# MORRIS TRACT

#### PLANNED UNIT DEVELOPMENT

Apex, North Carolina

June 22, 2022

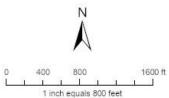
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## I. VICINITY MAP



**Morris Tract PUD** 



# II. PROJECT INFORMATION

Project	Morris Tract PUD
PINS	0732295017, 0732382709, 0732289587, and 0732382530
Preparer Information	WithersRavenel 115 MacKenan Drive Cary, NC 27511
	Brendie Vega, AICP, CNU-A Ed Tang, PE P: 919.469.3340 F: 919.467.6008 bvega@withersravenel.com etang@withersravenel.com
Traffic Consultant	Kimley-Horn
Current Zoning Designation	Rural Residential (RR)
Proposed Zoning Designation	Planned Unit Development (PUD-CZ)
Current 2045 Land Use Map Designation	Medium Density Residential
Area of Tracts	17.09 acres

#### III. PURPOSE STATEMENT

#### A. Unified Development Ordinance (UDO) Sections 2.3.4.F.1.

- ◆ The PD Plan encourages cluster and compact development to the greatest extent possible. The PD plan will be interrelated and linked internally and externally by pedestrian ways, bikeways, and other transportation systems.
- ♦ Sidewalks at least five (5) feet in width are provided on all streets throughout the subdivision, as well as sidewalk at least five (feet) in width that will be installed on the frontage of Morris Acres Road.
- Cul-de-sac(s) will be avoided where environmental features do not constrain the site, and instead will provide connections to existing street(s) and stub(s) to future roads.
- ◆ The development is compatible with the character of the site, where a change to existing land use patterns in the area has increased the surrounding densities and introduced nonresidential uses.
- ◆ The site is within one-half mile of retail, dining, financial institutions, and personal services. Future residents will be able to easily access many necessities and entertainment while minimizing vehicle trips traveled and trip length.
- ♦ The PD Plan proposes architectural standards that are exceptional and provide highquality design while incorporating energy saving features.

#### B. Conditional Zoning Standards - UDO Sections 2.3.3.F.1-10

- ◆ The PUD Plan is consistent with the 2045 Land Use Map, which has identified this area as Medium Density Residential which allows for single-family homes, duplexes, and townhouses.
- ♦ The proposed plan is consistent with the changing character of the neighborhood. The Town's adopted 2045 plans, are demonstrative of the changes that have occurred and are proposed for this area.
- ♦ The Zoning district supplemental standards do not apply to the uses that have been listed in the List of Uses.
- Adverse impacts will be minimal since there are currently residences in this location that
  are served by private services. Annexation into the Town will provide the new
  subdivision with trash, public water and sewer, and Town of Apex public safety services.
- ♦ While not yet designed, the subdivision will incorporate recommendations made by the Environmental Advisory Board to minimize environmental impacts.
- ◆ The proposed Conditional Zoning District uses will meet the UDO's requirements for public improvement. A fee-in-lieu will be provided to the Town of Apex for parks and recreation, while other public services will benefit from the tax base provided by the increased tax value of the current properties.
- ◆ The proposed District will meet or exceed the Town's requirements which are meant to protect the health, safety, and welfare of the Town and ETJ residents.
- ◆ There will be no substantial detriment to the adjacent properties. The addition of residential at a slightly higher density than what is existing will not be a substantial detriment to adjacent properties.

- ◆ The use will not constitute a nuisance or hazard as residential uses are inherently intended for the use, enjoyment, and safety of residents in their homes.
- ◆ The proposed Conditional Zoning district use will meet or exceed the applicable provisions of the Ordinance except where noted in this document and as permitted by the Conditional Zoning process.

#### IV. PERMITTED USES

The Rezoned Lands may be used for, and only for, the uses listed immediately below. The permitted uses are subject to the limitations and regulations stated in the UDO and any additional limitations or regulations stated below. For convenience, some relevant sections of the UDO may be referenced; such references do not imply that other sections of the UDO do not apply.

#### A. Residential

- ♦ Single-family
- ♦ Townhouse, attached
- ♦ Recreation facility, private
- ♦ Accessory apartment
- ♦ Utility, Minor
- ♦ Park, Active
- ♦ Park, Passive

#### V. PROPOSED CONDITIONS

- 1. Alleys for units facing Morris Acres Road will accommodate water and sewer utilities within the Town's existing alley cross section subject to staff review and approval at the time of subdivision and construction plans. Public utility easements may be granted on private property to accommodate appurtenances and maintenance.
- 2. Homeowner Association covenants shall not restrict the construction of accessory dwelling units.
- 3. No homes will be platted within 50 feet of the eastern property line.

# VI. DESIGN CONTROLS

# A. Intensity and Density

Maximum Density	6.44 Dwelling Units/Acre				
Maximum Dwelling Units	110 (10 single-family dwelling units and 100 townhomes)				
Maximum Building Height	50 ft				
Setbacks, Single-family Detached	Front: 5 ft from façade	Side: 5 ft	Rear: 10 ft		
20 ft from garage to back of sidewalk		Corner Side: 8 ft			
Setbacks, Townhouses, Front-loaded	Front: 10 ft from façade	Side: 5 ft Corner Side: 10 ft	Rear: 10 ft		
	20 ft from garage to back of sidewalk	Building to Building: 10 ft			
Setbacks, Townhouses, Alley-loaded	Front: 10 ft from façade	Side: 5 ft Corner Side: 10 ft	Rear: 5 ft		
		Building to Building: 10 ft			
Minimum Lot Size, Single-family Detached	6,000 square feet				
Minimum lot width, Townhouses	22 feet				
Maximum Built Upon Area Permitted (PUD-CZ)	70%				
Proposed Built Upon Area	70%				

### B. Perimeter Buffers

North	20-foot Type B
East	20-foot Type A
Morris Acres Rd.	30-foot Type E Undisturbed
(Units facing the street)	50-foot Type A/B Disturbed
Morris Acres Rd.	30-foot Type B Undisturbed
(Units oriented away from the street)	50-foot Type A/B Disturbed

