

STATEMENT OF THE APEX TOWN COUNCIL PURSUANT TO G.S. 160D-605(a) ADDRESSING ACTION ON THE UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENTS OF JUNE 22, 2021

Pursuant to G.S. §160D-601 and Sec. 2.2.11.E of the Unified Development Ordinance, the Director of Planning and Community Development 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 25th day of May 2021.

The Apex Town Council held a public hearing on the 22nd day of June 2021. Amanda Bunce, Current Planning Manager, presented the Planning Board's vote to recommend approval by a vote of 9-0 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 22nd day of June 2021 by a vote of 5 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 various UDO Amendments of June 22, 2021 is consistent with *Advance Apex: The 2045 Plan* for the following reason(s):

1. The amendments make necessary updates to ensure the UDO is consistent with State law due to the adoption of NCGS Ch. 160D;
2. The amendments change all "Planning Department" references to "Department of Planning and Community Development" and all "Planning Director" references to "Director of Planning and Community Development" based on the recent change the department's name;
3. The amendments add Sec. 2.2.19 Quasi-judicial Public Hearing Procedures in order to provide clarity to the differences between quasi-judicial public hearing procedures and legislative public hearing procedures;
4. The amendments remove two references to "non-structural development permit" which is no longer a permit type;
5. The amendments add missing references to Sec. 6.3 in the standards column of the Use Table in Sec. 4.2.2
6. The amendments change "Thoroughfare Plan" and "Apex Transportation Plan" references to "Advance Apex: The 2045 Transportation Plan"; and
7. The amendments make various style and formatting updates to ensure consistency throughout the UDO.

Jacques K. Gilbert
Mayor

ATTEST:

Donna B. Hosch, MMC, NCCMC
Town Clerk

Date