

| Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: PUBLIC HEARING

Meeting Date: September 26, 2023

Item Details

Presenter(s): Amanda Bunce, Current Planning Manager

Department(s): Planning

Requested Motion

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

Approval Recommended?

The Planning Department recommends approval.

The Planning Board heard these amendments at their September 11, 2023 meeting and unanimously recommended approval.

Item Details

Requested by Planning Committee of Town Council:

1. Amendments to Secs. 4.2.2 *Use Table* and 4.4.5 *Supplemental Standards, Commercial Uses* in order to change the use "Tattoo parlor and body piercing" from a Special Use to a Permitted Use where the use is currently allowed except for within the Small-Town Character Overlay District and to remove the supplemental use standards related to signage for this use since the same standards exist in Sec. 8.7 *Signs*.

Requested by Planning Staff:

2. Amendments to Sec. 8.2.6.B *Landscape Buffers Between Uses* in order to remove greenways from the list of Class 1 uses. This change would result in no requirement for buffers along greenways.
3. Amendments to Secs. 4.4.1 *Supplemental Use Standards, Residential Uses* and 8.2.8.B *Screening, Screening Methods* in order to change references to dumpster enclosure screening standards from the *Town of Apex Design and Development Manual* to the *Town of Apex Standard Specifications and Standard Details*. Amendments to 6.1.11.I *Notification on Site Plan and Subdivision Plan and Recording of Information* in order to change a reference from the *Town of Apex Design and Development Manual* to the Site Plan Final Plat or Master Subdivision Final Plat application and to make other edits to simplify the wording of the standard.
4. Amendments to Sec. 2.3.8.D *Variance Permit, Standards* in order to change the word "ordinance" to "regulation" in accordance with State law.
5. Amendments to Sec. 4.4.2 *Supplemental Standards, Public and Civic Uses* in order to remove supplemental standards for the uses "Day Care Facility" and "Drop-In or Short-Term Child Care" in the Downtown Business (B2) zoning district as those uses are no longer permitted uses in that district.

6. Amendments to various sections of the UDO in order to reflect changes to department titles and responsibilities due to the division of the former Public Works and Transportation Department into the Public Works Department and Transportation & Infrastructure Development Department; move floodplain administrator duties to the Water Resources Department; and add Water Resources Department to the list of departments included in the Technical Review Committee. Sections affected include the following: 2.1.7.B, 2.3.7, 6.2.13.A, 7.1.7, 7.2.1, 7.5.13, 7.5.14, 7.5.16, 8.3.6.G, and 13.16.1.

Attachments

- PH2-A1: Staff Report - Unified Development Ordinance (UDO) Amendments - September 2023
- PH2-A2: Planning Board Report to Town Council - Unified Development Ordinance (UDO) Amendments - September 2023
- PH2-A3: Public Notice - Unified Development Ordinance (UDO) Amendments - September 2023
- PH2-A4: Ordinance - Unified Development Ordinance (UDO) Amendments - September 2023