#### VII. ARCHITECTURAL CONTROLS

#### A. Single-family Detached

- 1. Vinyl siding is not permitted; however, vinyl windows, decorative elements, and trim are permitted.
- 2. The roof shall be pitched at 5:12 or greater for 75% of the building designs.
- 3. A varied color palette shall be utilized on homes throughout the subdivision to include a minimum of three color families for siding and shall include varied trim, shutter, and accent colors complementing the siding color.
- 4. House entrances for units with front-facing single-car garages shall have a prominent covered porch/stoop area leading to the front door.
- 5. The rear and side elevations of the units that can be seen from the right-of-way shall have trim around the windows.
- 6. Garage doors must have windows, decorative details, or carriage-style adornments on them.
- 7. The visible side of a single-family detached dwelling unit on a corner lot facing the public street shall contain at least two decorative elements such as, but not limited to, the following:
  - ♦ Windows
  - ♦ Bay window
  - ♦ Recessed window
  - ♦ Decorative window
  - ♦ Trim around the windows
  - ♦ Wrap-around porch or side porch
  - ♦ Two or more building materials
  - ♦ Decorative brick/stone
  - ♦ Decorative trim

- Decorative shake
- ♦ Decorative air vents on gables
- ♦ Decorative gable
- ♦ Decorative cornice
- ♦ Column
- ♦ Portico
- ♦ Balcony
- ♦ Dormer

#### B. Townhouses

- 1. Vinyl siding is not permitted; however, vinyl windows, decorative elements, and trim are permitted.
- 2. The roofline cannot be a single mass. It must be broken up horizontally and vertically between every unit.
- 3. Garage doors must have windows, decorative details, or carriage-style adornments on them.
- 4. The rear and side elevations of the units that can be seen from the right-of-way shall have trim around the windows.
- 5. House entrances for units with front-facing single-car garages shall have a prominent covered porch/stoop area leading to the front door.
- 6. A varied color palette shall be utilized on homes throughout the subdivision to include a minimum of three color families for siding and shall include varied trim, shutter, and accent colors complementing the siding color.
- 7. The visible side of a townhouse on a corner lot facing the public street shall contain at least two decorative elements such as, but not limited to, the following:

- ♦ Windows
- ♦ Bay window
- ♦ Recessed window
- ♦ Decorative window
- ♦ Trim around the windows
- ♦ Wrap-around porch or side porch
- ♦ Two or more building materials
- ♦ Decorative brick/stone
- ♦ Decorative trim

- ♦ Decorative shake
- ♦ Decorative air vents on gables
- ♦ Decorative gable
- ♦ Decorative cornice
- ♦ Column
- ♦ Portico
- ♦ Balcony
- ♦ Dormer

#### VIII. SIGNAGE

All signage in the Morris Tract PUD will comply with the requirements in Section 8.7 of the Town of Apex UDO.

#### IX. PARKING AND LOADING

The parking requirements of the Town of Apex UDO Section 8.3 will be met.

# X. ENVIRONMENTAL ADVISORY BOARD (EAB) RECOMMENDATIONS

The Morris Tract PUD was heard at the EAB on December 16, 2021. The applicant has agreed to the following.

- 1. Post development peak runoff shall not exceed pre-development peak runoff for the 24-hour, 1-year, 10-year, and 100-year storm events in accordance with the Unified Development Ordinance. Treatment for the first 1-inch of runoff will be provided such that the removal of 85% Total Suspended Solids is achieved.
- 2. The project shall install at least one (1) pet waste disposal reminder sign per Stormwater Control Measure (SCM). The sign(s) shall be installed in locations that are publicly accessible, such as adjacent to, but outside of public property and/or public easement(s), amenity centers, sidewalks, greenways, or side paths.
- 3. The project shall install at least one (1) sign per SCM about not using fertilizer near an SCM drainage area. The sign(s) shall be installed in locations that are publicly accessible, such as adjacent to, but outside of public property and/or public easement(s), amenity centers, sidewalks, greenways, or side paths.
- 4. The project shall ensure that at least 75% of the landscaping shall be native species. Landscaping shall be coordinated with and approved by the Planning Department at site or subdivision review.

- 5. The project shall select and install tree, shrub, and perennial species with special attention to providing diverse and abundant pollinator and bird foot sources, including plants that bloom in succession from spring to fall.
- 6. The project shall plant warm season grasses in order to minimize the need for irrigation and chemical use.
- 7. A minimum of three (3) native hardwood tree species shall be used for the landscaping on site.
- 8. The project shall install at least one (1) pet waste station at each play lawn.
- 9. All homes shall be pre-configured with conduit for a solar energy system.

#### XI. NATURAL RESOURCE AND ENVIRONMENTAL DATA

#### A. Watershed

The properties in the PD Plan are located in the Primary Watershed Overlay District and the Beaver Creek Basin.

#### B. FEMA Floodplain

No regulatory FEMA mapped floodplain exists on site.

#### C. Resource Conservation Area

The site is subject to the Resource Conservation Area (RCA) requirements outlined in the Town of Apex UDO in Section 8.1. This project shall dedicate a minimum 20% of RCA for the overall site area upon site plan submittal.

According to the North Carolina Historic Preservation Office's records, the subject site does not contain historic structures.

#### XII. STORMWATER MANAGEMENT

- 1. This project is located within the Beaver Creek basin and will be required to attenuate the 1-, 10-, 25-, and 100-year storms.
- 2. To the extent practicable the stormwater discharge from the onsite SCM(s) will be routed to discharge stormwater from the SCM(s) via a pipe underneath Morris Acres Road (i.e. to the downstream side) subject to Town of Apex and NCDOT approvals.
- 3. The former pond on the east side of the property was previously breached and the outflow was diverted away from properties with PINs 0732387613, 0732387723, and 0732387823 via an open channel. The proposed project will either pipe or maintain an open channel that continues to direct the natural flow to a point downstream of these properties, subject to Town of Apex, NCDWR, and USACE approvals.

# XIII. PARKS, RECREATION, & CULTURAL RESOURCES (PRCR) ADVISORY COMMISSION

The PRCR Advisory Commission unanimously recommended a fee-in-lieu of dedication for the Morris Tract PUD at their March 30, 2022 meeting. The rate of the fee is set at the time of Town Council approval of the rezoning and is based on a maximum of 110 single family attached and detached units and runs with the life of the project. If approved in 2022, the rate would be \$3,753.89 for Single Family Detached and \$2,528.25 for Single Family Attached units.

#### XIV. PUBLIC FACILITIES REQUIREMENTS

#### A. Sanitary Sewer Service

Sewer is available at an outfall at the tributary of the Reedy Branch outfall that runs through a Town of Apex owned parcel.

A capacity study shall be provided at Construction Drawing submittal.

#### B. Water Service

Extension of water shall be provided to the proposed development with access to 12" water line in Morris Acres Road.

#### C. Gas and Electric Service

Electric services will be extended to the site.

#### D. Roadways

The site shall require an internal public roadway network and privately maintained parking spaces. The transportation system shall be consistent with the Town of Apex Comprehensive Transportation Plan and Bicycle and Pedestrian System Plan and the Town of Apex Standard Specifications and Standard Details.

