

STATEMENT OF THE APEX TOWN COUNCIL PURSUANT TO G.S. 160D-605(a) ADDRESSING ACTION ON THE UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENTS OF FEBRUARY 27, 2024

Pursuant to G.S. §160D-601 and Sec. 2.2.11.E of the Unified Development Ordinance, the Planning Director for the Town of Apex, Dianne Khin, caused proper notice to be given (by publication and posting), of a public hearing on UDO Amendments before the Town Council on the 27th day of February 2024.

The Apex Town Council held a public hearing on the 27th day of February 2024. Amanda Bunce, Current Planning Manager presented the Planning Board's vote to recommend approval by a vote of 8-0 at the public hearing.

All persons who desired to present information relevant to the UDO were allowed to present evidence at the public hearing before the Apex Town Council. No one who wanted to speak was turned away.

The Town Council on the 27th day of February 2024 by a vote of 5-0 approved the Ordinance for UDO Amendments.

The Apex Town Council finds from information and testimony provided at the public hearing that the approval of the various UDO Amendments of February 27, 2024 are consistent with the Advance Apex: The 2045 Plan and reasonable and in the public interest for the following reason(s):

1. The amendments to UDO Sec. 8.7 *Signs* add a purpose statement for the sign ordinance; identify signs exempt from the sign ordinance; regulate temporary signs consistently by the categories of “commercial speech” and “non-commercial speech” to comply with Supreme Court rulings; prohibit all temporary signs within Town rights-of-way except for exempt signs; and remove interactive digital displays as a permitted sign type. The related amendments to Secs. 4.5.5 *Home Occupation*; 4.6 *Temporary Uses and Structures*; 8.6.4 *Exterior Lighting, Design Requirements*; and 8.6.5 *Exterior Lighting, Exemptions* update references to the sign standards.
2. The amendments to UDO Sec. 5.1.1 *Table of Intensity and Dimensional Standards, Residential Districts* correct a typographical error for the section reference in the Additional Regulations column for the use Townhouses, detached.

Jacques K. Gilbert
Mayor

ATTEST:

Allen Coleman, CMC, NCCCC
Town Clerk

Date