

Administrative Approval Action

AA# 3856 / S-20-16, Elmwood Subdivision Transaction# 465316 City of Raleigh Development Services Department One Exchange Plaza Raleigh, NC 27602 (919) 996-2495 DS.help@raleighnc.gov www.raleighnc.gov

LOCATION: This site is located at the south end of Slippery Elm Drive, south of the

intersection of Maidenhair Drive and Slippery Elm Drive. The existing address of

this parcel is 2820 Rock Quarry Road.

REQUEST: Development of a 12.06-acre tract zoned R-6 into a Compact Subdivision

consisting of 52 lots, of which 50 lots are residential lots, and two are community open lots. This compact subdivision is proposing recordation in two phases.

DESIGN ADJUSTMENT(S)/ ALTERNATES, ETC:

One Design Adjustment has been approved by the Public Works Director for this

project, noted below.

1. Waiver of block perimeter requirements with the introduction of additional stub streets being provided in this development to connect to future planned streets as shown in the Raleigh Street Plan Map.

FINDINGS:

City Administration finds that this request, with the below conditions of approval being met, conforms to the Unified Development Ordinance. This approval is based on a preliminary plan submitted by Penny Engineering Design.

CONDITIONS OF APPROVAL and NEXT STEPS:

Note:

This document must be applied to the second sheet of all future submittals with the exception of final plats.

PRIOR TO THE ISSUANCE OF ANY SITE PERMITS OR APPROVAL OF CONCURRENT REVIEW PROCESS, WHICHEVER IS APPLICABLE:

ENGINEERING

1. <u>Next Step:</u> A right-of-way obstruction permit must be obtained from Right-of-way Services prior to the commencement of any construction activities within the right-of-way.

STORMWATER

- 2. The State of North Carolina shall approve any proposed disturbance within the riparian buffer prior to the issuance of a mass grading permit or other site permit, whichever comes first.
- Next Step: A stormwater control plan with a stormwater operations and maintenance manual and budget shall be approved by the Stormwater Engineer in compliance with Part 10A Chapter 9 of the Unified Development Ordinance.

<u>Next Step:</u> In accordance with Part 10A Section 9.4.4 of the Unified Development Ordinance, a surety equal to of the cost of clearing, grubbing and reseeding a site, shall be paid to the City.

URBAN FORESTRY

- 4. Obtain required tree impact permits from the City of Raleigh.
- Next Step: Prior to the issuance of a mass grading permit or other site permit, whichever comes first, submit a final tree conservation plan with a permit approved by Urban Forestry staff that includes metes and bounds descriptions of all tree conservation areas and tree protection fencing as required.

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6. Next Step: Tree protection fence must be located in the field and inspected by Urban Forestry staff prior to the issuance of a mass grading permit or other site permit, whichever comes first.

PRIOR TO AUTHORIZATION TO RECORD LOTS:

GENERAL

- 1. The City form document entitled Declaration of City of Raleigh Required City Code Provisions for Developments with Common Elements and Common Expenses shall be approved by the City and recorded with the county register of deeds office where the property is located and a copy of the recorded document shall be provided to the City by the end of the next business day following the recordation of the final plat; further recordings and building permit authorization will be withheld if the recorded document is not provided to the City.
- 2. The greenway easement as shown on the preliminary plan shall be dedicated prior to, or in conjunction with the recording of a map in any phase affected by the greenway.
- Street names for this development shall be approved by the Raleigh GIS Division and by Wake County.
- 4. <u>Next Step:</u> Concurrent Review Plans for public infrastructure and site grading shall be approved by the City of Raleigh, including obtaining stub permits, tree impact permit and a street lighting plan, if applicable.
- 5. That the final subdivision map approved for recording show all of open space lot 51 recorded with phase one lots.

ENGINEERING

- 6. The required right of way and easements for proposed and/or existing streets shall be dedicated to the City of Raleigh and be shown on the map approved for recordation.
- 7. A 5' utility placement easement and associated deed of easement shall be approved by the City and the location of the easement shall be shown on the map approved for recordation. The deed of easement shall be recorded at Wake County Register of Deeds within one (1) day of recordation of the recorded plat. A recorded copy of these documents must be provided to the Development Services Department within 14 days from authorization of lot recordation. If a recorded copy of the documents is not provided within this 14-day period, further recordings and building permit issuance may be withheld.
- 8. Next Step: In accordance with Part 10A Section 8.1.3, a public infrastructure surety is provided to the City of Raleigh Development Services Development Engineering program.