The Transportation plan designates Morris Acres Road as an 80-foot minimum right-of-way with a minimum 10-foot Side Path.

#### E. Transit

The nearest transit stop for the local GoApex Route 1 is anticipated to be located at the Beaver Creek Commons shopping center. Regional Transit can be accessed along NC 55 Hwy. The subject site is located within the Transit Oriented Development Context Area.

#### F. Pedestrian Facilities

A 10-foot Side Path shall be provided along the frontage of Morris Acres Road, in accordance with the Transportation Plan & UDO.

Sidewalks at least five (5) feet in width shall be provided on both sides of all internal streets, including cul-de-sac(s).

For alley-loaded townhouses that front Morris Acres Road, a minimum five-foot (5') sidewalk connection between the townhouse units and the 10-foot Side Path along Morris Acres Road shall be provided. These connections will perpendicularly cross the 30-foot Thoroughfare Buffer along Morris Acres Road.

#### XV. PHASING

The site is anticipated to be developed in two (2) phases.

#### XVI. AFFORDABLE HOUSING

Of the one hundred (100) permitted townhouse dwellings, at least two (2) residential restricted median-income affordable housing townhouse ownership units (Affordable Housing Units) shall be constructed on-site and sold at a mutually agreeable maximum affordable housing median-income ownership initial sales price (includes unit price and lot price) that is calculated based upon the one-hundred percent (100%) of the Raleigh, NC Metropolitan Statistical Area (MSA) Area Median Income (AMI) as most recently published by the U.S. Department of Housing and Urban Development (HUD).

- ◆ The Affordable Housing Units shall be occupied by low or median-income households earning no more than one hundred percent (100%) of the Raleigh, NC MSA AMI, adjusted for family size as most recently published by HUD.
- ♦ A restrictive covenant (i.e., resale deed restriction) with a minimum affordability period of ten (10) years shall be recorded against each Affordable Housing Unit concurrently at the close of escrow upon the sale of each Affordable Housing Units to memorialize the affordable housing terms and conditions.
- ♦ The two (2) Affordable Housing Unit lots shall be identified on the Master Subdivision Final Plat, which may be amended from time to time.
- A restrictive covenant (i.e. affordable housing agreement) between the Town and Applicant shall be recorded against the two (2) Affordable Housing Unit lots prior to the issuance of a building permit for such lots to memorialize the affordable housing terms and conditions of the approved zoning condition.
- Final Affordable Housing Unit floor plan selection which includes the unit size and bedroom size will be at the discretion of the developer.
- ◆ The Developer will be responsible for performing marketing, applicant screening and selection process, and management of the Affordable Housing Units during the affordability period with oversight and support provided by Town staff.

#### XVII. ELEVATIONS

Elevations will comply with the Architectural and Design Controls for the Morris Tract PUD. Elevations submitted with this PD Plan are representative of what may be provided.

#### XVIII. CONSISTENCY WITH ADVANCE APEX

The Plan is consistent with the Advance Apex Plan and Land Use Map.

The Apex 2045 Land Use Map identifies the subject parcels as Medium Density Residential. Medium Density Residential lands are characterized by single-family homes, duplexes, quadplexes, and townhomes with densities no less than three (3) and no more than seven (7) dwelling units per acre. Medium Density Residential provides a transition from the more urbanized areas of Apex to low-density neighborhoods.

The proposed density of 6.44 dwelling units per acre and proposed uses meet the Medium Density Residential standards. In addition, once established, the proposed development will soften the transition between large rural lands and residential neighborhoods and commercial areas.

#### XIX. CONSISTENCY WITH THE UDO

The proposed development is consistent with all applicable requirements of the Town of Apex UDO.

## XX. COMPLIANCE WITH COMPREHENSIVE TRANSPORTATION PLAN AND BICYCLE AND PEDESTRIAN SYSTEM PLAN

The proposed development complies with the applicable requirements of the Town of Apex Comprehensive Transportation Plan and Bicycle and Pedestrian System Plan.

# XXI. CONFORMITY WITH TOWN OF APEX ADOPTED PLANS AND POLICIES

In addition to being consistent with the Town's Advance Apex Comprehensive Plan, Unified Development Ordinance, and the Comprehensive Transportation Plan and Bicycle and Pedestrian System Plan, the proposed development is designed to conform with the following plans and their subsequent maps:

- Parks, Recreation, Greenways, and Open Space Master Plan
  - The development is designed with 10' path adjoining Morris Acres Road as detailed in the Master Plan map.
- Collection System Facility Plan (Master Sewer Plan)

- The development is proximate to adequate water and sewer infrastructure within the Beaver Creek outfall (see Section XIV).
- NC 540/Western Wake Freeway Plan
  - The development is identified as "Medium Density Residential" which is consistent with the proposed use of the site.

# MORRIS TRACT

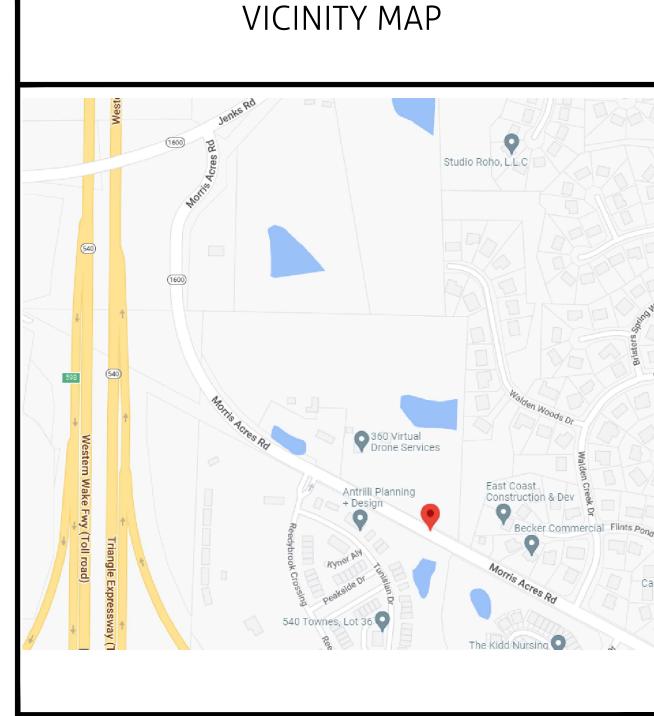
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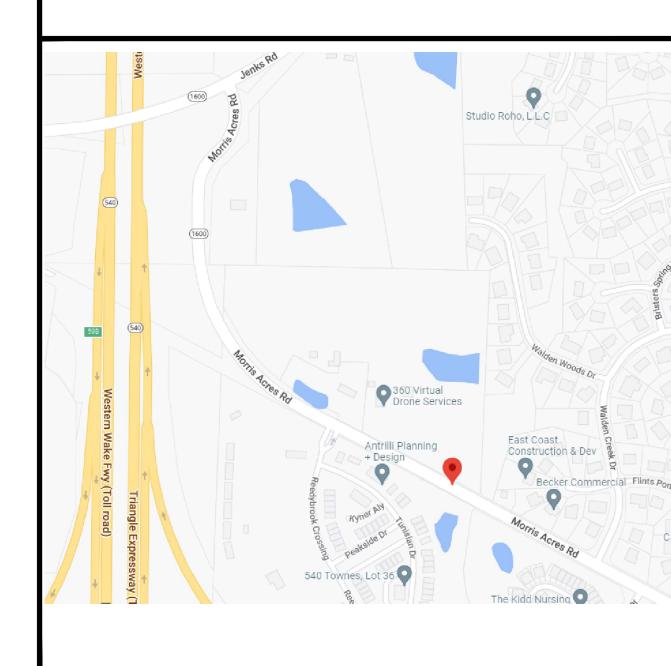
1ST SUBMITTAL: FEBRUARY 1, 2022 /2ND SUBMITTAL: MARCH 11, 2022

