

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: PUBLIC HEARING  
Meeting Date: September 28, 2021

## Item Details

Presenter(s): Shelly Mayo, Planner II  
Department(s): Planning and Community Development

### Requested Motion

Public hearing and possible motion to approve Rezoning Application #21CZ12 Legacy PUD and Ordinance. The applicant, Ryan Linker for GCI Acquisitions, LLC, seeks to rezone approximately 60.97 acres from Rural Residential (RR) and Wake Co. R-80W to Planned Unit Development - Conditional Zoning (PUD-CZ). The proposed rezoning is located at 3601 and 3609 US 64 Hwy W, and 0 Olive Chapel Rd.

### Approval Recommended?

The Planning and Community Development Department recommends approval.

The Planning Board held a Public Hearing on September 13, 2021 and unanimously voted to recommend approval of the rezoning with the conditions as proposed by staff. The Board asked staff and the applicant to work together on explicit language to allow the developer to get their fee-in-lieu returned if the traffic signals are not warranted within a certain amount of time that is agreeable to both parties.

### Item Details

The properties to be rezoned are identified as PINs 0722040381, 0722037373, and 0712949922.

### Attachments

- Staff Report
- Application
- Vicinity Map
- Statement of Town Council & Ordinance

