

PETITION T	O AMEND THE	OFFICIAL ZONING I	VIAP				
		under the North Carol	ina Public Records A	ct and may be	e published on the	Town's website	or disclosed to
third parties. Application		22CZ16	Subi	nittal Date:			
, pp				Paid:			
Project Info	ormation						
Project Nam	_{ne:} <u>Aaron</u>	Robertson					
Address(es)	: 1039 I	rongate Driv	/e				
PIN(s): 0	74112918	33					
\-'\					Δ	Acreage: 0.	46
Current Zon	ning: RR		Proposed	d Zoning:	MD-CZ	ioreager <u></u>	
		(a) Medii	um/High De	_		Office F	mnlovmen:
	15 LUM Classifica	nsistent with the 20			Yes	No 🗸	Imploymen
is the prope	Jacu rezonning co	iisistent with the 20	45 LOWI Classifica	11011(3):		NO P	
If any port	ion of the projec	t is shown as mixed	use (3 or more st	ripes on the	e 2045 Land Use	Map) provide	e the following:
Are	a classified as mi	ixed use:			Acreage:		
Are	a proposed as no	on-residential devel	opment:		Acreage:		
Pero	cent of mixed use	e area proposed as i	non-residential:		Percent:		
Applicant I	nformation						
	Aaron Ro	phorteon					
Name:							
Address:	PO Box						
City:	Morrisvill		State:	NC_		Zip:	27560
Phone:	919-780-	·4843	E-mail:	aman	spropertie	s0425@	gmail.com
Owner Info	ormation						
	Aaron Ro	hertson					
Name:	PO Box 7						
Address:	-			NIO			07500
City:	Morrisvill	e	State:	NC		Zip:	27560
Phone:			E-mail:				
Agent Info	rmation						
Name:	Aaron Ro	obertson					
Address:	PO Box	712					
	Morrisvill		Ctata	NC		7:0.	27560
City:	919-780-		State:		enronartia	Zip: .s∩425@	gmail.com
Phone:	313-100-	4043	E-mail:	aman	spropertie	30423W	gman.com
Other conta	acts:						

PETITION INFORMATION

22CZ16 Application #: Submittal Date:

An application has been duly filed requesting that the property described in this application be rezoned from to MD-CZ . It is understood and acknowledged that if the property is rezoned as requested, the property described in this request will be perpetually bound to the use(s) authorized and subject to such conditions as imposed, unless subsequently changed or amended as provided for in the Unified Development Ordinance (UDO). It is further understood and acknowledged that final plans for any specific development to be made pursuant to any such Conditional Zoning shall be submitted for site or subdivision plan approval, as required by the UDO. Use additional pages as needed.

PROPOSED 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.

Accessory apartment	21
Single-family	22
	23
	24
	25
	26
	27
	28
	29
0	30
1	31
2	32
3	33
4	34
5	35
6	36
7	37
8	38
9	39
0	40

PETITION INFORMATIO	N	
Application #:	22CZ16	Submittal Date:
PROPOSED CONDITION	ıs·	
The applicant hereby re Ordinance, approve the pages as needed.	equests that the Town C Conditional Zoning for the	ouncil of the Town of Apex, pursuant to the Unified Development above listed use(s) subject to the following condition(s). Use additional
		nall be 90 feet.
-	etback shall b	
·		into the required setback shall be permitted
within the fron	nt setback.	
LEGISLATIVE CONSIDER	RATIONS - CONDITIONAL	ZONING
which are consideration zoning district rezoning r	s that are relevant to the equest is in the public inte	s and conditions that take into account the following considerations, legislative determination of whether or not the proposed conditional rest. These considerations do not exclude the legislative consideration terest. Use additional pages as needed.
•	· ·	roposed Conditional Zoning (CZ) District use's appropriateness for its ses, goals, objectives, and policies of the 2045 Land Use Map.
The proposed re	zoning and LUM	change to Medium Density Residential will be
consistent beca	ause the propos	ed zoning conditions will allow the property
to be consiste	ent with the su	rrounding neighborhood.
	proposed Conditional Zon naracter of surrounding lar	ing (CZ) District use's appropriateness for its proposed location and uses.
The proposed uses	and conditions for	this rezoning will ensure that the district is compatible
with the surro	unding reside	ntial land uses.
		