	3RD SUBMITTAL: APRIL 8, 2022
	4TH SUBMITTAL: MAY 13, 2022
	5TH SUBMITTAL: MAY 27, 2022
PLANN	5TH SUBMITTAL: MAY 27, 2022 NG BOARD SUBMITTAL: JUNE 30, 202

	SITE MAI 1"=150'	P	
		SITE	WALDEN
		•	WOODS
NC-540			R
	MORRIS ACRES		
		RO	
	REEDYBROOK CRSG		
	EDYB!		

	INDEX OF SHEETS
0	COVER
1	EXISTING CONDITIONS
2	CONCEPTUAL PUD & PHASING PLAN
3	CONCEPTUAL UTILITY PLAN
4	CONCEPTUAL STORMWATER PLAN
A1	ARCHITECTURAL ELEVATIONS
A2	ARCHITECTURAL ELEVATIONS



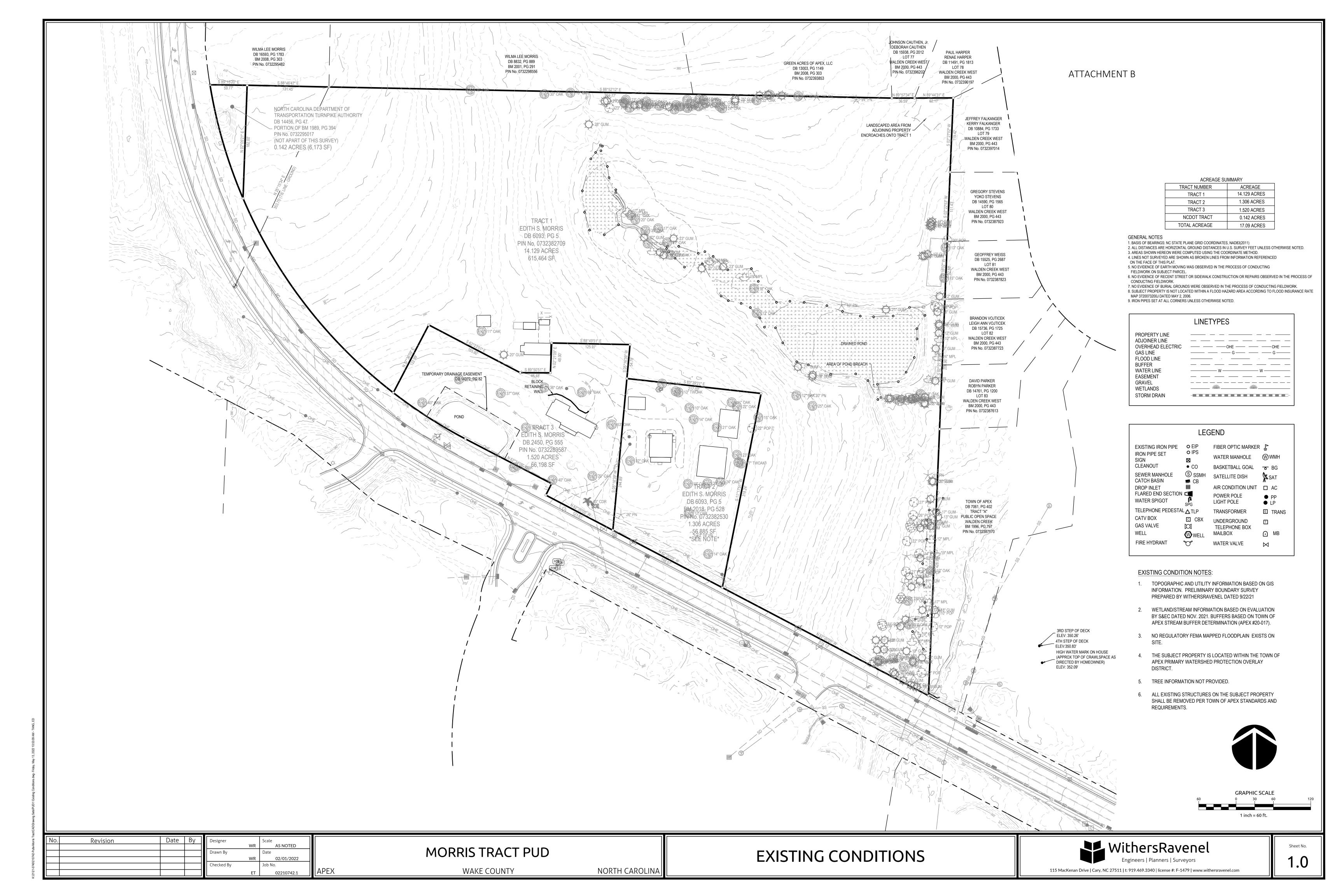


# DEVELOPER **PULTE GROUP** 1225 CRESCENT GREEN DRIVE CARY, NC 27518 ATTN: RANDY KING, PE

		SITE	$\perp U^{\mu}$	A I A					
LAND OWNERS:	NCDOT 1505 MAIL SERVICE CENTER RALEIGH, NC 27699 ATTN: BRIAN ROGERS			EDITH MORRIS 7208 MORRIS ACRES RD APEX, NC 27523					
2045 LAND USE PLAN DESIGNATION	CURRENT			MEDIUM DEN	ISITY RESI	DENTIAL			
	PROPOSEI	)		NO CHANGE					
ZONING	CURRENT			RURAL RESI	DENTIAL (R	R)			
	PROPOSEI	)		PUD-CZ					
AREA OF TRACTS IN PROPOSED PUD	0732-29-50	 17		0.14 AC.					
	0732-38-27	09		14.12 AC .					
	0732-28-95	87		1.52 AC.					
	0732-38-25	30		1.31 AC.					
	TOTAL =			17.09 AC.					
REQUESTED SEWER CAPACITY	120 GPD * 3 BEDROOMS * 110 UNITS = 39,600 GPD								
PARKING REQUIREMENTS	SINGLE FAMILY DETACHED: 2 SPACES PER UNIT TOWNHOMES: 2 SPACES PER UNIT PLUS 0.25 FOR GUEST PARKING								
PARKING PROVIDED	SINGLE FAMILY DETACHED: 2 SPACES PER UNIT X 10 UNITS = 20 SPACES TOWNHOMES: 2 SPACES PER UNIT PLUS 0.25 FOR GUEST PARKING X 100 UNITS = 225 SPACES								
RESIDENTIAL DENSITY	MAXIMUM			6.44 DU/A	CRE				
