

| Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: PUBLIC HEARING

Meeting Date: June 28, 2022

Item Details

Presenter(s): Amanda Bunce, Current Planning Manager

Department(s): Planning and Community Development

Requested Motion

Public Hearing and possible motion regarding various amendments to the Unified Development Ordinance (UDO).

Approval Recommended?

The Planning and Community Development Department recommends approval. The Planning Board heard these amendments at their June 13, 2022 meeting and unanimously recommended approval.

Item Details

Summary of UDO Amendments:

Requested by Planning Committee of Town Council:

1. Amendments to Sec. 8.1.6 *Retaining Structures* in order to provide standards for retaining structures associated with walk-out basements.

Requested by Planning Staff and Inspections Staff:

2. Amendment to Table 5.2.2.B.4 *Permitted Encroachments into Required Setbacks* in order to remove HVAC and mechanical units from the appurtenances section and to allow them to be placed anywhere in the side yard or rear yard to be consistent with state building code provisions.

Requested by Planning Staff:

3. Amendments to Secs. 4.3.2.N *Use Classifications, Public and Civic Uses*; 4.3.5.G *Use Classifications, Retail Sales and Service*; and 4.4.5.G *Supplemental Standards, Commercial Uses, Retail Sales and Service* in order to allow "pet crematory" as an accessory use in "Kennel", "Pet services", and "Veterinary Clinic or Hospital".
4. Amendments to Sec. 4.5.6.C *Accessory Apartment* in order to allow accessory apartments outside of the Small Town Character Overlay District to be up to 40% of the heated square footage of the principal single-family dwelling.
5. Amendment to Table 8.3-1: Off-Street Parking Schedule "A" in order to remove "outdoor" from the use "Kennel, outdoor" in order to be consistent with the "Kennel" use listed in Article 4: Use Regulations.

6. Amendment to Sec. 8.3.6 *Parking Lot Design Standards* in order to specify when wheel stops are required in parking lots and to provide an exception to the standard concrete wheel stop on historic properties with gravel parking.

Attachments

- Staff Report
- Planning Board Report to Town Council
- Public Notice
- Ordinance