PETITION INFORMATION
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3) Zoning district supplemental standards. The proposed Conditional Zoning (CZ) District use's compliance with Sec 4.4 <i>Supplemental Standards</i> , if applicable.
The proposed Conditional Zoning District will be in compliance
with Section 4.4 Supplemental Standards.
4) Design minimizes adverse impact. The design of the proposed Conditional Zoning (CZ) District use's minimization of adverse effects, including visual impact of the proposed use on adjacent lands; and avoidance of significant adverse impacts on surrounding lands regarding trash, traffic, service delivery, parking and loading, odors, noise, glare, an vibration and not create a nuisance.
The design will match the surrounding residential areas, comply with
Section 6.3, and will have no significant adverse impacts on surrounding land
5) Design minimizes environmental impact. The proposed Conditional Zoning District use's minimization of environment impacts and protection from significant deterioration of water and air resources, wildlife habitat, scenic resources, an other natural resources.
The proposed uses will minimize environmental impacts by reducing the
amount of tree removal.
6) Impact on public facilities. The proposed Conditional Zoning (CZ) District use's avoidance of having adverse impacts of public facilities and services, including roads, potable water and wastewater facilities, parks, schools, police, fire and EN facilities.
The proposed uses will not increase the demand on public facilities and service
7) Health, safety, and welfare. The proposed Conditional Zoning (CZ) District use's effect on the health, safety, or welfar of the residents of the Town or its ETJ.
The proposed uses will not be detrimental to health, safety, or welfare of the
residents of the town.

PETITION INFORMATION
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8) Detrimental to adjacent properties. Whether the proposed Conditional Zoning (CZ) District use is substantially detrimental to adjacent properties.
The proposed uses will not be detrimental adjacent properties.
9) Not constitute nuisance or hazard. Whether the proposed Conditional Zoning (CZ) District use constitutes a nuisance or hazard due to traffic impact or noise, or because of the number of persons who will be using the Conditional Zoning (CZ) District use.
The proposed uses will not constitute as a nuisance or hazard to adjacent properties.
10) Other relevant standards of this Ordinance. Whether the proposed Conditional Zoning (CZ) District use complies with all standards imposed on it by all other applicable provisions of this Ordinance for use, layout, and general development characteristics.
The proposed rezoning will comply with all standards.

AGENT AUTHORIZATION FORM
Application #: 22CZ16 Submittal Date:
application is being submitted: is the owner* of the property for which the attached
Land Use Amendment Rezoning: For Conditional Zoning and Planned Development rezoning applications, this authorization includes express consent to zoning conditions that are agreed to by the Agent which will apply if the application is approved.
□ Site Plan
□ Subdivision
□ Variance
Other:
The property address is: 1039 (LON 6478 DR
The agent for this project is:
I am the owner of the property and will be acting as my own agent
Agent Name: Aaron Kobertson
Address: Po Box 712 Morrisville NC 27560
Telephone Number: 919 - 780 - 4843
E-Mail Address: amans properties 0425 @gmail.com
Signature(s) of Owner(s)* Anno Robertson Type or print name Date
Type or print name Date

Attach additional sheets if there are additional owners.

*Owner of record as shown on the latest equalized assessment rolls of Wake County. An option to purchase does not constitute ownership. If ownership has been recently transferred, a copy of the deed must accompany this authorization.

Pursuant to Article 40 of Chapter 66 of the North Carolina General Statutes (the Uniform Electronic Transactions Act) this application and all documents related hereto containing an electronic or digitized signature are legally binding in the same manner as are hard copy documents executed by hand signature. The parties hereby consent to use electronic or digitized signatures in accordance with the Town's Electronic Signature Policy and intend to be bound by the application and any related documents. If electronic signatures are used the application shall be delivered in an electronic record capable of retention by the recipient at the time of receipt.

