECT DATA: | |
|------------------------------------|---|
| Acreage: | 8.27 acres |
| Building Size: | There is an existing building, approximately 30 feet in height, with 39,000 square feet of gross floor area. |
| Building Material and Color: | The building is predominantly red-brown brick with accent bands in dark brown brick and cream color concrete block. |
| Landscape and Buffer Requirements: | Tree cover requirements are met with existing vegetation. |
| | Required buffers were approved and installed as part of the originally approved plan in 2009. |
| | The only additional plant material required is a shrub layer to screen the additional parking. |
| Parking Spaces: | Parking for offices is based on gross square feet of area; 1 per 200 square feet of medical office and 1 per 300 square feet of general office. |
| | Required: 147 spaces (5 accessible) • 10,000 square feet of medical office • 29,000 square feet of general office |
| | Proposed: 154 spaces (6 accessible) |
| Floodplain: | This site does not contain a FEMA designated floodplain. |

Stormwater Management: The existing retention pond was designed

to accommodate not only the existing impervious surface but to also provide for quality and quantity control for the anticipated ultimate build-out of the entire project; as such no additional

measures are required.

Fire Protection: The plan, as proposed, meets fire code

requirements.

Water/ Sewer: Existing connections to public water and

sewer

Street Access/ Sidewalks: The existing private street crosses the

property connecting East Garner Road and Jones Sausage Road and is the access for

this site.

General Comments:

This existing office building is changing from general office use to a mix of general and medical office use; as a result additional parking was required. Future developments on this property for general offices, medical offices or banks and financial institutions will require a conditional use permit.

Consistency with Adopted Town Plans and Policies:

2006 Comprehensive Growth The project is consistent with the recommendations of

Plan: the North Garner Plan.

2010 Garner Thoroughfare This project, as proposed, is consistent with the

Plan: Thoroughfare Plan

Parks & Greenway Plan: This project, as proposed, is consistent with the Parks

and Greenway Plan.

Unified Development Ordinance This project, as proposed, is consistent with the

Regulations: regulations of the Unified Development Ordinance.

PLANNING COMMISSION

The Planning Commission held their meeting on January 9, 2017 and voted to recommend approval. The vote was 4 to 1. There was some concern about increasing traffic to the site by introducing new uses near an already busy intersection (Jones Sausage & E Garner Road).

STAFF RECOMMENDATION

The Council will need to vote on the rezoning application prior to voting on the conditional use permit application.

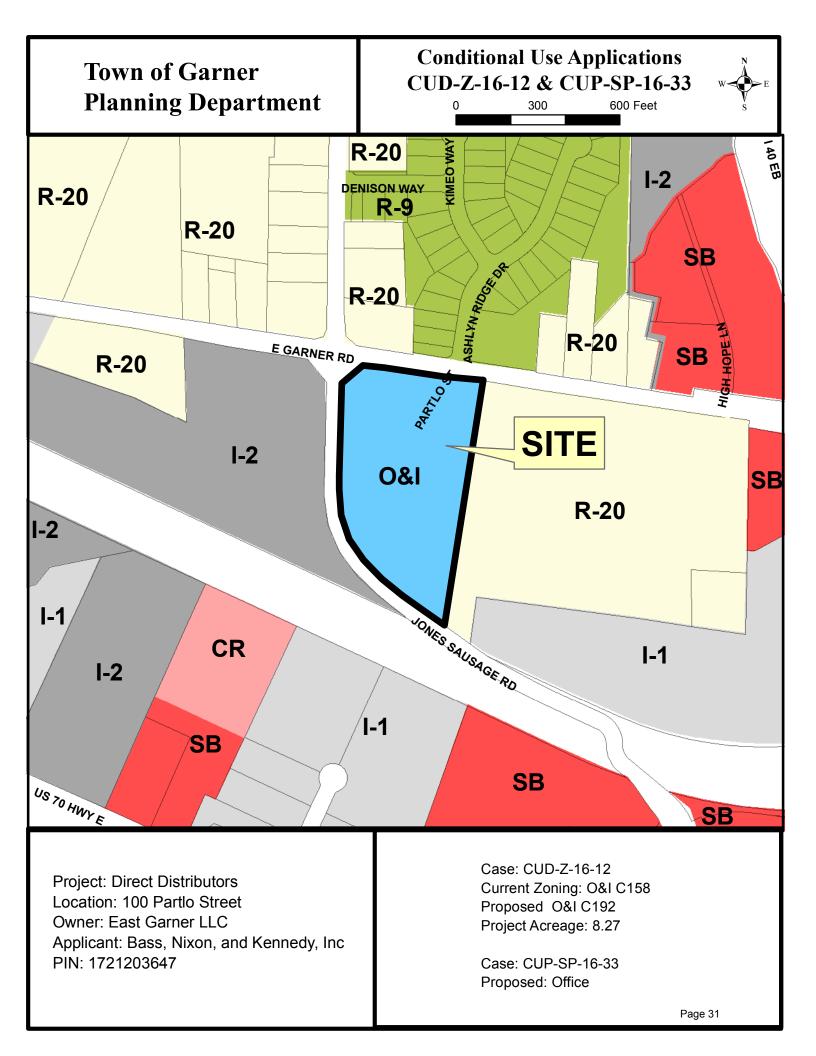
Rezoning Action

The rezoning request is consistent with the recommendations of the North Garner Plan for this area of the community; therefore staff recommends approval of Rezoning Application CUD-Z-16-12 as submitted.

Note: The Council will need to use the attached **Rezoning Motion Form** as a guide when making a motion on the <u>attached Ordinance regarding this rezoning</u> application.

Conditional Use Permit Action

The Planning Commission, in a 4 to 1 vote, and Staff are recommending approval of CUP-SP-16-33, Direct Distributors, with no conditions specific to the site.



Return to: Stella Gibson Town of Garner 900 7th Avenue Garner, NC 27529

ORDINANCE NO. (2017) 3843

AN ORDINANCE AMENDING THE TEXT OF THE GARNER UNIFIED DEVELOPMENT ORDINANCE TO CREATE A NEW CONDITIONAL USE ZONING DISTRICT AND TO AMEND THE OFFICIAL ZONING MAP TO APPLY THE NEW ZONING CLASSIFICATION

WHEREAS, The Town Council has received a petition requesting that a new conditional use zoning district be established and that this new district classification be applied to the applicant's property.

WHEREAS, the Town Council is authorized by the Town Charter to establish conditional use zoning districts:

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF GARNER ORDAINS:

Section 1. That the Official Zoning Map of the Town of Garner and Extraterritorial Jurisdiction be amended by changing the zoning classification of the property described below from its present zoning to that requested by East Garner, LLC in Rezoning Application No. **CUD-Z-16-12 (O&I C192)**.

Section 2. There is hereby created a new conditional use zoning district, to be known as the Office and Institutional Conditional Use (O&I C192) within this district, all of the regulations that apply to property within the Office and Institutional Conditional Use (O&I C192) zoning district shall be applicable and that all other uses are prohibited except those that are listed as permissible shall require a conditional use permit:

The following is a list of permitted uses in the Office and Institutional Conditional Use (O&I C192) district.

- 1. Banks and financial institutions
- 2. Medical office
- 3. Other office; general office

The following site specific condition applies to the Office and Institutional Conditional Use (O&I C192) District.

- 1. No radio or television stations/studios are allowed.
- 2. No uses permitted in the NC, CBD, CR, SB, I-1, or I-2 shall be permitted except as specifically stated above.

Section 3. The official Zoning Map of the Town of Garner is amended by changing the zoning classification of the property identified below and as shown on a map in application file:

| Owner(s) | Tract No. | Existing Zoning | New Zoning |
|-------------|------------|-------------------------------|--------------------------|
| East Garner | 1721203647 | Office and Institutional | Office and Institutional |
| LLC | | Conditional Use District (O&I | Conditional Use District |
| | | C158) | (O&I C192) |

Section 4. The Planning Department shall change the Official Zoning Map displayed for the public to reflect this change immediately following adoption of this ordinance. In addition, a copy of this ordinance shall be filed in the Planning Department.

Section 5. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 6. That the Town Clerk shall cause a duly certified copy of this ordinance to be recorded in the office of the Wake County Register of Deeds.

Section 7. This ordinance shall become effective upon adoption.

Duly adopted this 6th day February 2017.

| | Ronnie S. Williams, Mayor |
|------------------------------|---------------------------|
| ATTEST: | |
| Stella L. Gibson. Town Clerk | |

| Meeting Date: Februar | ry 6, 2017 | |
|---|-----------------------------|---|
| Subject: CUD-Z-16-13 C-193 and CUP-SP-16-34 Abberly Montane | | |
| Location on Agenda: Public Hearings | | |
| Department: Planning | | |
| Contact: Jeff Treizenber | g, Interim Planning Directo | r |
| Presenter: David Bamf | ord, Senior Planner and Jer | nny Saldi, Senior Planner |
| Brief Summary: | | |
| | | ti-Family 2) Conditional that would allow all MF2 uses except oup Care Home and Intermediate Care Home. |
| Conditional Use Site Plar amenities. | n request for an apartment | complex featuring garden style units, walk-up units and related |
| Pecommended Motion | n and/or Requested Action | on: |
| | 3844; Approve CUP-SP-16- | |
| Detailed Notes: | | |
| See attached staff report | | |
| | | |
| Funding Source: | | |
| Cost: | One Time: | Annual: No Cost: • |
| Manager's Comments | and Recommendations: | |
| N/A | | |
| | | |
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| | | |
| Attachments Yes: | No: (| |
| Agenda Form | Initials: | Comments: |
| Reviewed by: | | |
| Department Head: | JT | |
| Finance Director: | | |
| | | |
| Town Attorney: | | |
| Town Manager: | RD | |
| Town Clerk: | | |

TOWN OF GARNER STAFF REZONING & CONDITIONAL USE PERMIT REPORT

Town Council Public Hearing February 6, 2017

APPLICATIONS: CUD-Z-16-13 (Rezoning)

CUP-SP-16-34 (Conditional Use Permit)

APPLICANT: Smith Moore Leatherwood

OWNER: Garner Land Company LLC

LOCATION: Timber Drive East

EXISTING USE: Undeveloped

WAKE COUNTY PIN #: Portion of 1720727700

AREA: 19.61 acres

TOWN LIMITS: No (voluntary annexation required)

PRESENT ZONING: MXD-1 (Mixed Use) 2.5 acres

R-40 (Low Density Residential) 17.11 acres

REQUESTED ZONING: Multi-Family Conditional Use (MF-2 C193)

APPLICABLE OVERLAYS: 1-40

KEY MEETING DATES:

Planning Commission: January 9, 2017

Public Hearing & Town Council decision: February 6, 2017

REZONING REPORT

EXISTING ZONING:

The 19.61-acre rezoning site is currently zoned both R-40 (17.11 acres) and MXD-1 (2.5 acres).

