

AA #3843 / S-6-18, Thornton Reserve Transaction# 544722 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 on the south side Thornton Road, east of the intersection of Thornton Road and Capital Blvd at 5000 Thornton Road. This site is inside the city limits.

REQUEST:

Development of a 14.42-acre tract comprised of three lots to be recombined, all zoned CX-3-PK CU (Z-62-95), into a 98-residential lot townhome development with five common area lots.

DESIGN ADJUSTMENT(S)/ ALTERNATES, ETC:

One Design Adjustment has been approved for this project, noted below.

1. As Thornton Road is a NC DOT maintained street and no street trees are approved within the right of way, relief from the required 5' utility placement easement in this location is granted in the form of an alternative street cross section.

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 The Nau company, PLLC.

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. Required NCDOT encroachment and/or driveway permits must be approved and copies provided to Development Services Development Engineering prior to concurrent review approval.
- 2. <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

 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.

S-6-18, Thornton Reserve



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- 4. That a nitrogen offset payment must be made to a qualifying mitigation bank;
- 5. 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

- 6. 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.
- 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

- 8. 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.
- 9. Comply with all conditions of Z-62-95.
- Street names for this development shall be approved by the Raleigh GIS Division and by Wake County.
- 11. <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.

ENGINEERING

- 12. The required right of way for proposed and/or existing streets shall be dedicated to the City of Raleigh and shown on the map approved for recordation.
- 13. A 5' general utility 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.

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- 14. In accordance with Part 10A Section 8.1.10, a fee-in-lieu for 1' of sidewalk along the frontage of Thornton Rd and for 65' of the multifamily street extension to the southern property line. is paid to the City of Raleigh.
- 15. A sidewalk deed of easement for any public sidewalk on private property shall be approved by City staff, 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 day of recordation of the recorded plat. A recorded copy of these documents shall 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
- 16. 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

17. 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

- 18. 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.
- 19. 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.
- 20. 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.
- 21. 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

TRANSPORTATION

22. A 15' x 20' transit deed of easement shall be approved by City staff and the location of the easement shall be shown on a plat approved for recordation. The deed of easement shall be recorded at Wake County Register of Deeds within one 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 recording. If a recorded copy of the documents is not provided within this 14-day period, further recordings and building permit issuance may be withheld.

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URBAN FORESTRY

23. <u>Next Step:</u> 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.

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:

3-Year Sunset Date: 8-15-2021

Record at least ½ of the land area approved.

5-Year Sunset Date: 8-15-2023 Record entire subdivision.

I hereby certify this administrative decision.

Signed: (Planning Dir./Designee) Use: 8/15/2018

Staff Coordinator: Michael Walters

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.

rison accumentation					
	Project Name	Thornton R	lese	erve	
PROJECT	Development Case Number	S-6-2018			
PRO.	Transaction Number	544722			
	Design Adjustment Number	DA - 59	- 20	18	
	Staff recommendation based upon t	ne findings i	nth	e applicable code(s):	
	UDO Art. 8.3 Blocks, Lots, Acce			UDO Art. 8.5 Exist	
	UDO Art. 8.4 New Streets		✓	Raleigh Street De	sign Manual
	Staff SUPPORTS O DOES NOT SUPP	ORT 🔲 th	e de	esign adjustment req	juest.
		DEPART	MEI	NTS	
	Dev. Services Planner			City Planning	
	✓ Development Engineering			Transportation	
	Engineering Services		Ī	Parks & Recreation	on and Cult. Res.
끯	Public Utilities				
Š	CONDITIONS:				
STAFF RESPONSE					
Deve	elopment Services Director or Design	nee Action:	₩.	APPROVE ∏APPROVE V	WITH CONDITIONS DENY
AND DESCRIPTION OF THE PARTY OF					-11-
Δuth	orized Signature	<u>Kanenul.</u>	MO	ME, FE, MAR NASONAE MANAGE	8/15/2018
	CLECK CINICALL TO THE CONTROL OF THE	PARTY OF NATIONAL PROPERTY.	DOTE BANK	P P BURGOLING PROPERTY AND A REPORT HOLD THE SECOND	

*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 Raleigh Street Design Manual



A.	The requested design adjustment meets the intent of the Raleigh Street Design Manual; YES NO
В.	The requested design adjustment conforms with the Comprehensive Plan and adopted
IJ,	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 additional maintenance
	responsibilities for the City; and
г	YES V NO
E.	The requested design adjustment has been designed and certified by a Professional Engineer.
	YES V NO
STAFF	FINDINGS
	upports the request for relief regarding the 5' Utility Placement along Thornton Rd. Thornton Rd is
	OT maintained road where no street trees are being approved within the public right-of-way. The of street trees by the NCDOT removes the conflict of tree plantings and public utilities in the public
	-way negating the necessity for the 5' Utility Placement Easement.
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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.

