

**STATEMENT OF THE APEX TOWN COUNCIL PURSUANT TO G.S. 160D-605(a) ADDRESSING ACTION ON THE UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENTS OF FEBRUARY 28, 2023**

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 28<sup>th</sup> day of February 2023.

The Apex Town Council held a public hearing on the 28<sup>th</sup> day of February 2023. Dianne Khin, Planning Director, 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 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 28<sup>th</sup> day of February 2023 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 28, 2023 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. 8.2.6.B.4 *Landscape Buffers Between Land Uses, Land Use Classes* update the use names “Warehousing, general” and “Wholesaling distribution center” consistent with amendments previously approved and add the use “Warehousing fulfillment center” in the list of Class 6 land uses.
2. The amendment to UDO Sec. 8.3.2.A *Off-Street Parking Schedule “A”* removes the use “Wholesaling, general” from the Commercial Uses section of the table as it is an Industrial Use and does not affect the parking ratio required.
3. The amendment to UDO Sec. 8.3.6.D *Parking Lot Design Standards, Surfacing and Maintenance* allows “Agricultural Uses” the option to use gravel parking.

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Jacques K. Gilbert  
Mayor

ATTEST:

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Allen Coleman, CMC, NCCCC  
Town Clerk

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Date