PROPOSED UNITS	MAXIMUM			110 UNITS (10 SINGLE FAMILY DWELLING AND 100 TOWNHOMES)					
MIN . LOT SIZE (SINGLE FAMILY)	6,000 SF								
MIN . LOT WIDTH (TOWNHOMES)	22 FT								
BUILDING HEIGHT	MAXIMUM			42 FT					
SINGLE FAMILY BUILDING SETBACKS	FRONT	5 FT*, 20 FT**	REAR	10 FT	SIDE	5 FT	CORNER	8 FT	
TOWNHOUSE (FRONT-LOADED) SETBACKS	FRONT	10 FT*, 20 FT**	REAR	10 FT	SIDE	5 FT	10 FT BUIL	DING TO BUILDING	
TOWNHOUSE (ALLEY-LOADED) SETBACKS	FRONT	10 FT*	REAR	5 FT	SIDE	5 FT	10 FT BUIL	DING TO BUILDING	
TOWNHOUSE SETBACKS	CORNER S	SIDE (BOTH FROM	NT AND AL	LEY LOAD)	•	10 FT			
WATERSHED	PROPERT	Y LOCATED WITH	IIN THE PF	RIMARY WATE	RSHED PR	OTECTION OV	ERLAY DISTR	ICT.	
REQUIRED RCA	20% PER	UDO SECTION 8.	1.2.C.4						
MAX. BUILT UPON AREA	70% IMPERVIOUS								
HISTORIC STRUCTURES	NONE NONE								
COMMUNITY AMENITIES	PERMANENT FEATURES MAY INCLUDE, BUT NOT LIMITED TO: FIRE PIT WITH SEATING, BENCHES ALONG PEDESTRIAN PATHWAYS, LAWN GAME SPACES, PEDESTRIAN PLAZAS WITH PLANTERS. COMMUNITY AMENITIES SHALL MEET THE REQUIREMENTS OF UDO SECTION 8.4								
SITE BUFFERS	NORTH			20' TYPE B BUFFER					
	EAST			20' TYPE A BUFFER					
	SOUTH (MORRIS ACRES RD)			UNITS FACING THE STREET: 30' TYPE E BUFFER UNITS ORIENTED AWAY FROM THE STREET: 30' TYPE B BUFFER					

MARCH 30, 2022 MEETING. THE RATE OF THE FEE IS SET AT THE TIME OF TOWN COUNCIL APPROVAL OF THE REZONING, IS BASED ON A MAXIMUM OF 110 SINGLE FAMILY ATTACHED AND DETACHED UNITS AND RUNS WITH THE LIFE OF THE PROJECT. IF APPROVED IN 2022, THE RATE WOULD BE \$3,753.89 FOR SINGLE FAMILY DETACHED AND \$2,528.25 FOR SINGLE FAMILY ATTACHED UNITS.