The 17.11-acre portion of the rezoning site is zoned **Residential 40 (R-40).** This district allows single-family lots of at least 40,000 square feet (0.91 acres). Under this zoning, the 17.11-acre rezoning site could accommodate approximately 13 single-family lots.

The following is a list of permitted uses in the R-40 district.

- 1. Single-family site built and modular homes
- 2. Residential Cluster
- 3. Manufactured home
- 4. Family Care home
- 5. Group care home
- 6. Intermediate care home
- 7. Community center
- 8. Lodges and fraternal clubs
- 9. Child day care up to 3 as home occupation
- 10. Family child day care up to 8 in home
- 11. School public or private
- 12. Public safety facilities (fire, police, rescue, ambulance)
- 13. Cemetery
- 14. Public parks, swimming pools, tennis and golf courses
- 15. Religious institutions
- 16. Minor utility—elevated water tank
- 17. Solar farms
- 18. Telecommunications facility
- 19. Other major utility
- 20. Private golf course or country club
- 21. Horse stables
- 22. Bed and breakfast
- 23. Agriculture or silvi-culture

The 2.5-acre portion is zoned **Mixed Use District.** The MXD-1 zoning district is an obsolete district which means it is no longer part of the zoning district hierarchy applied to the Town but has been retained from the previous version of the *Land Use Ordinance*. No new rezonings to MXD-1 will be permitted. Properties zoned with this obsolete district will be allowed to be

developed under the old standards outlined in Article 4, Section 4.14 of the *Garner Unified Development Ordinance*. This MXD-1 district allows a wide range of uses from high density residential to commercial and industrial uses. Existing developments with this zoning include Abberly Place Apartments, White Oak Shopping Center, Greenfield Business Park and White Oak Business Park.

The following is a list of permitted uses in the MXD-1.

- 1. Residential.
 - a. Apartments and condominiums
 - b. Townhomes
 - c. Hotels and motels (extended stay facilities not permitted)
- 2. Sales and rental of goods, merchandise and equipment
 - a. No storage or display of goods outside fully enclosed building
 - b. Storage and display of goods outside fully enclosed building if properly screened (not permitted)
- 3. Wholesale sales (not permitted)
- 7. Office, clerical, research and services not primarily related to goods or merchandise
 - a. Operations designed to attract and serve customers or clients on the premises, such as attorneys, physicians, other professionals, insurance and stock brokers, travel agents, government office buildings, banks, etc.
 - b. Operations designed to attract little or no client traffic other than employees of the entity operating the principal use
 - c. Offices or clinics of physicians or dentists with not more than 10,000 square feet of gross floor area
 - d. Operations conducted within a fully enclosed building
- 8. Manufacturing, processing, creating, repairing, renovating, painting, cleaning, assembling of goods, merchandise and equipment.
 - a. Service, repair of goods, etc. sold or rented on-premises (not permitted)
 - b. Other fully-enclosed operations (not permitted)
 - c. Operations conducted outside fully enclosed building if properly screened (not permitted)
- 9. Educational, cultural, religious, philanthropic, social, fraternal uses.
 - a. Business or vocational schools;
 - b. Churches, synagogues and temples, including associated residential structures for religious personnel and associated buildings, but not including elementary or secondary school buildings;
 - c. Libraries, museums, art galleries, art centers and similar uses (including associated educational and instructional activities);
 - d. Social, civic, service, fraternal clubs and lodges, union halls, and similar uses.
- 10. Recreation, amusement and entertainment.

- a. Indoor tennis, racquetball courts, indoor athletic and exercise facilities and similar uses;
- b. Playhouse theaters, movie theaters, bowling, pool halls or similar uses, (drive-in theaters not permitted)
- 11. Institutional residence of care or confinement facilities.
 - a. Hospitals, clinics, other medical including mental health, treatment facilities in excess of 10,000 square feet of gross floor area;
 - b. Nursing care institutions, intermediate care institutions, handicapped or infirm institutions;
 - c. Group care institution;
 - d. Continuing care retirement communities consistent with UDO provisions.
- 12. Restaurants, bars, night clubs.
 - a. Restaurants without drive-in service (ancillary drive-thru window service allowed);
 - b. Bars, nightclubs, ABC permitted private clubs.
- 13. Motor vehicle related sales and service operations.
 - a. Motor vehicle sales or rental or sales and service (not permitted);
 - b. Automobile service stations:
 - c. Gas sales operations.
- 14. Storage and parking.
 - a. Automobile parking garages or parking lots (not provided to meet parking requirements for a principal use);
 - b. Storage of goods not related to sale or use of these goods on the same lot where they are stored.
- 15. Services and enterprises related to animals (Veterinarian inside facilities only).
- 16. Emergency services.
 - a. Police stations;
 - b. Fire stations;
 - c. Rescue squad, ambulance service.
- 17. Miscellaneous public and semi-public utilities.
 - a. Post office;
 - b. Military reserve, national guard centers.
- 18. Dry cleaner, laundromat.
- 19. Towers and antennas greater than 35 feet tall (broadcast towers not permitted)
- 20. Nursery schools, day care centers.
- 21. Temporary structures.
- 22. Public transportation facilities.
 - a. Bus station (not permitted).
- 23. Non-residential subdivisions.
- 24. Combination uses planned.
- 25. Flex Space

PROPOSED ZONING

The proposed zoning for the entire 19.61-acre project site is **Multi-Family 2 Conditional Use** (MF-2 C193). The MF-2 district is a high density multi-family residential district that allows apartments, condos, townhomes, duplexes, and triplexes. The MF-2 district allows a gross density of approximately 13.85 dwelling units per acre.

The following is a list of proposed uses in the MF-2 C193 district. The applicant has excluded or prohibited several MF-2 uses for the site, and they are highlighted below. All other uses would be permitted.

- 1. Residential cluster
- 2. Duplexes
- 3. Townhome
- 4. Condominium
- 5. Triplexes & apartments
- 6. Family Care Home
- 7. Group Care Home
- 8. Intermediate Care Home
- 9. Community Center
- 10. In-home Child Day care up to 3 children
- 11. Schools public or private
- 12. Public safety: fire, police, rescue squad, ambulance
- 13. Continuing care retirement facility
- 14. Cemetery
- 15. Public Parks, swimming pool, tennis courts, golf course
- 16. Churches, religious institutions
- 17. Minor utility, elevated water storage tank
- 18. Private parks
- 19. Private country clubs, golf courses
- 20. Bed and Breakfast

The applicant has also proposed the following project conditions.

- 1. Amenities shall include a swimming pool, an animal recreation area (dog park), and a designated area for car washing.
- 2. A gate shall be installed to limit access from the subject property to Salt Hill Road to emergency personnel only.
- 3. Building height shall be limited to a maximum of 4 stories.

ZONING AND LAND USE ANALYSIS

Summary of Zoning Change

The applicants wish to develop the 19.61-acre site into a 282-unit apartment community which is not an allowable use in the R-40 zone. While apartments are allowed in the 2.5-acre MXD-1 portion, this application is to rezone the entire site to MF-2 C193. Use restrictions are proposed. Conditions regarding amenities, an emergency gate, and building height are also proposed.

Adjacent Zoning and Land Uses

North: MXD-1, Apartments (Abberly & Adeline communities)

South: R-40, Undeveloped

East: R-40, Undeveloped

West: R-40, single-family

Neighborhood Character

The rezoning site is located at the end of Timber Drive East. Timber Drive East is a major thoroughfare, and the developments in and around the White Oak area include retail, service, office, medical, restaurants, and multi-family. This area functions and operates as a regional activity center. Several multi-family communities have developed in an area approximately ½ mile east of the intersection of Timber Drive East and White Oak Road. There are a total of 936 multi-family units for the existing apartment communities: Abberly Phase 1 (300 units), Abberly Phase 2 (300 units), and Adeline (336 units). The addition of the proposed 282 unit community would increase the multi-family unit count in the area to 1,218.

Zoning History

Planning Department records show these rezoning cases in this area.

| Case | Applicant | Location | Zoning Change |
|-------------|--|---|------------------|
| CUD-Z-01-09 | Sherman Yeargan, Jr | White Oak Road and Timber Drive East | R-20 to CB C112 |
| CUD-Z-13-03 | Sherman Yeargan, Jr Drury Development | US 70 E (Cabelas) | SB C62 to SB 168 |
| CUD-Z-16-07 | William Winters | Timber Drive East | R-20 to NO C187 |

^{*} Note: CB was Community Business under the previous version of the *Land Use Ordinance*. All CB districts were re-named to CR (Community Retail) in the *Unified Development Ordinance*, effective October 1, 2003.

INFRASTRUCTURE

Water & Sewer

Public water and sewer is available. Water and sewer will be extended to the site. Connections are subject to the Town's Sewer Allocation Policy.

TRANSPORTATION

The rezoning site has access to **Timber Drive East (SR 2812)** where it currently ends. This road has a right-of-way width of approximately 120 feet. Timber Drive East is classified as a Major Thoroughfare on the *Town of Garner's Transportation Plan*. It is a 4-lane divided median facility and maintained by NCDOT. Traffic counts are not available for this section of road. Timber Drive traffic counts are around 19,000 trips per day west of NC 50.

The proposed site plan (CUP-SP-16-34) shows a 282-unit apartment community. Using trip generation calculations for traffic impact estimates, this type of development would generate around 1,875 trips per day.

Road improvements are required, and the project will extend Timber Drive East south a distance of approximately 1,360 feet. More information on this is shown on the proposed site plan (CUP-SP-16-34).

ENVIRONMENT

The rezoning site is not within the 100 or 500-year flood plain areas as delineated by the FEMA Flood Insurance Rate Maps. No other environmental features appear to be present on this site.

STAFF COMMENTARY

The 19.61-acre rezoning site is within the area of a **Regional Center** designated on the west side of the I-40 and US 70 interchange. A **Regional Center** is designed to target a regional population. In these areas, the land uses are recommended to be primarily non-residential that incorporates large areas of retail and large office buildings. The development of higher density residential (apartments) is also recommended in these areas to provide housing options close to employment.

The recommended zoning districts for a **Regional Center** include: O&I, PUD, SB, CR, MXD, and MF-2. The recommended residential density range is 13+ dwelling units per acre.

The requested zoning change from R-40 and MXD-1 to MF-2 C193 is consistent with the recommendations of the Comprehensive Growth Plan for this area of the community. <u>The proposed project density will be 14.38 dwelling units per acre.</u>

CUP-SP-16-34

| PROJECT DATA: | |
|------------------------------------|---|
| Acreage: | 19.61 acres |
| Building Size: | 1 - 4-story building, 8 – 3-story buildings with a total of 284 apartments (125 one-bedroom, 157 two-bedroom) |
| Building Material and Color: | The buildings are a combination of brick and hardi-plank siding. The brick in brown and beige colors; the siding in taupe and stone colors. White trim and bronze railings. Dark asphalt dimensional shingles. Several block retaining walls are proposed on site; these will be beige in color. |
| Landscape and Buffer Requirements: | The plan as proposed meets the requirements of the Landscape Ordinance. Tree cover requirements are met with |
| | existing vegetation. Buffers are shown as required25 foot Perimeter Buffer adjacent to undeveloped residential zoning to the north, south and west20 foot Street Buffer along Timber Drive East |
| Parking Spaces: | Required: 573 (11 Accessible) Provided: 574 (20 accessible and 32 garage spaces) |
| Floodplain: | This site does not contain a FEMA designated floodplain. |

Stormwater Management:

Please refer to General Comments.