AFFIDAVIT OF OWNERSHIP
Application #: 22CZ16 Submittal Date:
The undersigned, Acros Roberton (the "Affiant") first being duly sworn, hereby swears or affirms as follows:
Affiant is over eighteen (18) years of age and authorized to make this Affidavit. The Affiant is the sole owner, or is the authorized agent of all owners, of the property located at 1034 Transaction. Affice MC 27542 and legally described in Exhibit "A" attached hereto and incorporated herein (the "Property").
2. This Affidavit of Ownership is made for the purpose of filing an application for development approval with the Town of Apex.
If Affiant is the owner of the Property, Affiant acquired ownership by deed, dated $1/26/22$, and recorded in the Wake County Register of Deeds Office on $1/20/22$, in Book $1/888$ Page 2117 .
4. If Affiant is the authorized agent of the owner(s) of the Property, Affiant possesses documentation indicating the agency relationship granting the Affiant the authority to apply for development approval on behalf of the owner(s).
If Affiant is the owner of the Property, from the time Affiant was deeded the Property on
STATE OF NORTH CAROLINA COUNTY OF
I, the undersigned, a Notary Public in and for the County of Wake, hereby certify that Aaron Robertson, Affiant, personally known to me or known to me by said Affiant's presentation of said Affiant's Driver's License, personally appeared before me this day and acknowledged the
JERI CHASTAIN PEDERSON Notary Public Wake County, North Carolina My Commission Expires March 10, 2024 Notary Public State of North Carolina My Commission Expires March 10, 2024 Notary Public State of North Carolina My Commission Expires: 3/10/2024

AFFIDAVIT OF OWNERSHIP: EXHIBIT A – LEGAL DESCRIPTION

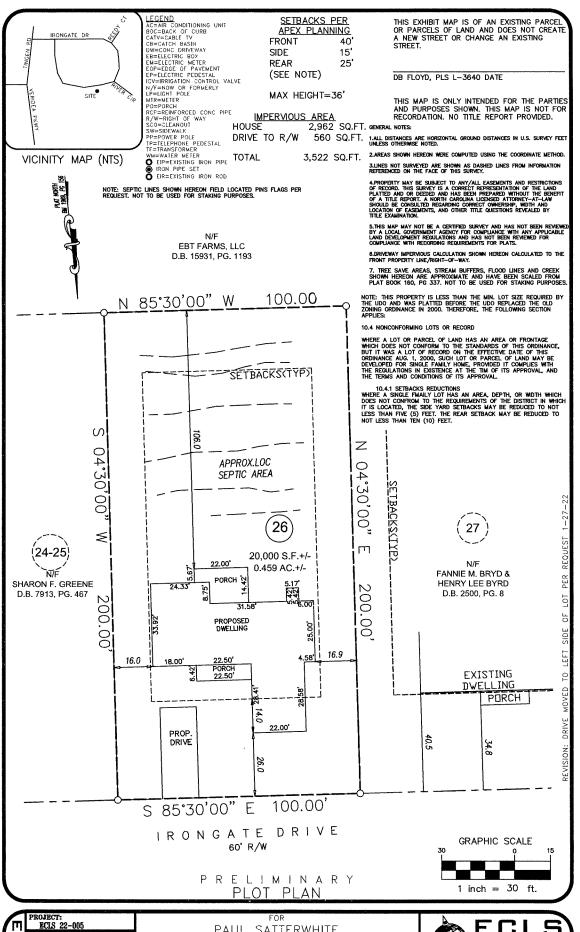
Application #:

22CZ16

Submittal Date:

Insert legal description below.

Legal description for lot 26, Irongate Subdivison
Beginning at an existing iron pipe on the southern right of way of Irongate Drive in Wake County, North Carolina, said iron pipe being the northeastern corner of Lot 26 in Iron Gate Subdivision as recorded in book of maps 1969, page 156 in the Wake County Registry; thence leaving said right of way along common property line of, now or formerly, Sharon Greene as recorded in Wake County Registry in deed book 7913 page 467, Lots 24 and 25, 804°30W 200.00 feet to an existing iron pipe; thence N85°30W 100.00 feet along the northern boundary of, now or formerly, EBT Farms, LLC property as recorded in said Registry in deed book 7913 page 467; thence N04°30W 200.00 feet with common property line of, now or formerly, Henry and Fannie Byrd as recorded in said Registry in deed book 2377 page 147, Lot 28, to an existing iron pipe on the southern right of way of Irongate Drive; thence along said right of way S85°30E 100.00 feet to the Point of Place of Beginning containing 0.459 +/- acres.