PUBLIC UTILITIES

9. Infrastructure Construction Plans (concurrent submittal) must be approved by the City of Raleigh Public Utilities Department for all public water, public sewer and/or private sewer extensions

STORMWATER

10. <u>Next Step:</u> A payment equal to twenty-four percent (24%) of the estimated cost of constructing all stormwater control facilities shown on the development plans shall be paid by the developer to the City stormwater facility replacement fund.

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- 11. <u>Next Step:</u> The flood prone areas, as approved by the City Stormwater Engineer and shown on the preliminary plan, shall be shown on the recorded map.
- 12. <u>Next Step:</u> The City form document entitled Declaration of Maintenance Covenant and Grant of Protection Easement for Stormwater Control Facilities shall be approved by the City and recorded with the county register of deeds office.
- 13. Next Step. All stormwater control measures and means of transporting stormwater runoff to and from any nitrogen and stormwater runoff control measures shall be shown on all plats for recording as private drainage easements.
- 14. Next Step: The riparian buffers, in accordance with the preliminary plan and the State of North Carolina regulations, shall be shown on plats for recording along with a note stating: "The areas shown on the recorded plat identified as Neuse River Riparian Buffer shall be maintained in their natural or mitigated condition, No person or entity shall fill, grade, excavate, or perform any other land-disturbing activities; nor cut, remove, or harm any vegetation; nor construct any structures nor add any additional impervious surface, nor allow animal grazing or water or any other agricultural use on such protected areas without written authorization from the state of North Carolina in accordance with the Riparian Buffer Protection Rules (15A NCAC 2B.0233 or .0259)."
- 15. Next Step: In accordance with Part 10A Section 9.2.2, a surety equal to 125% of the cost of the construction of a stormwater device shall be paid to the Engineering Services Department

URBAN FORESTRY

- 16. Next Step: A tree conservation map in compliance with Chapter 9 of the Unified Development Ordinance shall be recorded with metes and bound showing the designated Tree Conservation Areas.
- 17. Obtain required tree impact permit from the City of Raleigh.

EXPIRATION DATES: If significant construction has not taken place on a project after preliminary subdivision approval, that approval may "sunset" and be declared void, requiring re-approval before permits may be issued. To avoid allowing this preliminary approval to "sunset", the following must take place by the following dates:

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3-Year Sunset Date: 10-10-2021

Record at least 1/2 of the land area approved.

5-Year Sunset Date: 10-10-2023 Record entire subdivision.

I hereby certify this administrative decision.

Staff Coordinator: Michael Walters

Date: 10/10/2018

Design Adjustment Staff Response



Per Section 10.2.18.C of the Unified Development Ordinance, the Development Services Director, or designee, shall consult with the heads of other City Departments regarding the review of the request. The Development Services Director, or designee, shall approve, approve with conditions or deny the request, but must do so within 60 days of the receipt of a completed application. Additional time may be necessary if a municipal or state entity is incorporated in the review process or if a detailed engineering study is submitted in conjunction with the request.

1315-A1403						
	Project Name	Elmwood Subdivision				
ΙΞGI	Development Case Number	S-20-2016				
PROJECT	Transaction Number	465316				
	Design Adjustment Number	DA - 93 - 2018				
	Staff recommendation based upon the findings in the applicable code(s):					
	✓ UDO Art. 8.3 Blocks, Lots, Acce					
	UDO Art. 8.4 New Streets	Raleigh Street Design Manual				
	Staff SUPPORTS 🗸 DOES NOT SUPPORT 🗌 the design adjustment request.					
	DEPARTMENTS					
	Dev. Services Planner	City Planning				
	✓ Development Engineering <	Black Transportation				
	Engineering Services	Parks & Recreation and Cult. Res.				
SE	Public Utilities					
8	CONDITIONS:					
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STAFF RESPONSE						
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Dev	elopment Services Director or Desig	nee Action: APPROVE APPROVE WITH CONDITIONS DENY				
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Auth	orized Signature	AP INTERPRETABLE MANAGEZ Date				
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*The Development Services Director may authorize a designee to sign in his/her stead. Please print name and title next to signature. Appeal of the decision from the Development Services Director, or his or her designee, shall be made in writing within 30 days to the Board of Adjustment (see Section 10.2.18.C3b).

Staff Response Article 8.3 Blocks Lots, Access



The Development Services Director may in accordance with Sec. 10.2.18. approve a design adjustment, subject to all of the following findings.