The Inspections Department has reviewed and preliminarily approved the plans. Fire flow calculations will be required before a building permit is issued.

Parks and Open Space:

Open space required 1.96 acres (10%) Open space provided 2.35 acres (12%)

Parks, Recreation and Cultural Resources Department is recommending a fee-in-lieu of parkland dedication for this project. The current rate is \$895.00 per dwelling unit.

Amenities provided on site are a courtyard pool with seating and grill, a dog park and car washing facility.

The plan proposes to extend public water and sewer lines to serve the project. A private on-site water and sewer system will serve the individual buildings. The City of Raleigh has given preliminary approval; however, construction drawing approval is required prior to issuance of a building permit.

Timber Drive East will be extended, with a partial cross-section, to provide one point of access. Adeline Way will be extended, with a full cross-section, to provide a second point of access for this project. Please refer to Sheet P-3. Both extensions will include curb and gutter construction with sidewalks. Both entrances will be gated. Sidewalks are provided throughout the site with connections to Timber Drive East and Adeline Way. Please refer to General comments.

Water/ Sewer:

Street Access/ Sidewalks:

General Comments:

<u>Storm-water management</u> – This project is subject to nitrogen and water quantity requirements. The developer is proposing a wet detention basin to handle detention of the 1, 10 and 25 year storm events along with reducing nitrogen. Payment to a private mitigation bank will also be required to bring the overall project into compliance with the Neuse Rules.

<u>Road improvements</u> – A Traffic Impact Analysis was prepared by the project's traffic engineer and reviewed by NCDOT. NCDOT concurred with the findings adding their recommendation to lengthen the turning lane on southbound White Oak Road, turning left onto Timber Drive East. This was not reflected on the development plans. We also requested feedback from NCDOT on signal timing which was not addressed. As such, we have recommended a condition stating the developer shall be responsible for any improvements required by NCDOT.

The existing segment of Timber Drive East from White Oak Road to the point where it currently terminates, southeast of Adeline Way, must be taken over for maintenance by NCDOT. To this end, two conditions are recommended; one is to escrow funds needed for road improvements, required by NCDOT, prior to issuance of a building permit and the second is the existing segment to be accepted for maintenance by NCDOT prior to issuance of the certificates of occupancy for the garages.

Consistency with Adopted Town Plans and Policies:

2006 Comprehensive Growth Plan:

This site falls within the Regional Center designation around the US 70 and White Oak Road intersection; the project is consistent with the Comprehensive Growth

Plan.

2010 Garner Thoroughfare

Plan:

This project, as proposed, is consistent with the

Thoroughfare Plan.

Parks & Greenway Plan: This project, as proposed, is consistent with the Parks

and Greenway Plan.

Unified Development Ordinance

Regulations:

This project, as proposed, is consistent with the regulations of the Unified Development Ordinance.

PLANNING COMMISSION

The Planning Commission held their meeting on January 9, 2017 and voted unanimously to recommend approval.

STAFF RECOMMENDATION:

The Council will need to vote on the rezoning application prior to voting on the conditional use permit application.

Rezoning Action

The rezoning request is consistent with the recommendations of the Plan for this area of the community; therefore staff recommends approval of Rezoning Application CUD-Z-16-13 as submitted.

Conditional Use Permit Action

The Planning Commission and Staff are recommending approval of CUP-SP-16-34, Abberly Montane, with the following conditions:

- 1. Prior to issuance of a building permit, the required petition for annexation shall be submitted.
- 2. Prior to issuance of a building permit, fire flow calculations shall be submitted to the Inspections Department for their review and approval.
- 3. The developer shall be responsible for any additional road improvements required by NCDOT.
- 4. Prior to the issuance of a building permit for construction of the project, funding in the amount needed for NCDOT required road improvement to the existing segment of Timber Drive East from White Oak Road to the point where it currently terminates, southeast of Adeline Way, as determined by the project engineer and approved by the Town of Garner, shall be escrowed in a manner acceptable to the Town of Garner. The entity doing the required road improvements shall be entitled to withdraw funds from the escrow as work on the road is completed except that the Town of Garner may retain ten percent (10%) of the total cost of the road improvements until such time the road is accepted by NCDOT.

- 5. Prior to the issuance of a building permit for construction of the project, funding in the amount needed for NCDOT required road improvement to the existing segment of Timber Drive East from White Oak Road to the point where it currently terminates, southeast of Adeline Way, as determined by the project engineer and approved by the Town of Garner, shall be escrowed in a manner acceptable to the Town of Garner. The entity doing the required road improvements shall be entitled to withdraw funds from the escrow as work on the road is completed except that the Town of Garner may retain ten percent (10%) of the total cost of the road improvements until such time as NCDOT confirms the road condition is acceptable to NCDOT and a formal application for acceptance of the above-described portion of Timber Drive east for maintenance has been filed with NCDOT.
- 6. Prior to the issuance of the certificate of occupancy for garage parking structures, the existing segment of Timber Drive East from White Oak Road to the point where it currently terminates, southeast of Adeline Way, shall be accepted for maintenance by NCDOT.

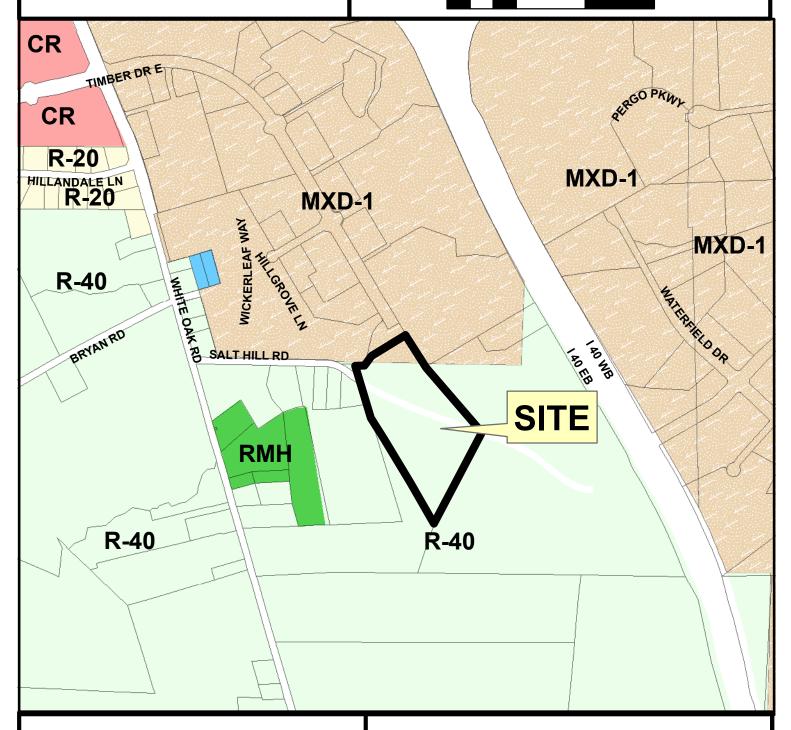
Town of Garner Planning Department

Conditional Use Applications CUD-Z-16-13 & CUP-SP-16-34

300 600

1,200 1,800 Feet





Project: Abberly Garner Location: Timber Drive East Owner: Garner Land Company

Applicant: Smith Moore Leatherwood LLP

PIN: 1720727700 (partial)

Case: CUD-Z-16-13

Current Zoning: MXD-1 & R-40

Proposed MF-2 C193 Project Acreage: 19.61

Case: CUP-SP 16-34

Proposed: Apartments (284 units)

Page 48

Return to: Stella Gibson Town of Garner 900 7th Avenue Garner, NC 27529

ORDINANCE NO. (2017) 3844

AN ORDINANCE AMENDING THE TEXT OF THE GARNER UNIFIED DEVELOPMENT ORDINANCE TO CREATE A NEW CONDITIONAL USE ZONING DISTRICT AND TO AMEND THE OFFICIAL ZONING MAP TO APPLY THE NEW ZONING CLASSIFICATION

WHEREAS, The Town Council has received a petition requesting that a new conditional use zoning district be established and that this new district classification be applied to the applicant's property.

WHEREAS, the Town Council is authorized by the Town Charter to establish conditional use zoning districts:

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF GARNER ORDAINS:

Section 1. That the Official Zoning Map of the Town of Garner and Extraterritorial Jurisdiction be amended by changing the zoning classification of the property described below from its present zoning to that requested by **Garner Land Company LLC** in Rezoning Application No. **CUD-Z-16-13 (MF-2 C193**).

Section 2. There is hereby created a new conditional use zoning district, to be known as the **Multi-Family Conditional Use (MF-2 C193)** within this district, all of the regulations that apply to property within the **Multi-Family Conditional Use (MF-2 C193)** zoning district shall be applicable and that all other uses are prohibited except those that are listed as permissible shall require a conditional use permit:

The following is a list of permitted uses in the Multi-Family Conditional Use (MF-2 C193) district.

- 1. Residential cluster
- 2. Duplexes
- 3. Townhome

- 4. Condominium
- 5. Triplexes & apartments
- 6. Community Center
- 7. In-home Child Day care up to 3 children
- 8. Schools public or private
- 9. Public safety: fire, police, rescue squad, ambulance
- 10. Continuing care retirement facility
- 11. Public Parks, swimming pool, tennis courts, golf course
- 12. Churches, religious institutions
- 13. Minor utility, elevated water storage tank
- 14. Private parks
- 15. Private country clubs, golf courses

The following site specific condition applies to the Multi-Family Conditional Use (MF-2 C193) District.

- 1. Amenities shall include a swimming pool, an animal recreation area (dog park), and a designated area for car washing.
- 2. A gate shall be installed to limit access from the subject property to Salt Hill Road to emergency personnel only.
- 3. Building height shall be limited to a maximum of 4 stories.

Section 3. The official Zoning Map of the Town of Garner is amended by changing the zoning classification of the property identified below and as shown on a map in application file:

| Owner(s) | Tract No. | Existing Zoning | New Zoning |
|--------------------|--------------------|---|--------------------------------|
| Garner Land | Portion of | MXD-1 (Mixed Use) 2.5 acres | Multi-Family |
| Company LLC | PIN# 1720727700 | R-40 (Low Density Residential) 17.11 acres | Conditional Use (MF-2 C193) |

Section 4. The Planning Department shall change the Official Zoning Map displayed for the public to reflect this change immediately following adoption of this ordinance. In addition, a copy of this ordinance shall be filed in the Planning Department.