F	PROJECT: ECLS 22-005	FOR PAUL SATTERWHITE	FCIS
Ω	DRAWN BY: APS	1039 IRONGATE DRIVE, APEX	GLOBAL, INC.
[[SCALE: 1"=30'	LOT 26 IRON GATE SUBDIVISION WHITE OAK TWP., WAKE CO., NC	19 N McKINLEY ST COATS, NC 27521
Ln.	DATE: 1-25-22	BM 1969. PG 156	910.897.3257ECLSGLOBALING.COM 910.897.2329 (FAX) CO#C-4175



Wake County Residential Development Notification

Developer Company Information			
Company Name			
Company Phone Number			
Developer Representative Name			
Developer Representative Phone Number			
Developer Representative Email			

New Residential Subdivis	sion Information
Date of Application for Subdivision	
City, Town or Wake County Jurisdiction	
Name of Subdivision	
Address of Subdivision (if unknown enter nearest cross streets)	
REID(s)	
PIN(s)	

Please complete each section of this form and submit with your application.

Town of Apex staff will enter this information into the online WCPSS form.

Please send any questions about this form to:

studentassignment-gisgroup@wcpss.net

	Projected Dates Information
Subdivision Completion Date	
Subdivision Projected First Occupancy Date	

Lot by Lot Development Information																	
Unit Type	Total # of Units	Senior Living	Studio	1 Bedroom	2 Bedroom	3 Bedroom	4 Bedroom		re Foot nge	Price	Range	J	Anticipate	d Comp	letion Uni	ts & Dat	es
								Min	Max	Low	High	Year	# Units	Year	# Units	Year	# Units
Single Family	1					1		2600	2600		Souk						
Townhomes																	
Condos																	
Apartments																	
Other																	

NOTICE OF NEIGHBORHOOD MEETING

	ocument is a public record under the Nosed to third parties.	lorth Carolina Public Records Act and may be p	ublished on the Town's website						
_(1-13-22								
Date									
Dear I	Neighbor:								
You a	- 4	ing to review and discuss the developmen	t proposal at						
10	39 ILLONGATE	DC 074113	19183						
A	783		DIAI/-\						
in acc	Address(es)	ا ighborhood Meeting procedures. This med	PIN(s)						
		ect and review the proposed plans with							
		submittal of an application to the Town.							
	The state of the s	iss any concerns about the impacts of the							
		lease refer to the Project Contact Informat							
	•	equest that the applicant provide updates submitted to the Town, it may be tra							
		evelopment Report located on the To							
http:/	/www.apexnc.org/180/Planning-C	ommunity-Development.	*						
A Nei	ghborhood Meeting is required be	cause this project includes (check all that	apply):						
App	lication Type		Approving Authority						
	Rezoning (including Planned Unit	Development)	Town Council						
	Major Cita Dlan		Technical Review						
	Major Site Plan		Committee (staff)						
	Special Use Permit		Board of Adjustment (QJPH*)						
		an (excludes exempt subdivisions)	Technical Review Committee (staff)						
Quasi	-Judicial Public Hearing: The Board	of Adjustment cannot discuss the project	prior to the public hearing.						
The fo	ollowing is a description of the pro	posal (also see attached map(s) and/or pla	an sheet(s)):						
26	1002 6350GO	NO - WEDIUM D	ENSITY						
	RESIDENTIAL	- CONDITIONAL	LONING						
Estin	nated submittal date:								
ME	ETING INFORMATION:								
Pro	perty Owner(s) name(s):	AARON ROBERSA	LX						
	olicant(s):								
	Contact information (email/phone): 9.4-780-9843								
	Meeting Address: 1039 120-6472 DR								
	e/Time of meeting**:	MGol							
		1:220	21 - 2 - 1						
			& Answer: 1.00 PM						
		n9:00 p.m. on a Monday through Thursda neral process for this application, please conta							
Devel	opment Department at 919-249-3426	. You may also find information about the Ape	x Planning Department and on-						
going	planning efforts at http://www.apexr	c.org/180/Planning-Community-Development							