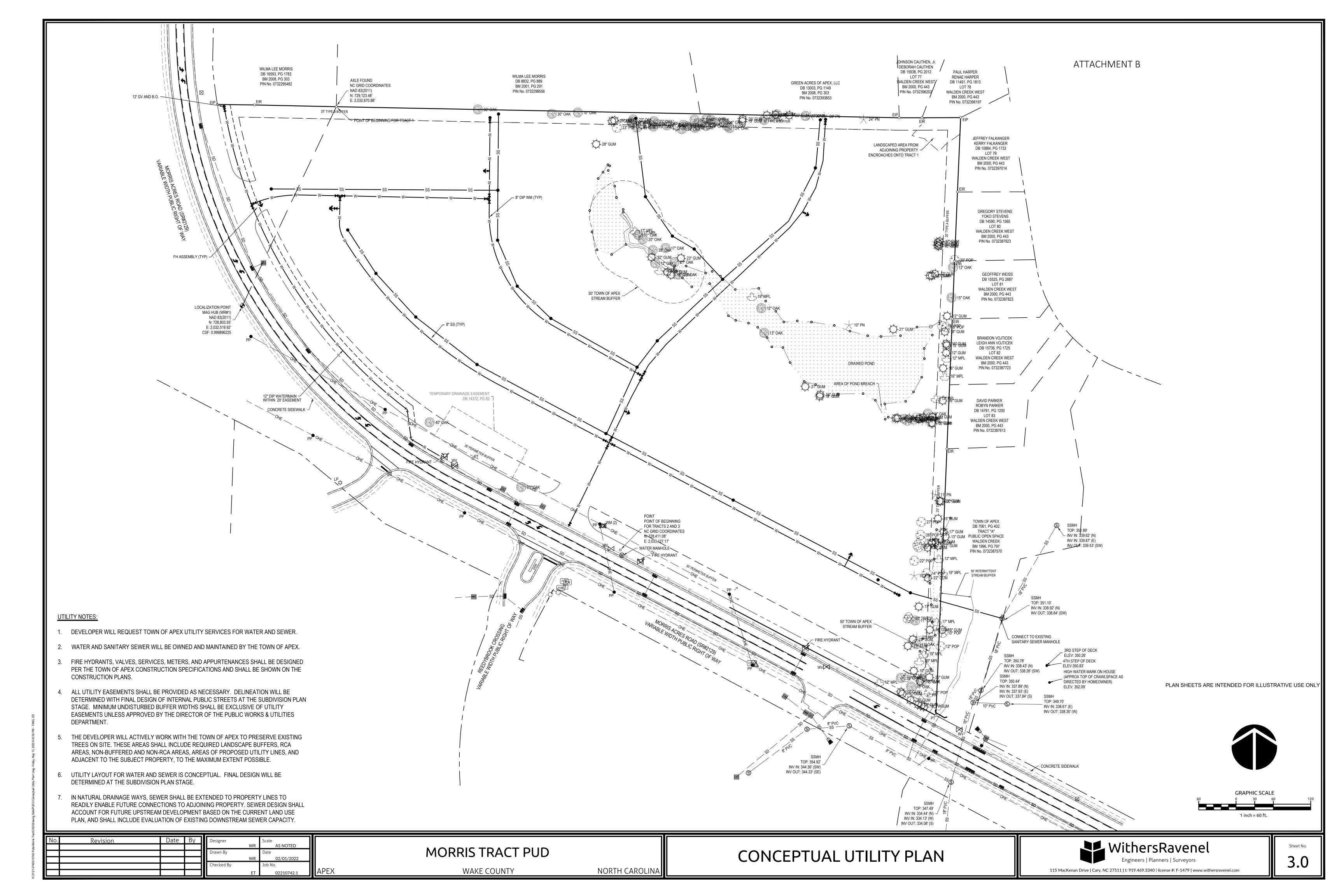


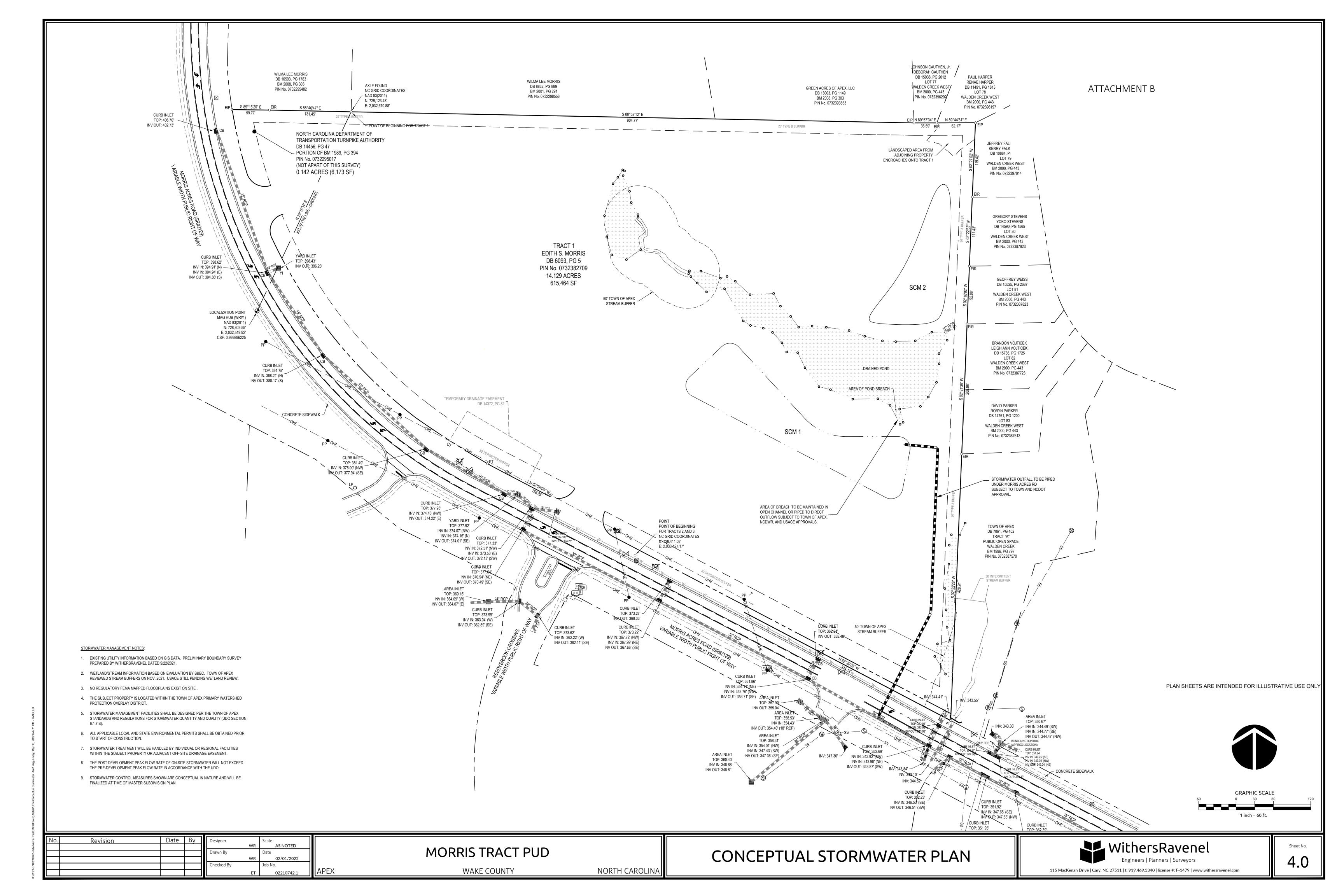


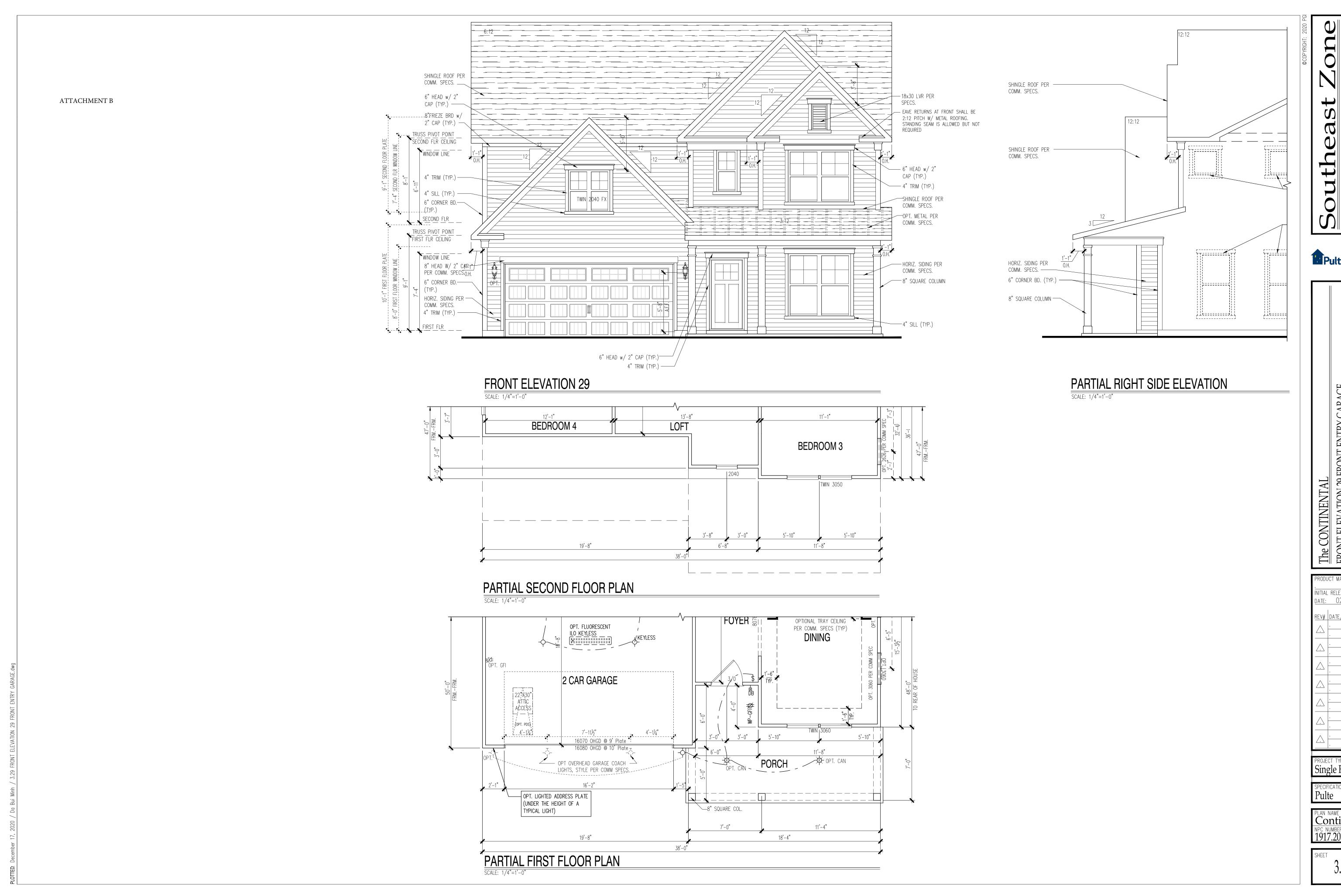


# MORRIS TRACT PUD

CONCEPT PLAN FOR ILLUSTRATIVE PURPOSES ONLY







Pulte Group\*

FRONT ENTRY GARAGE