Section 5. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 6. That the Town Clerk shall cause a duly certified copy of this ordinance to be recorded in the office of the Wake County Register of Deeds.

| Duly adopted this 6th day February 2017. | | |
|--|--------------------|--|
| | Dannia C. Milliana | |
| ATTEST: | Ronnie S. Williams | |
| Stella L. Gibson, Town Clerk | | |

Section 7. This ordinance shall become effective upon adoption.

Town of Garner Town Council Meeting Agenda Form

| Meeting Date: February 6, 2017 | | | |
|--|------------------------------|---|--|
| Subject: General Use Rezoning Z-16-04 | | | |
| Location on Agenda: Old/New Business | | | |
| Department: Planning | | | |
| Contact: David Bamford | l, Senior Planner | | |
| Presenter: David Bamf | ord, Senior Planner | | |
| Brief Summary: | | | |
| Request by Khalil Rahimi Residential-9 (R-9). | i to rezone a 6.24 acre trac | ct of land located on Maxwell Drive from R-40 and R-9 C153 to | |
| Item was recommended | for approval by the Planni | ing Commission on January 9, 2017. | |
| Recommended Motion | n and/or Requested Action | on: | |
| Adopt Ordinance (2017) | | | |
| Detailed Notes: | | | |
| See attached staff report | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Funding Source: | | | |
| Cost: | One Time: | Annual: No Cost: | |
| Manager's Comments | and Recommendations: | | |
| N/A | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Attachments Yes: No: | | | |
| Agenda Form | Initials: | Comments: | |
| Reviewed by: | | | |
| Department Head: | JT | | |
| Finance Director: | | | |
| | | | |
| Town Attorney: | | | |
| Town Manager: | RD | | |
| Town Clerk: | | | |
| | | | |

Town of Garner General Use Rezoning Staff Report

Town Council February 6, 2017

APPLICATION: Z 16-04

APPLICANT: Khalil Rahimi

OWNER: Khalil Rahimi

LOCATION OF PROPERTY: Maxwell Drive

WAKE COUNTY PIN #: 1701342730

AREA: 6.24 acres

TOWN LIMITS: No

PRESENT ZONING: R-40 (5.56 acres) and R-9 C153 (0.68 acres)

REQUESTED ZONING: Residential 9 (R-9)

OVERLAY DISTRICTS: None

KEY MEETING DATES:

Town Council Public Hearing January 3, 2017
Planning Commission: January 9, 2017

Town Council Action: February 6, 2017

REZONING REPORT

EXISTING ZONING

The rezoning site has split zoning. Approximately 5.56-acres are zoned R-40. The remaining 0.68-acre portion is zoned R-9 Conditional Use District 153 (R-9 C153). The portion zoned R-9 C153 was a result of the Jameson Place rezoning approved in 2008 (CUD Z 08-02). This project never moved forward but the zoning remains.

The 5.56 portion is zoned **R-40 single-family residential (R-40)**. This district allows single-family lots of at least 40,000 square feet (.92 acres). Properties zoned R-40 are typically in areas where municipal water & sewer services are not readily available. There is a pond on this site that takes up approximately 2.28-acres. The developable 3.28-acres of R-40 could be subdivided into approximately 3 lots.

The following is a list of permitted uses within the R-40 district.

- 1. Single-family site built and modular homes
- 2. Residential Cluster
- 3. Manufactured homes, Class A only
- 4. Family Care home
- 5. Group care home
- 6. Intermediate care home
- 7. Community center
- 8. Child day care up to 3 as home occupation
- 9. Family child day care up to 8 in home
- 10. School public or private
- 11. Public safety facilities (fire, police, rescue, ambulance)
- 12. Cemetery
- 13. Public parks, swimming pools, tennis and golf courses
- 14. Religious institutions
- 15. Minor utility—elevated water tank
- 16. Telecommunications facility
- 17. Other major utility
- 18. Private golf course or country club
- 19. Horse stables and related facilities
- 20. Bed and breakfast
- 21. Agriculture or silviculture
- 22. Solar Farms

The remaining 0.68-acre portion is zoned **Residential 9 Conditional Use District 153 (R-9 C-153)**. The R-9 district is established to provide for the development of single-family residential units on lots of at least 9,000 square feet. In addition, the R-9 district also allows schools, churches, parks, and in-home daycares.

This residual sliver of R-9 C 153 is left over from the 2008 project Jameson Place (CUP SB 08-01 & CUD Z 08-02). The proposed project was going to include this area as part of the open space for this project. The subdivision and rezoning was approved but did not move forward due to the downturn of the economy. The project has now expired. The approved zoning boundary remains.

The following is a list of permitted uses within the proposed R-9 C-153 district. Uses voluntarily prohibited by the applicant are highlighted.

- 1. Single-family detached
- 2. Residential cluster
- 3. Modular home (prohibited)
- 4. Family Care Home
- 5. Group Care Home
- 6. Intermediate Care Home
- 7. Community Center
- 8. In-home Child Day care (up to 3 children)
- 9. Family Day care (up to 8 in home)
- 10. School
- 11. Public safety: fire, police, rescue squad, ambulance
- 12. Cemetery
- 13. Public Parks, swimming pool, tennis courts, golf course
- 14. Churches, religious institutions (prohibited)
- 15. Minor utility, elevated water storage tank (prohibited)
- 16. Private country clubs, golf courses (prohibited)
- 17. Bed and Breakfast (prohibited)

Proposed Housing conditions for the R-9 C153 district:

- 1. Each dwelling unit will have at least 1,800 heated square feet.
- 2. Each dwelling unit will have a 2-car garage.
- 3. Each dwelling unit will have at least a 36 square foot covered front porch.
- 4. Each dwelling unit will have at least a 120 square foot patio or deck.
- 5. The exterior facade of each unit will be constructed of at least 80% brick or stone.
- 6. Each dwelling unit will have a masonry foundation with crawl space for at least 70% of the foundation area, not to include the garage.
- 7. At the option of the owner of the property, the requirements of 2 through 6 listed above may be altered, provided that the additional heated square footage requirements below are met.

<u>Amenity</u>

Additional heated area required

| No covered front porch | 100 square feet |
|------------------------|-----------------|
| No patio or deck | 50 square feet |
| Only 1 car garage | 100 square feet |
| Not at least 80% brick | 400 square feet |

PROPOSED ZONING

The proposed zoning district for the entire 6.24-acres is **Residential 9 (R-9) general use.** The R-9 district is primarily a residential district allowing single-family lots of at least 9,000 square feet (0.21 acres). This is not a conditional use application, and no specific site plan is proposed at this time.

Staff estimates that the site could be developed into approximately 13 dwelling units, which is a net density of 2.15 units per acre; this includes subtracting out land for driveways, roads, and parking areas, and 2.28-acres for the existing pond

The following is a list of permitted uses in the R-9 district.

- 1. Single-family site built and modular homes
- 2. Residential cluster
- 3. Family Care Home
- 4. Group Care Home
- 5. Intermediate Care Home
- 6. Community Center
- 7. In-home Child Day care (up to 3 children)
- 8. Family Day care (up to 8 in home)
- 9. School
- 10. Public safety: fire, police, rescue squad, ambulance
- 11. Cemetery
- 12. Public Parks, swimming pool, tennis courts, golf course
- 13. Churches, religious institutions
- 14. Minor utility, elevated water storage tank
- 15. Private golf course or country club
- 16. Bed and Breakfast

SUMMARY OF ZONING REQUEST

The rezoning site is 6.24 acres. There is an existing pond that consumes approximately 2.28-acres of this site as not buildable. Approximately 5.56-acres of this 6.24-acre site are zoned R-

40. The remaining 0.68-acre portion is zoned R-9 Conditional Use District 153 (R-9 C153). The portion zoned R-9 C153 was a result of the Jameson Place subdivision project approved in 2008 (CUD Z 08-02). The proposed 2008 Jameson Place subdivision project was going to include a small area of the rezoning site (0.68-acres) for open space. The project did not move forward. However the rezoning was approved and remains mapped.

There is one single-family home on this 6.24-acre lot. The property was sold in 2015, and the current property owner wants to rezone the entire 6.24-acres to Residential 9 (R-9). While the owner has communicated future plans for subdividing out single-family lots, there are no plans at this time. No site plan has been submitted for review. Any development plan will be reviewed separately at a later date.

SURROUNDING ZONING & LAND USE

North: MF-2; Pinewinds Apartments

South: O&I, Smith Elementary School

R-9; Undeveloped

East: R-40; Single-family, undeveloped

West: SB; Commercial / outdoor storage

NEIGHBORHOOD CHARACTER

This area of the community is in an unincorporated area between Greenbrier Subdivision and US 401. Smith Elementary is located across the street from the rezoning site. There are large tracts of undeveloped land in this area. A church is also located to the west. There is a mix of zoning districts along Maxwell Drive: SB, O&I, R-40, and R-9 C153.

ZONING HISTORY

There have been several rezoning cases in this area of Garner going back to 1999.

| Case | Applicant | Location | Zoning Change |
|-------------|------------------------|--------------------------|-----------------------|
| Z 99-01 | Pinewinds Townhomes | Small Pine Drive | CB to MF-1 |
| CUD Z 02-02 | David Martin | Timber Drive & Grovemont | R-15 & R-20 to SB CUD |

| CUD Z 06-05 | Maissa Kaddoura | 4809 Fayetteville Rd | CR to SB CUD |
|-------------|-----------------------------|----------------------|------------------|
| CUD Z 08-02 | Homestead Developer, LLC | Maxwell Drive | R-40 to R-9 C153 |

^{*} Note: CB was Community Business under the previous version of the *Land Use Ordinance*. All CB districts were re-named to CR (Community Retail) in the *Unified Development Ordinance*, effective October 1, 2003.

INFRASTRUCTURE

Water & Sewer

The rezoning site has access to both water and sewer. There are 8" water and sewer lines along Maxwell Drive on the opposite side of the road. When the site is developed, any connections will be subject to the Town's Utility Policy.

TRANSPORTATION

The rezoning site has approximately 230 feet of frontage on Maxwell Drive. This road is a 2-lane NCDOT maintained facility (SR 2797) with a right-of-way width of 60 feet. It is not classified as a thoroughfare on the Town's plan.

Approximately ¼-mile west of the rezoning site, Maxwell Drive intersects with US 401. Highway US 401 road is classified as a **Major Thoroughfare** on the *Garner Transportation Plan* and is maintained by NCDOT. In this vicinity, US 401 has 4 travel lanes and a center turning lane within a 150 foot right-of-way. Average daily traffic counts (ADT) are estimated to be 36,000 in this area according to 2015 NCDOT data.

Road widening improvements to Maxwell Drive along the frontage of the site will be required when the site is developed. This would include curb and gutter, and sidewalks.