PROJECT CONTACT INFORMATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Development Contacts:		A STATE OF THE STA	
Project Name: AALON Property PIN(s): CALIZATE	Acreage/Square Feet:	Y	167-Ae
Property Owner: Anno Address: PO BOX 71			
City: MOPRISVILLE	State:	Zip: 17564	2
Phone: 9.9 - 7-80-98-13	Email: AMANSAL	SHOZZITSZGO	SEGMANT.10
Developer: NA			and the second second second second
Address:			
City:			
Phone: Fax	c: Ema	il:	
Engineer: Solveyor:	ECUS GIOBA	CINC	
Address: 19 N NCKI	sleep ST		
City: COATS	State: NC	Zip: 27511	
Phone: 910-897-3257 Fax	к: Ema	ail: ALLISONS CE	CLSGIDBAL
Builder (if known): PAUL	SATTERWHITE		ING. COM
Address:			
City:	State:	Zip:	
Phone: 014-86-248 ja	x: Ema	ail: PAYLNCBUIL	SER GUHL
			- CO

Please note that Town staff will not have complete information about a proposed development until the application is submitted for review. If you have a question about Town development standards and how they relate to the proposed development, please contact the appropriate staff person listed below.

21 Community Development Department Main Number	
Planning and Community Development Department Main Number (Provide development name or location to be routed to correct planner)	(919) 249-3426
Parks, Recreation & Cultural Resources Department Angela Reincke, Parks and Greenways Planner	(919) 249-7468
Public Works - Transportation Russell Dalton, Traffic Engineering Manager	(919) 249-3358
Water Resources Department Jessica Bolin, Environmental Engineering Manager (Stormwater, Sedimentation & Erosion Control) James Gregg, Utility Engineering Manager (Water & Sewer)	(919) 249-3537 (919) 249-3324
Electric Utilities Division Rodney Smith, Electric Technical Services Manager	(919) 249-3342

NEIGHBORHOOD MEETING SIGN-IN SHEET

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Meeting Address:	b	039	IRONGATE	DRIVE	, APEX,	NC			
Date of meeting:	6	23	2022		Time of me	eting:	6:00 PM		
Property Owner(s) name(s):									
Applicant(s):									

Please <u>print</u> your name below, state your address and/or affiliation with a neighborhood group, and provide your phone number and email address. Providing your name below does not represent support or opposition to the project; it is for documentation purposes only. For virtual meetings, applicants must include all known participants and request the information below.

	NAME/ORGANIZATION	ADDRESS	PHONE #	EMAIL	SEND PLANS & UPDATES
1.	SONYA WARD/ECLS	310 KEITH STREET, APEX,			
2.	Joseph Pertins	30 of RiRencin			\checkmark
3	Nown & Student	1038 Iron mate Dr.			com V
4.	Robert Varessa Lassiter	1011 Transto Do Sper			
5.	Rosella Walters Ho	isan 1045 lvongate i			·V
6.	Sharm Greene	1037 Irongete Dr.			\checkmark
7.	Dorothy Thomas	1048 Irongate Dr			V
8.	Rich Spellon	1020 Rougate DR			
9.	Phoenix Vormy I/a	1040 Trongate Rd			
10.	Harin Robertson	1039 Frangate Or.			
11.		ode _{ve}		/ /	
12.					
13.					
14.					

Use additional sheets, if necessary.

SUMMARY OF DISCUSSION FROM THE NEIGHBORHOOD MEETING This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties. Property Owner(s) name(s): AA LOO Contact information (email/phone): Meeting Address: 1036 Date of meeting: Time of meeting: () Please summarize the questions/comments and your responses from the Neighborhood Meeting or emails/phone calls received in the spaces below (attach additional sheets, if necessary). Please state if/how the project has been modified in response to any concerns. The response should not be "Noted" or "No Response". There has to be documentation of what consideration the neighbor's concern was given and justification for why no change was deemed warranted. Question/Concern #1: REZONING EFFECT EXISTING Applicant's Response: I TO APEN FUL DETAILS Question/Concern #2: Applicant's Response: Question/Concern #3: Applicant's Response: Question/Concern #4: Applicant's Response:

AFFIDAVIT OF CONDUCTING A NEIGHBORHOOD MEETING, SIGN-IN SHEET AND ISSUES/RESPONSES SUBMITTAL

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

I, ALLISON SMITH , do hereby declare as follows:
 I have conducted a Neighborhood Meeting for the proposed Rezoning, Major Site Plan, Residential Master Subdivision Plan, or Special Use Permit in accordance with UDO Sec. 2.2.7 Neighborhood Meeting.
2. The meeting invitations were mailed to the Apex Department of Planning and Community Development, all property owners and tenants abutting and within 300 feet of the subject property and any neighborhood association that represents citizens in the notification area via first class mail a minimum of 14 days in advance of the Neighborhood Meeting.
3. The meeting was conducted at 1039 100 Care DR (location/address) on
 I have included the mailing list, meeting invitation, sign-in sheet, issue/response summary, and zoning map/reduced plans with the application.
5. I have prepared these materials in good faith and to the best of my ability.
7-26-22 By: all Suit
STATE OF NORTH CAROLINA COUNTY OF WAKE Harnett
Sworn and subscribed before me, <u>Colleen Marcus</u> a Notary Public for the above State and County, on this the <u>26th</u> day of <u>July</u> , 20 <u>22</u> .
SEAL College Marcus Notary Public College Marcus Print Name My Commission Expires: January 20, 2025

SITE ADDRESS	PIN NUM	OWNER	MAILING ADDRESS	
1039 IRONGATE DR	0741129183	A-MAN'S PROPERTY SERVICES LLC	PO BOX 712	MORRISVILLE NC 27560-0712
1026 IRONGATE DR	0741221559	ANDERSON, BETTIE J	1026 IRONGATE DR	APEX NC 27502-6505
1043 IRONGATE DR	0741127172	BYRD, HENRY LEE BYRD, FANNIE M	PO BOX 411	APEX NC 27502-0411
1018 IRONGATE DR	0741128631	CROSS, PEARLIE M RICHARDSON, DORA C	1018 IRONGATE DR	APEX NC 27502-6505
0 VERIDEA PKWY	0741119629	EBT FARMS, LLC	472 HENRYS RIDGE RD	PITTSBORO NC 27312-4641
1037 IRONGATE DR	0741221133	GREENE, SHARON F	1037 IRONGATE DR	APEX NC 27502-6506
1047 IRONGATE DR	0741125184	JOHNSON, TRACY LEWIS	3807 SHAFTSBURY ST	DURHAM NC 27704-1662
1016 IRONGATE DR	0741127549	LASSITER, ROBERT MCCOY	1011 IRONGATE DR	APEX NC 27502-6506
3004 RIVER CIR	0741223182	PERKINS, JOSEPH E PERKINS, SANDRA M	PO BOX 702	APEX NC 27502-0702
3006 RIVER CIR	0741222186	PERKINS, JOSEPH EDWARD	PO BOX 702	APEX NC 27502-0702
1022 IRONGATE DR	0741220651	RICKS, GAIL A	1022 IRONGATE DR	APEX NC 27502-6505
1020 IRONGATE DR	0741129650	SPULLER, RICHARD E SPULLER, ALISON B	1020 IRONGATE DR	APEX NC 27502-6505
1038 IRONGATE DR	0741220461	STUART, NORMA J	1038 IRONGATE DR	APEX NC 27502-6505
1044 IRONGATE DR	0741127440	TRADE BRIDGE PROPERTIES LLC BLOUNT, WILLIAM H JR	1022 EVANS RD	CARY NC 27513-3111
1042 IRONGATE DR	0741128339	UZZELL, RONALD	1042 IRONGATE DR	APEX NC 27502-6505
1045 IRONGATE DR	0741126183	WALTERS, ROSELLA N	1045 IRONGATE DR	APEX NC 27502-6506
		Current Tenant	1040 Irongate DR	APEX NC 27502
		Current Tenant	1041 Irongate DR	APEX NC 27502
		Current Tenant	3004 River CIR	APEX NC 27502