A.	The requested design adjustment meets the intent of this Article; YES NO
В.	The requested design adjustment conforms with the Comprehensive Plan and
	adopted City plans;
	YES NO NO
C.	The requested design adjustment does not increase congestion or compromise
	Safety;
	YES NO NO
D.	The requested design adjustment does not create any lots without direct street
	Frontage;
	YES NO NO
E.	The requested design adjustment is deemed reasonable due to one or more of the
	following:
	1. Topographic changes are too steep;
	2. The presence of existing buildings, stream and other natural features;
	3. Site layout of developed properties;
	4. Adjoining uses or their vehicles are incompatible;
	5. Strict compliance would pose a safety hazard; or
	6. Does not conflict with an approved or built roadway construction project
	7. adjacent to or in the vicinity of the site.
	YES NO NO
ST/	AFF FINDINGS
zoni exis orov nfra	design adjustment for Elmwood Subdivision is addressing the block perimeter required for an R-6 ng which limits the block perimeter to a maximum of 4,500 linear feet. The perimeter measurement of ting public streets is a block perimeter of approximately 32,000 linear feet. This subdivision is riding 2 new stub street connections which will set the alignment for additional future southeast Raleigh istructure. In measuring the stub street connection from Slippery Elm Drive and connecting to the block perimeter to approximately 11,000 linear feet.
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Design Adjustment Application



The purpose of this request is to seek a Design Adjustment from the Development Services Director, or designee, for a specific project only and, if granted, may be approved with special conditions and provisions.

This application and all further action shall be consistent with Section 10.2.18 in the Unified Development Ordinance (UDO). The consideration and decision of this request shall be based solely on the conformance of the findings, as outlined in Sec. 8.3.6, Sec. 8.4.1.E and Sec. 8.5.1.G of the UDO or the Raleigh Street Design Manual.

Project Name Elmwood Subdivision Case Number S-20-2016 Transaction Number 465316 Name Glenwood Homes LLC Address PO Box 90427 State NC Zip Code 27675 Phone 919-848-2868 Name Penny Sekadlo Firm Penny Engineering Design Address 9220 Fairbanks Dr Suite 220 City Raleigh Address 9220 Fairbanks Dr Suite 220 City Raleigh Address 9220 Fairbanks Dr Suite 220 City Raleigh I am seeking a Design Adjustment from the requirements set forth in the following: UDO Art. 8.3 Blocks, Lots, Access See page 2 for findings UDO Art. 8.4 New Streets See page 3 for findings UDO Art. 8.5 Existing Streets See page 3 for findings Provide details about the request; (please attach a memorandum If additional space is needed): Elmwood Subdivision is a proposed suitidivision for 52 einglo family lots with open space and greenway dedication local teatment in the following development patterns in the arch, there is necessary point to the property which is Steppery Elm Drive in Raleigh NC. Due to exiting development patterns in the arch, there is necessary point to the property which is Steppery Elm Drive in Raleigh NC. Due to exiting development patterns in the arch, there is necessary point to the property which is Steppery Elm Drive in Raleigh NC. Due to exiting development patterns in the arch, there is necessary point to the property which is Steppery Elm Drive in Raleigh NC. Due to exiting development patterns in the arch, there is necessary point to the property which is Steppery Elm Drive in Raleigh NC. Due to exiting development patterns in the arch, there is necessary point to the property which is Steppery Elm Drive in Raleigh NC. Due to exiting development patterns in the arch, there is necessary and the step property of the property of the property of the property of provide declaration back to the oxiding step per time trientesection of Steppery Elm & Maldenbara Connected to this study with per property of the property of th	Б	Project Name Elmwood Subdivision							
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For Office Use Only RECEIVED DATE: DA									

Article 8.3, Blocks, Lots, Access Administrative Design Adjustment Findings



The Development Services Director may in accordance with Sec. 10.2.18. approve a design adjustment, subject to all of the following findings. Describe how each item is met:

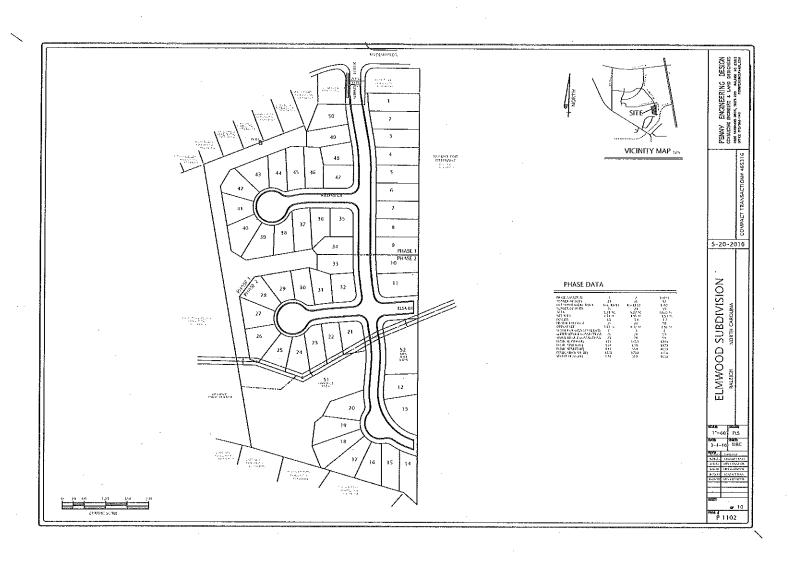
- A. The requested design adjustment meets the intent of this Article;
 - The proposed Elmwood Subdivision plan meets the intent of this Article by offering providing additional roadway improvements and proposed stubs in alignment with future development of Tryon Road and adjacent properties where the opportunity for connections exist.
- B. The requested design adjustment conforms with the Comprehensive Plan and adopted City plans;
 - The proposed Elmwood Subdivision plan conforms with the Comprehensive Plan and adopted City plans by taking into consideration the future extension of proposed Tryon Road and offering the opportunity for circulation through adjoining property.
- The requested design adjustment does not increase congestion or compromise Safety;
 - The proposed Elmwood Subdivision plan is designed for an improvement to circulation once the City's plans for the future extension of proposed Tryon Road is in place and providing opportunity for circulation through adjoining property.
- D. The requested design adjustment does not create any lots without direct street Frontage;
 - The proposed Elmwood Subdivision plan does not create any lots without direct street frontage.
- E. The requested design adjustment is deemed reasonable due to one or more of the following:
 - 1. Topographic changes are too steep;
 - 2. The presence of existing buildings, stream and other natural features;
 - 3. Site layout of developed properties:
 - 4. Adjoining uses or their vehicles are incompatible;
 - 5. Strict compliance would pose a safety hazard; or
 - 6. Does not conflict with an approved or built roadway construction project
 - 7. adjacent to or in the vicinity of the site.

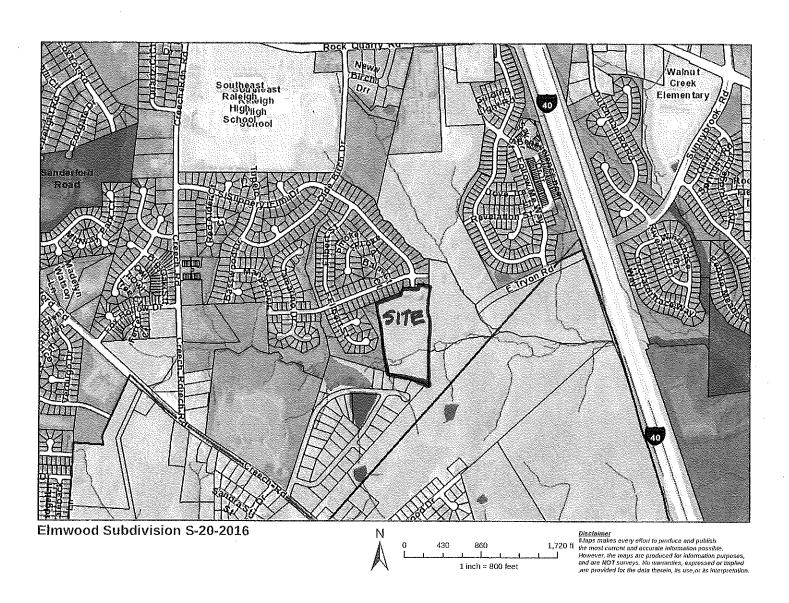
The proposed Elmwood Subdivision's request for design adjustment is appropriate due the layout of developed properties. The Elmwood subdivision plan will enable an improvement to the circulation in this area once future connections are made.

