

STATEMENT OF THE APEX TOWN COUNCIL PURSUANT TO G.S. 160D-605(a) ADDRESSING ACTION ON THE UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENT OF AUGUST 24, 2021 RELATED TO THE USE "PERSONAL SERVICE"

Pursuant to G.S. §160D-601 and Sec. 2.2.11.E of the Unified Development Ordinance, the Planning and Community Development 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 related to the use "Personal service" before the Town Council on the 27th day of July 2021.

The Apex Town Council held a public hearing on the 27th day of July 2021. Amanda Bunce, Current Planning Manager, presented the Planning Board's vote to recommend approval by a vote of 7-0 at the public hearing.

All persons who desired to present information relevant to the UDO Amendments and who were residents of Apex or its extraterritorial jurisdiction 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 24th day of August 2021 by a vote of 5 to 0 denied the Ordinance for UDO Amendments related to the use "Personal service".

The Apex Town Council finds from information and testimony provided at the public hearing that the denial of the UDO Amendments of August 24, 2021 is consistent with the Advance Apex: The 2045 Plan and reasonable and in the public interest for the following reason(s):

1. The amendments to Amendments to Sec. 4.2.2 *Use Table* in order to allow the use "Personal service" in the Central Business District in storefront locations subject to certain limitations would permit a use that was recently removed as a permitted use in such locations. Furthermore, denial is consistent with the Downtown Plan which encourages more retail and restaurant uses than office and service providers in this area.

Jacques K. Gilbert
Mayor

ATTEST:

Donna B. Hosch, MMC, NCCMC
Town Clerk

Date