Staff estimates that under the current single-family zoning (R-40 / R-9), the site could be developed into approximately 3 lots. This would generate approximately 29 vehicle trips. Under the proposed R-9 zoning, staff estimates the site could be developed into approximately 13 dwelling units (buildable area reduced by 2.28-acre pond). This would generate approximately 124 vehicle trips. While more traffic would be generated to the property, Maxwell Drive is not a heavily travelled road. Significant traffic impacts to the area are not anticipated.

ENVIRONMENT

The rezoning site drains to the south. There is also a pond that takes up approximately 2.28-acres of the 6.24-acre property. On June 13, 2016, the State Division of Water Quality

determined that a 50-foot buffer would apply around the perimeter of the pond shore. Future development of the site would need to be located outside any required buffer.

STAFF COMMENTARY

Conformity to Adopted Town Plans

According to the **Town of Garner Comprehensive Growth Plan**, the rezoning site is designated as a **Primary Residential Area** for the **Neighborhood Center** at Old Stage Road and US 401. The Neighborhood Center is designed to serve the daily needs of the surrounding residential population. These centers are pedestrian scaled with a limited mixed use area at the center. At the core, generally located at the intersection of minor arterials, is an area of mixed-use development with neighborhood scaled convenience retail/service, schools, professional offices, churches, civic functions, formal open spaces and higher density residential.

The **Primary Residential Area** for a Neighborhood Center is designed to accommodate limited office use and medium density residential development. The recommended zoning districts include: Neighborhood Office (NO), MF-1, R-9, R-12, Traditional Neighborhood (TND), Planned Residential (PRD), and Planned Unit (PUD). The recommended residential density range for **Primary Residential Area** is 3 to 9 dwelling units per acre.

The requested zoning change from R-40 and R-9 C153 to R-9 general use is consistent with the recommendations of the *Comprehensive Growth Plan* for this area of the community. When the site is developed, the density of any future project will be constrained by the pond and required riparian buffers. The proposed R-9 zoning district is also consistent with the surrounding zoning pattern along Maxwell Drive.

<u>Because this is a general use request, no site plan or development plan is proposed at this time.</u>
A future development plan will be evaluated and reviewed separately.

PUBLIC HEARING

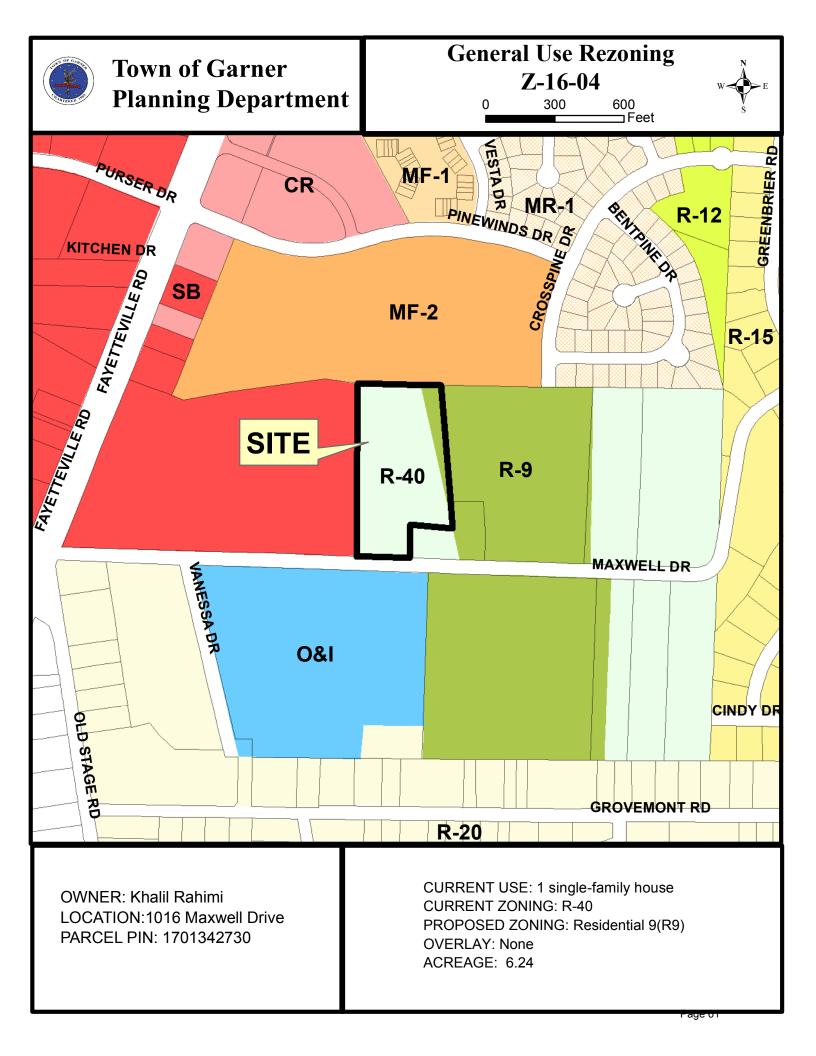
The public hearing for this application was held on January 3, 2017. There were no public comments at the meeting concerning the rezoning.

PLANNING COMMISSION

The Planning Commission meeting was held on January 9, 2017, and they voted to recommend approval of this request.

STAFF RECOMMENDATION

Staff has no objections to Rezoning Application Z-16-04. Staff recommends approval as submitted.



Return to: Stella Gibson Town of Garner 900 7th Avenue Garner, NC 27529

ORDINANCE NO. (2017)

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF GARNER AND ITS EXTRATERRITORIAL JURISDICTION

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GARNER:

Section 1. That the Official Zoning Map of the Town of Garner and Extraterritorial Jurisdiction be amended by changing the zoning classification of the property described below from its current zoning of Residential-40 (R-40) (5.56 acres) and Residential 9 (R-9)(C153) (.68 acres) to Residential 9 (R-9) general use district as requested in **Rezoning Application No. Z-16-04** submitted by Khalil Rahimi.

6.24 acres identified as Wake County PIN # 1701342730

- Section 2. That all ordinances or portions thereof in conflict with this ordinance are hereby repealed.
 - Section 3. That this ordinance shall become effective upon its adoption.
- Section 4. That the Planning Department shall change the Official Zoning Map displayed for the public to reflect this change immediately following adoption.

| Section 5. That the Town Clerk shall cause | a duly certified copy of this ordinance to be |
|--|---|
| recorded in the office of the Wake County Register | r of Deeds. |
| | |
| | |
| Duly adopted this 6th day of February, 2017. | |
| | |
| | |
| | |
| | |
| | Ronnie S. Williams, Mayor |
| | |
| | |
| | |
| ATTEST: | |
| Stella L. Gibson, Town Clerk | |
| | |

Commercial Total Permits 23 Total Cost \$1,514,178.00

Permit #: 2161033 **Inside Town Linits** Yes

Issue date: 1/25/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$800,000.00

PropAddress: 750 TIMBER DRIVE

 Owner's
 ALDI, INC
 Owner's Phone:
 704-642-0023

 Contractor
 CADE, INC.
 Contractor's Phone:
 919-562-2115

 Type of Improvement:
 Alteration
 Proposed Use
 MERCANTILE/RETAIL

Permit #: 2161058 Inside Town Linits Yes

Issue date: 1/3/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$600.00

PropAddress: 68 EAGLE WING WAY

Owner's CHIPOLTE MEXICAN GRILL Owner's Phone: 303-595-4000

Contractor Contractor's Phone:

Type of Improvement: Electrical Proposed Use COMMERCIAL SIGN

Permit #: 2161106 **Inside Town Linits** Yes

Issue date: 1/27/2017 **Census tract: PIN#:** 1701-19-0232

Lot#: Subdivision: N/A Total cost: \$57,822.00

PropAddress: 1824 GARNER STATION BLVD

Owner's JS PRINTING Owner's Phone:

 Contractor
 BPG MANAGEMENT CO. - NC
 Contractor's Phone:
 919-872-9000

 Type of Improvement:
 Alteration
 Proposed Use
 BUSINESS/OFFICE

Permit #: 2161112 Inside Town Linits Yes

Issue date: 1/3/2017 **Census tract: PIN#:** 1711-13-3230

Lot#: Subdivision: N/A Total cost: \$55,935.00

PropAddress: 946 VANDORA SPRINGS ROAD

Owner's DR. MANNE Owner's Phone:

ContractorMORRIS CONSTRUCTION CONSULTANTContractor's Phone:919-868-1510Type of Improvement:AlterationProposed UseBUSINESS/OFFICE

Permit #: 2161113 Inside Town Linits Yes

Issue date: 1/3/2017 **Census tract: PIN#:** 1711-13-3230

Lot#: Subdivision: N/A Total cost: \$83,900.00

PropAddress: 938 VANDORA SPRINGS ROAD

Owner's DR. MANNE Owner's Phone:

ContractorMORRIS CONSTRUCTION CONSULTANTContractor's Phone:919-868-1510Type of Improvement:AlterationProposed UseBUSINESS/OFFICE

Permit #: 2161198 Inside Town Linits Yes

Issue date: 1/18/2017 **Census tract: PIN#:** 1629-07-2483

Lot#: Subdivision: N/A Total cost: \$5,000.00

PropAddress: 915 WITHERS ROAD

Owner'sN. D. PROPERTIES LLCOwner's Phone:919-285-4700ContractorCOUNTRY CONSTRUCTION CO.Contractor's Phone:919-207-3780

Type of Improvement: Plumbing Proposed Use WATER & SERVICE

Permit #: 2161218 Inside Town Linits Yes

Issue date: 1/17/2017 **Census tract: PIN#:** 1629-17-6780

Lot#: Subdivision: N/A Total cost: \$100,000.00

PropAddress: 8317 BRYAN ROAD

Owner's WAKE COUNTY BOARD OF EDUC. Owner's Phone:

 Contractor
 CITY OF RALEIGH
 Contractor's Phone:
 919-857-4540

 Type of Improvement:
 Plumbing
 Proposed Use
 EDUCATIONAL/SCHOOL

Permit #: 2170006 Inside Town Linits Yes

Issue date: 1/4/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$94,800.00

PropAddress: 135 SHENSTONE BLVD

 Owner's
 RACK ROOM SHOES
 Owner's Phone:
 704-547-8153

 Contractor
 SUN INDUSTRIAL INC
 Contractor's Phone:
 724-632-2000

 Type of Improvement:
 Alteration
 Proposed Use
 MERCANTILE/RETAIL

Permit #: 2170008 Inside Town Linits Yes

Issue date: 1/4/2017 Census tract: PIN#: 1710-47-0853

Lot#: Subdivision: N/A Total cost: \$6,500.00

PropAddress: 1411 AVERSBORO ROAD, SUITE 109

Owner's BALL RENTALS Owner's Phone: 919-427-2592

Contractor OWNER Contractor's Phone:

Type of Improvement: Alteration Proposed Use BUSINESS/OFFICE

Permit #: 2170018 Inside Town Linits Yes

Issue date: 1/6/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$2,400.00

PropAddress: 1323 FIFTH AVE

Owner's YORK PROPERTIES Owner's Phone: 919-821-1350

Contractor Contractor's Phone:

Type of Improvement: Plumbing Proposed Use PLUMBING

Permit #: 2170024 Inside Town Linits Yes

Issue date: 1/14/2017 **Census tract: PIN#:** 1711-07-4083

Lot#: Subdivision: N/A Total cost: \$36,035.00

PropAddress: 1400 MECHANICAL BLVD

Owner's NEWS & OBSERVER Owner's Phone:

Contractor MLG CONSTRUCTION CONSULTANTS LL Contractor's Phone: 919-787-0924

Type of Improvement: Electrical Proposed Use GENERATOR

Permit #: 2170025 Inside Town Linits Yes

Issue date: 1/9/2017 Census tract: PIN#: 1701-28-7326

Lot#: Subdivision: N/A Total cost: \$1,000.00

PropAddress: 1431 GARNER STATION BLVD

Owner's LOS GUANACOS Owner's Phone:
Contractor Contractor's Phone:

Type of Improvement: Alteration Proposed Use RESTAURANT

Permit #: 2170027 Inside Town Linits Yes

Issue date: 1/9/2017 **Census tract: PIN#:** 1701-37-1249

Lot#: Subdivision: N/A Total cost: \$2,400.00

PropAddress: 130 ANNARON COURT

Owner's PROXIMA, LLC Owner's Phone: 919-909-0175

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use BUSINESS/OFFICE

Permit #: 2170028 Inside Town Linits Yes

Issue date: 1/10/2017 Census tract: PIN#: 1720-29-3713

Lot#: Subdivision: N/A Total cost: \$27,187.00

PropAddress: 803 MORRIS DRIVE

Owner's MORRIS & ASSOCIATES Owner's Phone: 919-582-9200

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170034 **Inside Town Linits** Yes

Issue date: 1/11/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$100,000.00

PropAddress: 601 NEW RAND ROAD

Owner's ASG PREAKNESS LLC Owner's Phone:

Contractor EAST DRILLING AND BLASTING Contractor's Phone: 919-291-8195

Type of Improvement: Demolition Proposed Use OTHER

Permit #: 2170037 Inside Town Linits Yes

Issue date: 1/11/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$109,800.00

PropAddress: 101 GREEN TRACE COURT

Owner's STOCK AMERICA Owner's Phone: 919-244-6811

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL INSTALLATI

Permit #: 2170041 **Inside Town Linits** Yes

Issue date: 1/12/2017 Census tract: PIN#: 1701-26-5396

Lot#: Subdivision: N/A Total cost: \$11,849.00

PropAddress: 117 SMALL PINE DRIVE

Owner's BRUEGGERS BAGELS Owner's Phone: 919-846-0183

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170048 **Inside Town Linits** Yes

Issue date: 1/12/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$8,750.00

PropAddress: 1431 GARNER STATION BLVD

Owner's LOS GUANACOS LLC Owner's Phone:
Contractor OWNER Contractor's Phone:

Type of Improvement: Alteration Proposed Use RESTAURANT

Permit #: 2170051 **Inside Town Linits** Yes

Issue date: 1/12/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$500.00

PropAddress: 1431 GARNER STATION BLVD.

Owner's LOS GUANACOS LLC Owner's Phone:
Contractor Contractor's Phone:

Type of Improvement: Electrical Proposed Use COMMERCIAL SIGN

Permit #: 2170056 **Inside Town Linits** Yes

Issue date: 1/25/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$500.00

PropAddress: 1301 US HIGHWAY 70 WEST

Owner's J & S PETRO LLC Owner's Phone:

Contractor Contractor's Phone:

Type of Improvement: Electrical Proposed Use COMMERCIAL SIGN

Permit #: 2170058 Inside Town Linits Yes

Issue date: 1/17/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$5,000.00

PropAddress: 0 HEATHER PARK DR

Owner's LANDING AT HEATHER PARK Owner's Phone:

Contractor KENNETH WEST, INC Contractor's Phone: 919-233-2282

Type of Improvement: Plumbing Proposed Use IRRIGATION

Permit #: 2170070 **Inside Town Linits** Yes

Issue date: 1/24/2017 Census tract: PIN#: 1711-19-1037

Lot#: Subdivision: N/A Total cost: \$4,000.00

PropAddress: 109 TECHNICAL COURT

Owner'sPUROLOGIX INCOwner's Phone:919-624-6960ContractorCHRISTOPHER DAVID BOYDContractor's Phone:919-625-5221Type of Improvement:AlterationProposed UseBUSINESS/OFFICE

Permit #: 2170073 Inside Town Linits Yes

Issue date: 1/24/2017 **Census tract: PIN#:** 1720-65-1904

Lot#: Subdivision: N/A Total cost: \$200.00

PropAddress: 1205 TIMBER DRIVE EAST

Owner's REGAL CINEMAS Owner's Phone: 844-462-7342

Contractor OWNER Contractor's Phone:

Type of Improvement: Alteration Proposed Use ABC LICENSE

Mechanical Total Permits 1 Total Cost \$7,123,839.00

Permit #: 2160803 Inside Town Linits Yes

Issue date: 1/20/2017 **Census tract: PIN#:** 1710-46-7449

Lot#: Subdivision: N/A Total cost: \$7,123,839.00

PropAddress: 120 SOUTHERBY BLUFFS COURT

Owner'sPENNINGTON GROVE LLCOwner's Phone:919-832-4345ContractorWEAVER COOKE CONSTRCUTION LLCContractor's Phone:336-378-7900

Type of Improvement: New Building **Proposed Use** MULTI-FAMILY 5 UNITS &

Residential Total Permits 73 Total Cost \$2,291,647.00

Permit #: 2160793 Inside Town Linits Yes

Issue date: 1/26/2017 Census tract: PIN#:

Lot#: Subdivision: HEATHER SPRINGS Total cost: \$5,500.00

PropAddress: 212 HEATHER SPRINGS DR

Owner's BARBARA WILLIAMSON Owner's Phone: 919-669-4977

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2161183 Inside Town Linits Yes

Issue date: 1/24/2017 Census tract: PIN#: 0790-90-4529

Lot#: 339 Subdivision: EAGLE RIDGE Total cost: \$269,910.00

PropAddress: 454 WATERVILLE ST

Owner'sKYLE GAINSOwner's Phone:703-489-9000ContractorGRANTHAM CUSTOM HOMESContractor's Phone:919-554-1212

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2161205 **Inside Town Linits** Yes

Issue date: 1/6/2017 **Census tract: PIN#:**

Lot#: Subdivision: SUMMERSWALK Total cost: \$1,300.00

PropAddress: 434 SUMMERS WALK CIRCLE

Owner's ANDERSON SILVA Owner's Phone: 919-518-6321

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170001 Inside Town Linits Yes

Issue date: 1/4/2017 Census tract: PIN#:

Lot#: Subdivision: TIFFANY WOODS Total cost: \$8,806.00

PropAddress: 105 LYME COURT

Owner's MICKEY HAWLEY Owner's Phone: 919-602-0124

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170002 Inside Town Linits Yes

Issue date: 1/4/2017 Census tract: PIN#:

Lot#: Subdivision: BINGHAM STATION Total cost: \$7,400.00

PropAddress: 132 SLEEPER CAR LANE

Owner's TIM CANDON Owner's Phone: 919-619-6926

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170003 Inside Town Linits Yes

Issue date: 1/4/2017 Census tract: PIN#:

Lot#: Subdivision: DUNHAVEN Total cost: \$14,000.00

PropAddress: 2613 CRAVENRIDGE PLACE

Owner's BOB CROOK Owner's Phone: 252-205-5065

Contractor's Phone:

Type of Improvement: Alteration Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170004 Inside Town Linits No

Issue date: 1/6/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$50,000.00

PropAddress: 1000 RAND ROAD

Owner's KELLY GIBSON Owner's Phone:

Contractor CARY RECONSTRUCTION COMPANY Contractor's Phone: 919-467-5517

Type of Improvement: Repair Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170005 **Inside Town Linits** Yes

Issue date: 1/4/2017 Census tract: PIN#:

Lot#: Subdivision: BAINBRIDGE Total cost: \$500.00

PropAddress: 202 BAINBRIDGE CIRCLE

Owner's WILLIAM AKABI-DAVIS Owner's Phone: 919-332-8858

Contractor OWNER Contractor's Phone:

Type of Improvement: Alteration Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170007 Inside Town Linits Yes

Issue date: 1/5/2017 Census tract: PIN#:

Lot#: Subdivision: SUNSET ACRES Total cost: \$2,200.00

PropAddress: 1406 FAYE DRIVE

Owner's OZELLA BURGESS Owner's Phone: 919-662-9578

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170009 Inside Town Linits No

Issue date: 1/5/2017 **Census tract: PIN#:** 1711-86-2998

Lot#: Subdivision: N/A Total cost: \$1,944.00

PropAddress: 800 CREECH ROAD

Owner's GERALD STRICKLAND Owner's Phone: 919-464-8417

Contractor Contractor's Phone:

Type of Improvement: Plumbing Proposed Use ELECTRIC HOT WATER HE

Permit #: 2170010 **Inside Town Linits** Yes

Issue date: 1/5/2017 Census tract: PIN#: 1710-30-5478

Lot#: 30 Subdivision: SCARBOROUGH RIDGE Total cost: \$16,240.00

PropAddress: 1005 HADRIAN DRIVE

Owner's JOANN REY Owner's Phone: 609-462-4705

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170011 **Inside Town Linits** Yes

Issue date: 1/9/2017 Census tract: PIN#: 1710-41-3215

Lot#: Subdivision: HEATHER WOODS Total cost: \$29,000.00

PropAddress: 850 HADRIAN DRIVE

Owner's DAVID HALL Owner's Phone:

Contractor OLMSTEAD HOMESTEADS Contractor's Phone: 919-669-8542

Type of Improvement: Addition Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170012 **Inside Town Linits** No

Issue date: 1/6/2017 **Census tract: PIN#:** 1629-16-4459

Lot#: Subdivision: N/A Total cost: \$32,000.00

PropAddress: 8350 BRYAN ROAD

Owner'sAARON GOODRICHOwner's Phone:919-389-0184ContractorWADE VUNCANNONContractor's Phone:919-427-6745Type of Improvement:New StructureProposed UseGARAGE DETACHED

Permit #: 2170013 **Inside Town Linits** Yes

Issue date: 1/5/2017 Census tract: PIN#: 1710-78-5044

Lot#: Subdivision: N/A Total cost: \$14,250.00

PropAddress: 606 NEW RAND ROAD

Owner'sSHANNON RABORNOwner's Phone:334-444-0945ContractorADVANTA CLEANContractor's Phone:919-608-4399

Type of Improvement: Repair Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170014 Inside Town Linits Yes