PRODUCT MANAGER INITIAL RELEASE DATE: 02/29/201 REV# DATE/DESCRIPTION

PROJECT TYPE
Single Family

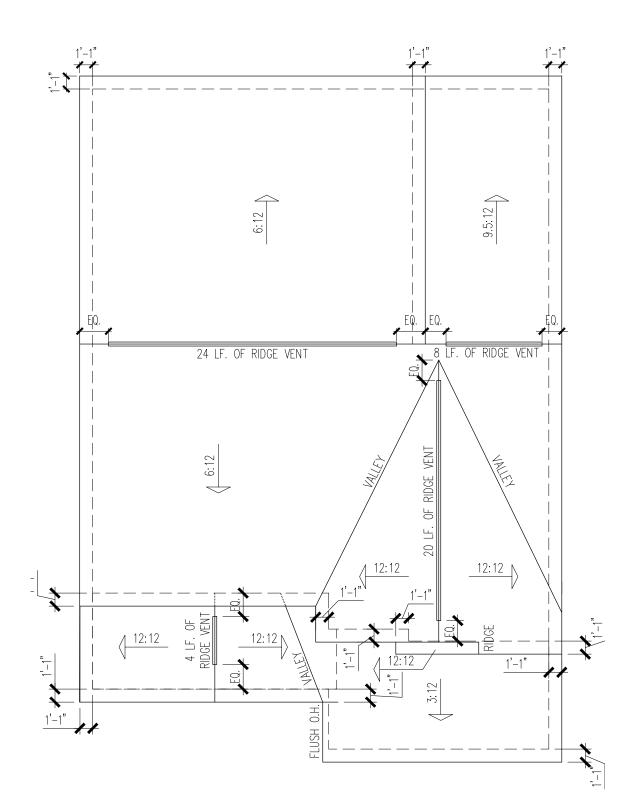
Continental NPC NUMBER 1917.200

HORIZ. SIDING PER COMM. SPECS.

# **REAR ELEVATION 29**

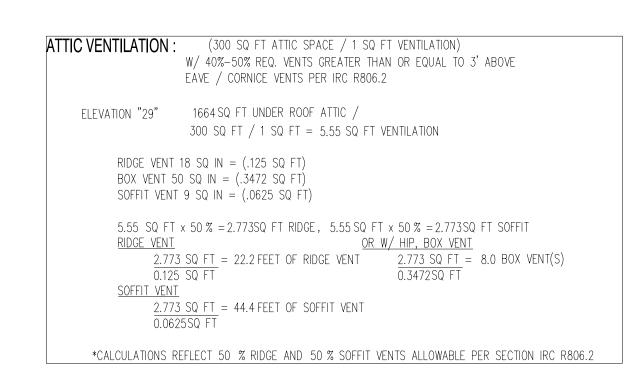
SCALE: 1/8"=1'-0"

