

**STATEMENT OF THE APEX TOWN COUNCIL PURSUANT TO G.S. 160A-383 ADDRESSING ACTION ON UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENTS OF AUGUST 18, 2020**

Pursuant to G.S. §160A-384 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 18<sup>th</sup> day of August 2020.

The Apex Town Council held a public hearing on the 18<sup>th</sup> day of August 2020. 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 by a vote of 4 to 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 UDO Amendments of August 18, 2020 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 UDO Sec. 6.3.1.D *Small Town Character Overlay District, Approval Criteria* provide more flexibility in site design within the Central Business District by removing building landscaping requirements for all uses and removing vehicular use area landscaping requirements for public parking lots.
2. The amendments to UDO Sec. 10.3 *Nonconforming Structures* correct a typographical error and changes a word to better clarify the intent of a sentence.
3. The amendment to UDO Sec. 14.1.3 *Parks, Recreation, and Open Space Sites; Standards for Dedication* adds a requirement for a Phase I site assessment in order to determine the usability of land proposed for dedication to the Town for recreation purposes.

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Jacques K. Gilbert  
Mayor

ATTEST:

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Donna B. Hosch, MMC, NCCMC  
Town Clerk

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Date