Issue date: 1/10/2017 Census tract: PIN#: 1711-36-9381

Lot#: Subdivision: N/A Total cost: \$800.00

PropAddress: 1104 CURTISS DRIVE

Owner's JOYCE BROADIE Owner's Phone: 919-661-0266

 Contractor
 OWNER
 Contractor's Phone:

 Type of Improvement:
 Addition
 Proposed Use
 DECK

Permit #: 2170015 **Inside Town Linits** Yes

Issue date: 1/11/2017 Census tract: PIN#: 1710-23-1983

Lot#: Subdivision: HEATHER RIDGE Total cost: \$24,345.00

PropAddress: 106 TYSER PLACE

Owner'sCHAD CLARKEOwner's Phone:919-669-8613ContractorBUILDER SERVICES INC OF NCContractor's Phone:919-529-0513

Type of Improvement: Repair Proposed Use PORCH

Permit #: 2170016 **Inside Town Linits** Yes

Issue date: 1/10/2017 Census tract: PIN#: 1710-42-1486

Lot#: Subdivision: VILLAGE AT AVERSBORO Total cost: \$20,781.00

PropAddress: 418 EASY WIND LANE

Owner'sJOE WOLOZYNOwner's Phone:919-896-8890ContractorCHAMPION WINDOW CO.Contractor's Phone:919-460-6632

Type of Improvement: Addition Proposed Use SUNROOM

Permit #: 2170017 **Inside Town Linits** Yes

Issue date: 1/6/2017 Census tract: PIN#:

Lot#: Subdivision: CLOVERDALE Total cost: \$2,000.00

PropAddress: 515 KENWAY STREET

Owner's BUDDY & JOHNNA HALL Owner's Phone: 704-221-6805

Contractor OWNER Contractor's Phone:

Type of Improvement: Alteration Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170019 Inside Town Linits Yes

Issue date: 1/13/2017 Census tract: PIN#: 1629-08-1007

Lot#: 88 Subdivision: SUTTON SPRINGS Total cost: \$142,000.00

PropAddress: 155 ELK STONE TRAIL

Owner'sCALATLANTIC GROUPOwner's Phone:919-465-5904ContractorCALATLANTIC GROUP INCContractor's Phone:704-759-6042

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170020 Inside Town Linits Yes

Issue date: 1/27/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$725.00

PropAddress: 1512 MIRIAM AVE

Owner's JEFFERSON DUDLEY Owner's Phone: 919-772-4037

Contractor Contractor's Phone:

Type of Improvement: Electrical Proposed Use GENERATOR

Permit #: 2170021 Inside Town Linits Yes

Issue date: 1/11/2017 **Census tract: PIN#:** 1629-08-3124

Lot#: 80 Subdivision: SUTTON SPRINGS Total cost: \$115,000.00

PropAddress: 156 ELK STONE TRAIL

Owner'sCALATLANTIC GROUPOwner's Phone:919-465-5904ContractorCALATLANTIC GROUP INCContractor's Phone:704-759-6042

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170022 **Inside Town Linits** Yes

Issue date: 1/9/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$1,000.00

PropAddress: 714 WOODLAND ROAD

Owner's SLIPSTREAM RTP REAL ESTATE 1 Owner's Phone: 919-439-2387

Contractor's Phone:

Type of Improvement: Electrical Proposed Use ELECTRICAL SERVICE REC

Permit #: 2170023 **Inside Town Linits** Yes

Issue date: 1/10/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$5,023.00

PropAddress: 121 CREECH ROAD

Owner's DORIS HOLLOWAY Owner's Phone: 919-779-4398

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170026 Inside Town Linits Yes

Issue date: 1/9/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$81,000.00

PropAddress: 185 SHENSTONE BLVD

Owner's I A GARNER WHITE OAK LLC Owner's Phone: 919-627-5890

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170029 Inside Town Linits Yes

Issue date: 1/10/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$4,500.00

PropAddress: 106 YEARGAN ROAD

Owner's BOBBY RAYNOR Owner's Phone: 919-606-0604

Contractor Contractor's Phone:

Permit #: 2170030 Inside Town Linits Yes

Issue date: 1/10/2017 **Census tract: PIN#:** 1720-00-5936

Lot#: 12 Subdivision: EVERWOOD Total cost: \$4,500.00

PropAddress: 101 CAPERTREE LANE

Owner's KEVIN ANTHONY Owner's Phone: 919-619-6607

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170031 **Inside Town Linits** Yes

Issue date: 1/13/2017 Census tract: PIN#: 1710-49-6286

Lot#: Subdivision: N/A Total cost: \$4,000.00

PropAddress: 517 LAKESIDE DRIVE

Owner'sLEON PERKINSONOwner's Phone:919-656-8600ContractorDAVID JOHNSONContractor's Phone:919-623-1192

Type of Improvement: Alteration Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170032 **Inside Town Linits** Yes

Issue date: 1/10/2017 Census tract: PIN#:

Lot#: Subdivision: SUTTON SPRINGS Total cost: \$700.00

PropAddress: 230 PECAN HARVEST DR

Owner's JAMES DAVIS Owner's Phone: 919-669-8100

Contractor's Phone:

Type of Improvement: Electrical Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170033 Inside Town Linits Yes

Issue date: 1/11/2017 Census tract: PIN#:

Lot#: Subdivision: HUNTERS MARK Total cost: \$5,500.00

PropAddress: 404 HAY RIVER ST

Owner's RALPH CARSON Owner's Phone: 919-795-1299

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use TANKLESS HOT WATER HE

Permit #: 2170035 **Inside Town Linits** No

Issue date: 1/11/2017 **Census tract: PIN#:** 1619-61-4801

Lot#: Subdivision: INDIAN CREEK Total cost: \$2,880.00

PropAddress: 4804 SHAWNEE COURT

Owner's TRARIA WALLACE Owner's Phone: 252-259-5707

Contractor's Phone:

Permit #: 2170036 **Inside Town Linits** Yes

Issue date: 1/17/2017 **Census tract: PIN#:** 1619-88-5028

Lot#: 54 Subdivision: GLENS AT BETHEL Total cost: \$6,370.00

PropAddress: 113 DEREHAM LANE

Owner's WILLIAM SCHOTT Owner's Phone: 309-253-7613

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170038 **Inside Town Linits** No

Issue date: 1/12/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$500.00

PropAddress: 2105 US HWY 70 EAST

Owner's SEVENTY EASY ASSOCIATES Owner's Phone: 919-369-3254

Contractor Contractor's Phone:

Type of Improvement: Electrical Proposed Use ELECTRICAL SERVICE REC

Permit #: 2170039 **Inside Town Linits** Yes

Issue date: 1/13/2017 **Census tract: PIN#:** 1619-02-4925

Lot#: 8 Subdivision: CREEKSIDE Total cost: \$146,400.00

PropAddress: 148 ROARING CREEK DRIVE

Owner'sD.R. HORTON, INC.Owner's Phone:919-407-2037ContractorD.R. HORTON, INC.Contractor's Phone:704-345-1019

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170040 Inside Town Linits Yes

Issue date: 1/12/2017 **Census tract: PIN#:** 1701-46-2025

Lot#: 62 Subdivision: PINEWINDS Total cost: \$8,290.00

PropAddress: 101 BENTPINE DRIVE

Owner's SHIRLEY WEAVER Owner's Phone: 919-779-6933

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170042 **Inside Town Linits** Yes

Issue date: 1/12/2017 **Census tract: PIN#:** 1700-96-1349

Lot#: 84 Subdivision: HEATHER SPRINGS Total cost: \$5,100.00

PropAddress: 206 BRIMS WAY

Owner's PRANHOM HUFFSTETLER Owner's Phone:
Contractor Contractor's Phone:

Permit #: 2170043 **Inside Town Linits** Yes

Issue date: 1/13/2017 Census tract: PIN#: 1619-02-4837

Lot#: 9 Subdivision: CREEKSIDE Total cost: \$106,500.00

PropAddress: 154 ROARING CREEK DRIVE

Owner'sD.R. HORTON, INC.Owner's Phone:919-407-2037ContractorD.R. HORTON, INC.Contractor's Phone:704-345-1019Type of Improvement:New BuildingProposed UseSINGLE FAMILY DWELLIN

Permit #: 2170044 **Inside Town Linits** Yes

Issue date: 1/13/2017 Census tract: PIN#: 1619-02-4739

Lot#: 10 Subdivision: CREEKSIDE Total cost: \$146,400.00

PropAddress: 160 ROARING CREEK DRIVE

Owner'sD.R. HORTON, INC.Owner's Phone:919-407-2037ContractorD.R. HORTON, INC.Contractor's Phone:704-345-1019

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170045 **Inside Town Linits** Yes

Issue date: 1/13/2017 **Census tract: PIN#:** 1619-02-4741

Lot#: 11 Subdivision: CREEKSIDE Total cost: \$128,300.00

PropAddress: 166 ROARING CREEK DRIVE

Owner'sD.R. HORTON, INC.Owner's Phone:919-407-2037ContractorD.R. HORTON, INC.Contractor's Phone:704-345-1019

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170046 Inside Town Linits Yes

Issue date: 1/13/2017 Census tract: PIN#: 1619-03-5356

Lot#: 90 Subdivision: CREEKSIDE Total cost: \$136,600.00

PropAddress: 101 BINGHAM CREEK DRIVE

Owner'sD.R. HORTON, INC.Owner's Phone:919-407-2037ContractorD.R. HORTON, INC.Contractor's Phone:704-345-1019

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170047 **Inside Town Linits** Yes

Issue date: 1/17/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$2,600.00

PropAddress: 607 BUFFALOE ROAD

Owner's THOMAS BANKS Owner's Phone: 919-803-2231

Contractor Contractor's Phone:

Permit #: 2170050 **Inside Town Linits** Yes

Issue date: 1/19/2017 **Census tract:** PIN#: 1629-06-5204

Lot#: 35 Subdivision: SUTTON SPRINGS Total cost: \$133,000.00

PropAddress: 216 PECAN HARVEST DRIVE

 Owner's
 CALATLANTIC GROUP, INC.
 Owner's Phone:
 919-465-5904

 Contractor
 CALATLANTIC GROUP INC
 Contractor's Phone:
 704-759-6042

 Type of Improvement:
 New Building
 Proposed Use
 SINGLE FAMILY DWELLIN

Permit #: 2170052 **Inside Town Linits** Yes

Issue date: 1/19/2017 **Census tract: PIN#:** 1629-08-1109

Lot#: 89 Subdivision: SUTTON SPRINGS Total cost: \$115,000.00

PropAddress: 157 ELK STONE TRAIL

Owner'sCALATLANTIC GROUP, INC.Owner's Phone:919-465-5904ContractorCALATLANTIC GROUP INCContractor's Phone:704-759-6042

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170053 **Inside Town Linits** Yes

Issue date: 1/13/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$2,000.00

PropAddress: 232 WESTON ROAD

Owner's GOLDIE HOLLEYFIELD Owner's Phone:

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL INSTALLATI

Permit #: 2170054 Inside Town Linits Yes

Issue date: 1/17/2017 Census tract: PIN#:

Lot#: Subdivision: BREEZEWAY EAST Total cost: \$11,500.00

PropAddress: 113 BROOKWYND COURT

Owner's ALVIN MIDGET Owner's Phone: 919-427-7403

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use GENERATOR

Permit #: 2170055 **Inside Town Linits** Yes

Issue date: 1/17/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$1,000.00

PropAddress: 921 POWELL DRIVE

Owner's PFASIH SHAIKH Owner's Phone: 919-469-1066

Contractor Contractor's Phone:

Type of Improvement: Electrical Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170059 Inside Town Linits Yes

Issue date: 1/17/2017 **Census tract: PIN#:** 1619-95-6981

Lot#: 17 Subdivision: SUTTON SPRINGS Total cost: \$4,384.00

PropAddress: 240 SUTTON SPRINGS DRIVE

Owner's RANDALL TURPIN Owner's Phone: 828-506-0845

Contractor's Phone:

Type of Improvement: Electrical Proposed Use GENERATOR

Permit #: 2170060 **Inside Town Linits** Yes

Issue date: 1/17/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$7,075.00

PropAddress: 2290 SALT HILL ROAD

Owner's MATTHEW McGIVER Owner's Phone: 910-470-9099

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170061 **Inside Town Linits** Yes

Issue date: 1/17/2017 Census tract: PIN#:

Lot#: Subdivision: CLOVERDALE Total cost: \$6,500.00

PropAddress: 1221 SOUTHERLUND ROAD

Owner's DAVID CLARK Owner's Phone: 226-528-2931

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170062 Inside Town Linits No

Issue date: 1/18/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$7,000.00

PropAddress: 1506 CREECH ROAD

Owner's GEORGEE KELLY Owner's Phone: 919-698-3932

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170063 Inside Town Linits Yes

Issue date: 1/19/2017 **Census tract: PIN#:** 1710-36-5812

Lot#: 13 Subdivision: GEORGETOWNE MANOR Total cost: \$5,700.00

PropAddress: 131 VILLAGE GREEN TRAIL

Owner's JUANITA BALL Owner's Phone: 919-772-0791

Contractor Contractor's Phone:

Permit #: 2170064 **Inside Town Linits** Yes

Issue date: 1/20/2017 Census tract: PIN#:

Lot#: Subdivision: SCARBOROUGH RIDGE Total cost: \$4,973.00

PropAddress: 101 CHILLINGHAM ROAD

Owner's MARJORY YOUNG Owner's Phone: 919-754-0474

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170065 **Inside Town Linits** Yes

Issue date: 1/19/2017 Census tract: PIN#:

Lot#: Subdivision: VAN STORY HILLS Total cost: \$5,394.00

PropAddress: 106 OLINDA COURT

Owner's ANNIE HOLLOWAY Owner's Phone: 919-772-9525

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170066 **Inside Town Linits** No

Issue date: 1/20/2017 **Census tract: PIN#:** 1700-38-6348

Lot#: Subdivision: N/A Total cost: \$3,000.00

PropAddress: 605 POPLAR SPRINGS CHURCH ROAD

Owner's KATHLEEN JETER Owner's Phone: 919-615-1633

Contractor's Phone:

Type of Improvement: Plumbing Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170067 Inside Town Linits Yes

Issue date: 1/23/2017 Census tract: PIN#: 1700-69-4174

Lot#: Subdivision: WATER OAKS Total cost: \$5,000.00

PropAddress: 1000 OAKWATER DRIVE

Owner's ENRIQUE MARROQUIN Owner's Phone: 336-965-4252

Contractor OWNER Contractor's Phone:

Type of Improvement: Addition Proposed Use SCREENED PORCH

Permit #: 2170068 Inside Town Linits Yes

Issue date: 1/25/2017 Census tract: PIN#: 1629-07-2611

Lot#: 84 Subdivision: SUTTON SPRINGS Total cost: \$133,000.00

PropAddress: 131 ELK STONE TRAIL

Owner'sCALATLANTIC GROUPOwner's Phone:919-465-5904ContractorCALATLANTIC GROUP INCContractor's Phone:704-759-6042

Type of Improvement: New Building Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170069 Inside Town Linits Yes

Issue date: 1/23/2017 **Census tract:** PIN#: 1619-03-6461

Lot#: 91 Subdivision: CREEKSIDE Total cost: \$172,900.00

PropAddress: 107 BINGHAM CREEK DRIVE

Owner'sD. R. HORTON INCOwner's Phone:919-407-2037ContractorD.R. HORTON, INC.Contractor's Phone:704-345-1019Type of Improvement:New BuildingProposed UseSINGLE FAMILY DWELLIN

Permit #: 2170071 **Inside Town Linits** No

Issue date: 1/24/2017 **Census tract: PIN#:** 1700-59-4012

Lot#: Subdivision: N/A Total cost: \$16,800.00

PropAddress: 6012 COLONIAL DRIVE

Owner's JOSEPH D LEE Owner's Phone: 919-740-3886

Contractor OWNER Contractor's Phone:

Type of Improvement: Moving Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170072 **Inside Town Linits** Yes

Issue date: 1/24/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$8,104.00

PropAddress: 102 PINEWAY STREET

Owner's REX WHALEY Owner's Phone: 919-608-8521

Contractor's Phone:

Type of Improvement: Electrical Proposed Use GENERATOR

Permit #: 2170074 Inside Town Linits No

Issue date: 1/25/2017 Census tract: PIN#: 1701-44-1054

Lot#: Subdivision: N/A Total cost: \$15,900.00

PropAddress: 725 MAXWELL DRIVE

Owner's ROLLY BANNISTER Owner's Phone:

Contractor WOODALL CONSTRUCTION CO. Contractor's Phone: 919-662-9565

Type of Improvement: New Structure Proposed Use RESIDENTIAL STORAGE

Permit #: 2170075 Inside Town Linits Yes

Issue date: 1/26/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$5,589.00

PropAddress: 1400 VANDORA SPRINGS ROAD

Owner's LILLIE ANDERSON Owner's Phone: 919-606-1733

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use DUCTWORK

Permit #: 2170077 **Inside Town Linits** Yes

Issue date: 1/26/2017 Census tract: PIN#:

Lot#: Subdivision: EAGLE RIDGE Total cost: \$11,600.00

PropAddress: 230 WATERVILLE ST

Owner's TOM CONTRIS Owner's Phone: 240-604-1203

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170078 Inside Town Linits Yes

Issue date: 1/26/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$2,956.00

PropAddress: 106 NORTH SHETLAND CT

Owner'sWAKERA JEANETTEOwner's Phone:919-758-9348ContractorCAROLINA WEATHERIZATIONContractor's Phone:919-261-0005

Type of Improvement: Alteration Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170079 **Inside Town Linits** Yes

Issue date: 1/26/2017 Census tract: PIN#:

Lot#: Subdivision: CLOVERDALE Total cost: \$2,840.00

PropAddress: 3900 CORWIN ROAD

Owner'sCYNTHIA SPENCEROwner's Phone:919-779-6764ContractorCAROLINA WEATHERIZATIONContractor's Phone:919-261-0005

Type of Improvement: Alteration Proposed Use SINGLE FAMILY DWELLIN

Permit #: 2170080 Inside Town Linits Yes

Issue date: 1/26/2017 Census tract: PIN#:

Lot#: Subdivision: SUNSET ACRES Total cost: \$4,800.00

PropAddress: 1419 BEICHLER ROAD

Owner's NC HOMEBUYERS LLC Owner's Phone: 252-367-1004

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL INSTALLATI

Permit #: 2170082 Inside Town Linits Yes

Issue date: 1/26/2017 Census tract: PIN#:

Lot#: Subdivision: WOODLANDS Total cost: \$3,800.00

PropAddress: 109 STONECUTTER COURT

Owner's LESLIE SHORT Owner's Phone: 919-225-4748

Contractor Contractor's Phone:

Type of Improvement: Electrical Proposed Use GENERATOR

Permit #: 2170083 Inside Town Linits Yes

Issue date: 1/26/2017 Census tract: PIN#:

Lot#: Subdivision: HEATHER WOODS Total cost: \$7,606.00

PropAddress: 100 McNAUGHTON COURT

Owner's DEVAULE & PAMELA WILLIS Owner's Phone: 919-662-9713

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170084 Inside Town Linits Yes

Issue date: 1/27/2017 Census tract: PIN#: 1710-39-7770

Lot#: Subdivision: N/A Total cost: \$4,500.00

PropAddress: 1005 AVERSBORO ROAD

Owner's JESSIE GRIFFIN Owner's Phone: 919-427-9781

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170085 **Inside Town Linits** Yes

Issue date: 1/27/2017 **Census tract: PIN#:** 1700-96-2015

Lot#: 8 Subdivision: HEATHER SPRINGS Total cost: \$5,200.00

PropAddress: 216 HEATHER SPRINGS DRIVE

Owner's DORETHA MORGAN Owner's Phone: 919-661-0206

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170086 **Inside Town Linits** Yes

Issue date: 1/27/2017 **Census tract: PIN#:** 1711-26-4205

Lot#: 69 Subdivision: WESTON RIDGE Total cost: \$5,913.00

PropAddress: 109 VILLAVISTA TRACE

Owner's JOSE CANO Owner's Phone: 919-454-8737

Contractor Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170087 Inside Town Linits Yes

Issue date: 1/30/2017 Census tract: PIN#:

Lot#: Subdivision: SUMMERSWALK Total cost: \$10,600.00

PropAddress: 114 ZINNIA LANE

Owner's BRENDA LONG Owner's Phone: 919-271-8061

Contractor Contractor's Phone:

Permit #: 2170091 Inside Town Linits Yes

Issue date: 1/31/2017 Census tract: PIN#:

Lot#: Subdivision: BREEZEWAY Total cost: \$6,599.00

PropAddress: 145 LUXORWIND DRIVE

Owner's LEROY DARKES Owner's Phone: 919-662-7985

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170092 **Inside Town Linits** Yes

Issue date: 1/31/2017 Census tract: PIN#:

Lot#: Subdivision: GEORGETOWNE MANOR Total cost: \$6,100.00

PropAddress: 129 VILLAGE GREEN TRAIL

Owner's Phone: 919-649-6469

Contractor's Phone:

Type of Improvement: Mechanical Proposed Use MECHANICAL REPLACEM

Permit #: 2170093 **Inside Town Linits** Yes

Issue date: 1/31/2017 Census tract: PIN#:

Lot#: Subdivision: N/A Total cost: \$450.00

PropAddress: 8350 BRYAN ROAD

Owner's MIKE SIMPSON Owner's Phone: 919-523-9186

Contractor's Phone:

Type of Improvement: Electrical Proposed Use SINGLE FAMILY DWELLIN

Total Number of Permits on Repor 97 **Total Construction Value** 310,929,664.00