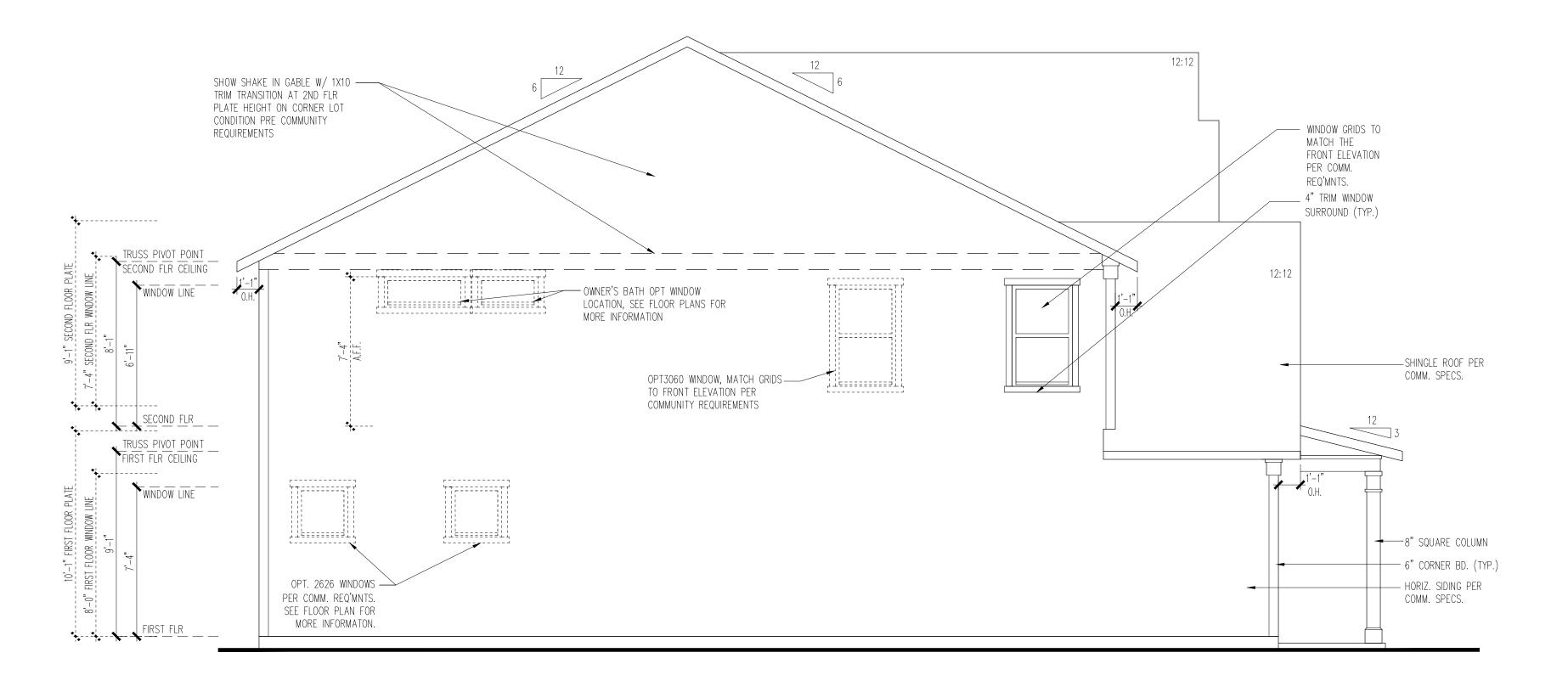
OPT. 3/0 DOOR WITH 10" TRANSOM ABOVE



# ROOF PLAN ELEV. 29

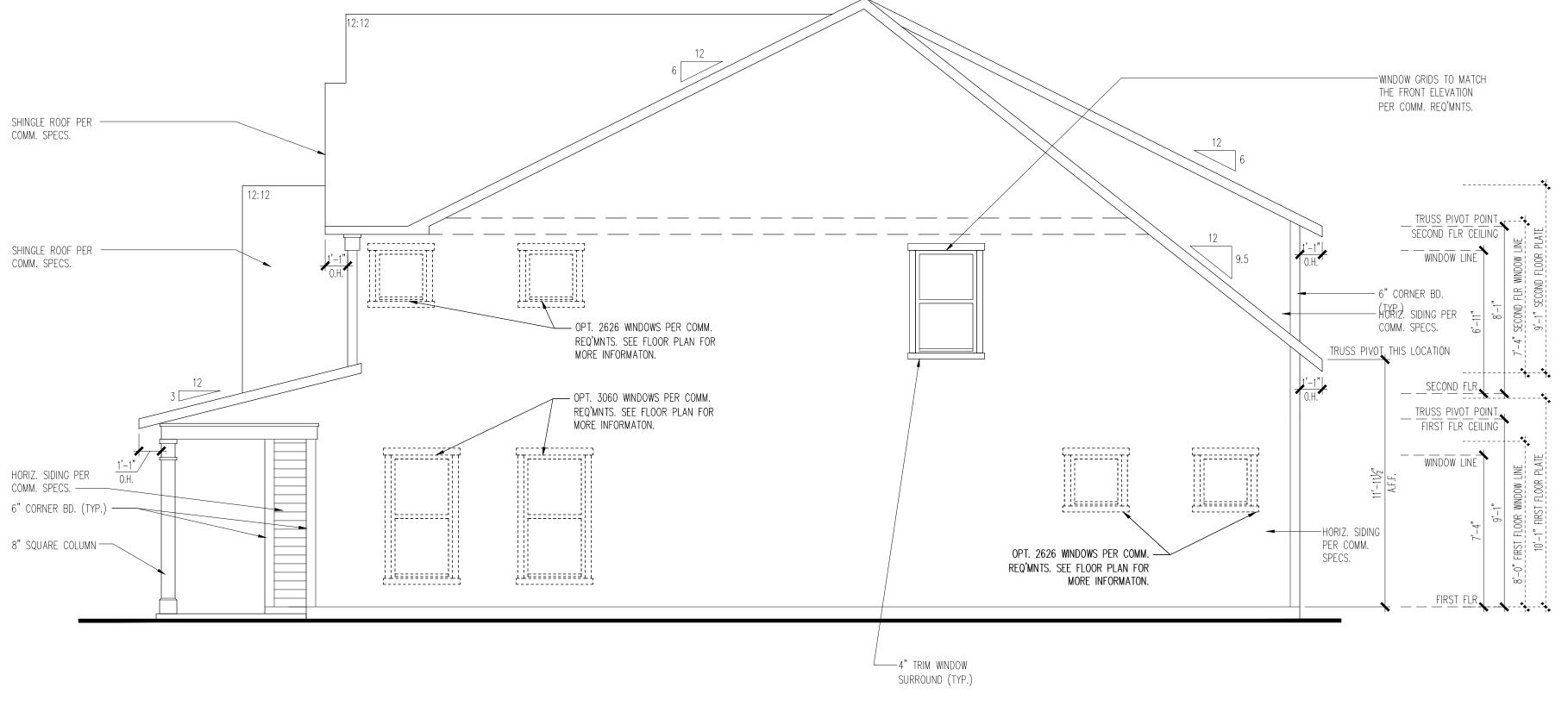
SCALE: 1/8"=1'-0"





# LEFT SIDE ELEVATION 29

SCALE: 1/4"=1'-0"



# RIGHT SIDE ELEVATION 29

SCALE: 1/4"=1'-0"

rinds Pkwy, Suite 60

**PulteGroup** 

The CONTINENTAL
SIDE AND REAR ELEVATION 29

PROJECT TYPE
Single Family

specification lev

Continental
NPC NUMBER
1917.200

3.SR.29











**REAR ELEVATION** 





FRONT GARAGE ELEVATION "2" FRONT GARAGE ELEVATION "5"

SCALE: 1/8" = 1'-0" (11x17 SHEET)

SCALE: 1/8" = 1'-0" (11x17 SHEET)

FRONT GARAGE ELEVATION "4" FRONT GARAGE ELEVATION "6" SCALE: 1/8" = 1'-0" (11x17 SHEET) SCALE: 1/8" = 1'-0" (11x17 SHEET)