Individual Acknowledgement



STATE OF NORTH CAROLINA COUNTY OF WALL	INDIVIDUAL
Acknowledged the due execution of the forgo	, a Notary Public do hereby certify that personally appeared before me this day and ing instrument.
This the day of	20 <u>. Š</u>
(SEAL) NOTE NOTE OF THE PRINTING NOTE OF THE PRINTING OF THE P	ary Public. Vican muth
My Commission Engines: 5 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3	
WINDOWTY, MININ	





Mail Address 1: 2754 LAKEVIEW DR Mail Address 2: RALEIGH NC 27609-7635 Real Estate ID: 0319293 Deed Date: 06/02/2016 Billing Class: Business Map Name: 1712 16 Owner: MITEPE, LLC Township: St. Mary's Year Built: 0 Deed Book: 016408 Building Value: \$0 BM2003 -02203 Mail Address 3: Sale Price: \$0 Heat Area: 0 Design Style: 430 Sale Date: Use Type: Disclaimer

Elmwood Subdivision block perimeter

PIN: 1712932809

Deed Page: 00352

Deed Acres: 12.06

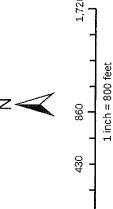
Land Value: \$273,975

Total Value: \$273,975

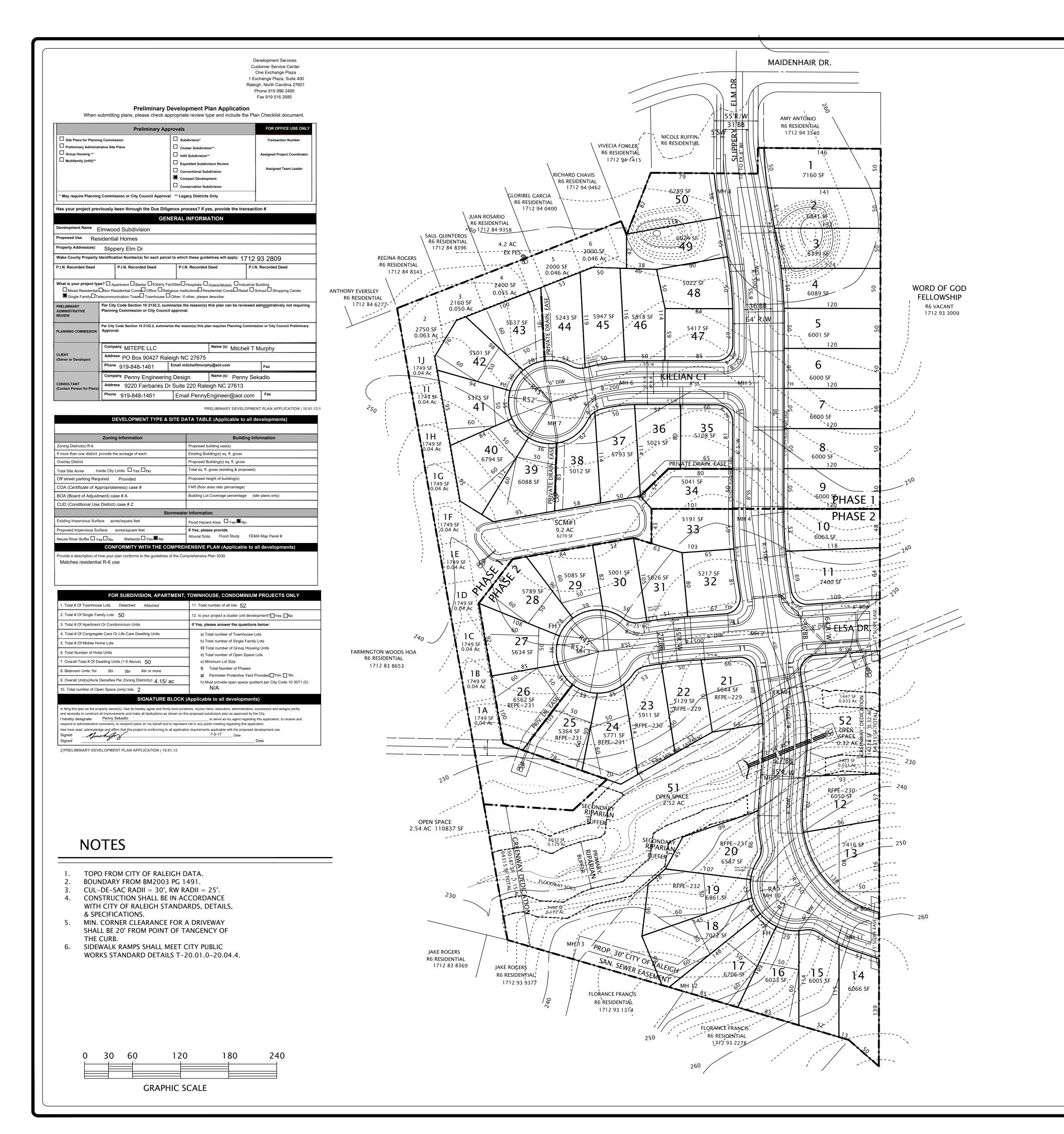
Description: TR3 WILLIAM E GOODWIN PROP

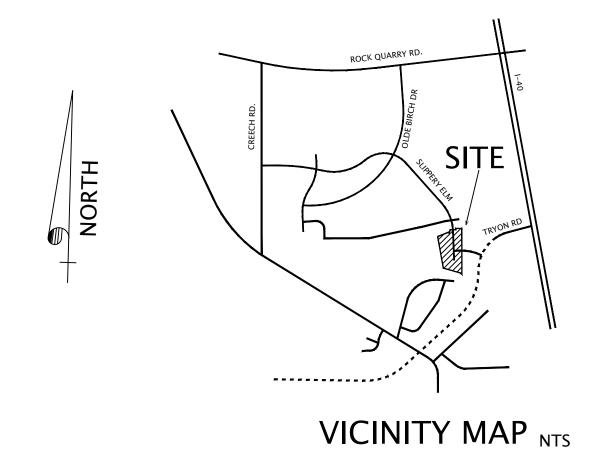
Site Address: 2820 ROCK QUARRY RD

Land Class: Vacant Old Parcel Number: 607-00000-0000



the most current and accurate information possible. However, the maps are produced for information purposes, and are NOT surveys. No warranties, expressed or implied are provided for the data therein, its use, or its interpretation. Maps makes every effort to produce and publish





MITEPE LLC PO BOX 90427 RALEIGH, NC 919-848-1461

PENNY SEKADLO 9220 FAIRBANKS DR SUITE 220

