

STATEMENT OF THE APEX TOWN COUNCIL PURSUANT TO G.S. 160D-605(a) ADDRESSING ACTION ON THE UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENTS OF MAY 28, 2026

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 28th day of May 2026.

The Apex Town Council held a public hearing on the 28th day of May 2026. Bruce Venable, Planner III, presented the Planning Board's vote to recommend denial by a vote of 8-1 at the public hearing.

All persons who desired to present information relevant to the UDO 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 28th day of May 2026, by a vote of 4-0 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 May 28, 2026, 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 various sections of the Unified Development Ordinance to establish the Transitional Business (B3) and Heavy Industrial (HI) zoning districts promote orderly growth, economic development, and compatibility between land uses by expanding the Town’s zoning framework to address a broader range of development types and intensities. The amendments provide clear regulatory standards for transitional commercial uses and heavy industrial activities while ensuring these uses are appropriately located and designed to minimize impacts on surrounding properties.
2. The amendments to Secs. 4.2.2 *Use Table*; 4.3.2 *Use Classifications, Public and Civic Uses*; 4.4.2 *Supplemental Standards, Public and Civic Uses*; and 8.2.6.B.4 *Landscaping, Buffering, Screening, Land Use Classes* promote clarity and consistency in the regulation of public and civic uses by establishing a use classification and development standards for detention centers, jails, prisons, and correctional facilities. The amendments provide a clear framework for evaluating such use and ensures that any future proposals are subject to appropriate development standards and review criteria.

Jacques K. Gilbert
Mayor

ATTEST:

Allen Coleman, CMC, NCCCC
Town Clerk

Date