RALEIGH, NC 27613 919-848-1461 pennyengineer@aol.com

1712-93-2809 R-6 12.06 ACRES

TOTAL AREA STREET DATA 1650 LF 2.47 AC (PUBLIC R/W) **9.59 ACRES**

NET AREA (less R/W) **50 SINGLE FAMILY** TOTAL # UNITS MIN LOT SIZE 5,000 SQ FT (SF) **AVG LOT SIZE** SF 4,120 (50'X100')

OPEN SPACE 1.92 AC (20%*9.59 AC REQ'D) 2.84 AC (PROVIDED) TREE SAVE AREA 0.96 AC (10%*9.59 AC REQ'D) 1.02 AC (PROVIDED)

40' OC = 82 TREES LANDSCAPE (STREET)

PHASE DATA

SITE DATA

OWNER

CONTACT

ZONING

TAX MAP + PARCEL

PHASE NUMBER(S)	1	2	TOTAL
NUMBER OF LOTS	27	25	52
LOT NUMBER(S) BY PHASE	1-9, 34-51	10-33,52	1-52
NUMBER OF UNITS	26	24	50
AREA	5.78 AC	6.27 AC	12.06 AC
NET AREA	4.74 AC	4.85 AC	9.59 AC
DENSITY	4.5	3.8	4.2
LIVABLE BUILDINGS	26	24	50
OPEN SPACE	2.52 AC	0.32 AC	2.84 AC
NUMBER OF OPEN SPACE LOTS	1	1	2
WATER SERVICE CONNECTIONS	26	24	50
SEWER SERVICE CONNECTIONS	26	24	50
PUBLIC WATER (LF)	730	1050	1780
PUBLIC SEWER (LF)	570	600	1170
PUBLIC STREET (LF)	680	950	1630
PUBLIC SIDEWALK (LF)	1260	1700	2960
STREET SIGNS (LF)	680	950	1630

TABLE OF CONTENTS

C1 COVER SHEET

E1 EXISTING CONDITIONS

SUBDIVISION PLAN S2 OPEN SPACE PLAN

GRADING & STORMWATER

UTILITY PLAN D1 DETAILS – UTILITIES

D2 DETAILS – STORMWATER TC1 TREE CONSERVATION PLAN

LS1 LANDSCAPE PLAN

OE SIG ERING & LAND ENGINEERS &

> 46531 TRANSACTION# COMPACT

9

S-20-2016

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SCALE: 1"=60' PLS

3-4-16 MRC REV'D 3-21-16 TH STREET

4-11-17 CITY COMMENTS 7-5-17 CITY COMMENTS 2-5-18 CITY COMMENTS 4-20-18 COMPACT PLAN 8-09-18 CITY COMMENTS