Case Number S 6 10	Project Name Thornton Reserve							
FOR FOR INCHING! O-0-10	Case Number S-6-18							
Case Number S-6-18 Transaction Number 544722	Transaction Number 544722							
RK Ventures LLC	Name RK Ventures LLC							
Name RK Ventures LLC Address 1330 Sunday Drive, Sunday Dr	Address 1330 Sunday Drive, Suite 105							
State NC	Zip Code 27607	,	Phone 919-861-2929					
Name Jon Eakins, PE				he Nau Company PLLC				
Name Jon Eakins, PE Address PO Box 810 State NC			City Rolesville					
State NC	State NC Zip Code 27571		Phone 919-465-6395 x4					
I am seeking a Design Adjustment f	from the requirem	ents 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 4	for findings					
Raleigh Street Design Manual		- See page 5	for findings					
Provide details about the request; This application seeks to waive the require	(please attach a m	emorandum	if additional space is needed):					
This application seeks to waive the requirement for the 5' utility placement easement along the project's frontage with Thornton Road. Thornton Road is a NCDOT maintained road (SR2043). Per UDO 8.5.1.D.4 when a development abuts a street controlled by NCDOT street trees may not be required in the right-of-way. The project proposes Tree Conservation Area and SHOD yard plantings along the Thornton Road frontage that supersede the requirements of the C2 street protective yard per UDO 7.2.4.B. Since no trees will be in the public right-of-way there will not be the tree planting conflicts that necessitate the 5' utility placement easement.								
It is the responsibility of the applicant to provid Applicant must be the Property Owner. By signing this document, I hereby acknow				ate. / \$				
Owner/Owner's Representative Signature	**************************************		/ Date					
CHECKLIST								
Signed Design Adjustment Application			✓ Included	5 (5) (1) (1)				
Page(s) addressing required findings								
Plan(s) and support documentation								
Notary page (page 6) filled out; Must be signed by property owner								
First Class stamped and addressed envelopes with completed notification letter								
Submit all documentation, with the excep	ption of the requir	ed addressed	l envelopes and letters to					
designadjustments@raleighnc.gov. Deliver the addressed envelopes and letter	ers to:							
Development Services, Development Engir								
One Exchange Plaza, Suite 500								
Raleigh NC, 27601		nagajita, gagajasa nagaga		- W - 13				
For Office Use Only RE	CEIVED DATE:	gyment i telepatrici centili	DA - Balletta - Cigrae 1					

Raleigh Street Design Manual 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:

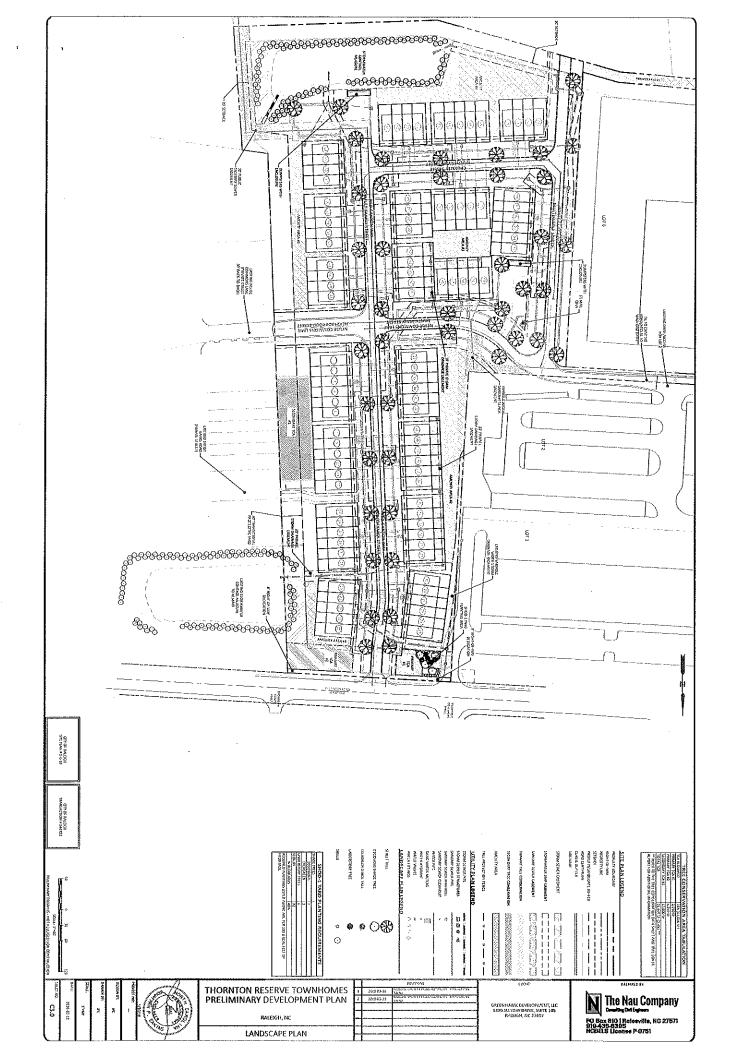
 A. The requested design adjustment meets the intent of the Raleigh Street Design Manual The intent of the utility easement is to provide an area for power poles, fiber optic lines a other dry utilities. There are no street trees proposed for this project along the Thornton frontage that would conflict with these dry utilities. B. The requested design adjustment conforms with the Comprehensive Plan and adopted plans; The Comprehensive Plan and adopted City plans do not address the 5' utility easement. C. The requested design adjustment does not increase congestion or compromise safety; The presence or absence of the utility easement does not effect congestion or safety 	
other dry utilities. There are no street trees proposed for this project along the Thorntor frontage that would conflict with these dry utilities B. The requested design adjustment conforms with the Comprehensive Plan and adopted plans; The Comprehensive Plan and adopted City plans do not address the 5' utility easement. C. The requested design adjustment does not increase congestion or compromise safety;	l;
plans; The Comprehensive Plan and adopted City plans do not address the 5' utility easement. C. The requested design adjustment does not increase congestion or compromise safety;	
C. The requested design adjustment does not increase congestion or compromise safety;	City
 The requested design adjustment does not create additional maintenance responsibilit for the City; and 	ies
Thoronton Road is an NCDOT maintained road. Any current or future road and utility maintenance will take place in the public right-of-way	
E. The requested design adjustment has been designed and certified by a Professional	

No design is necessary for this adjustment.

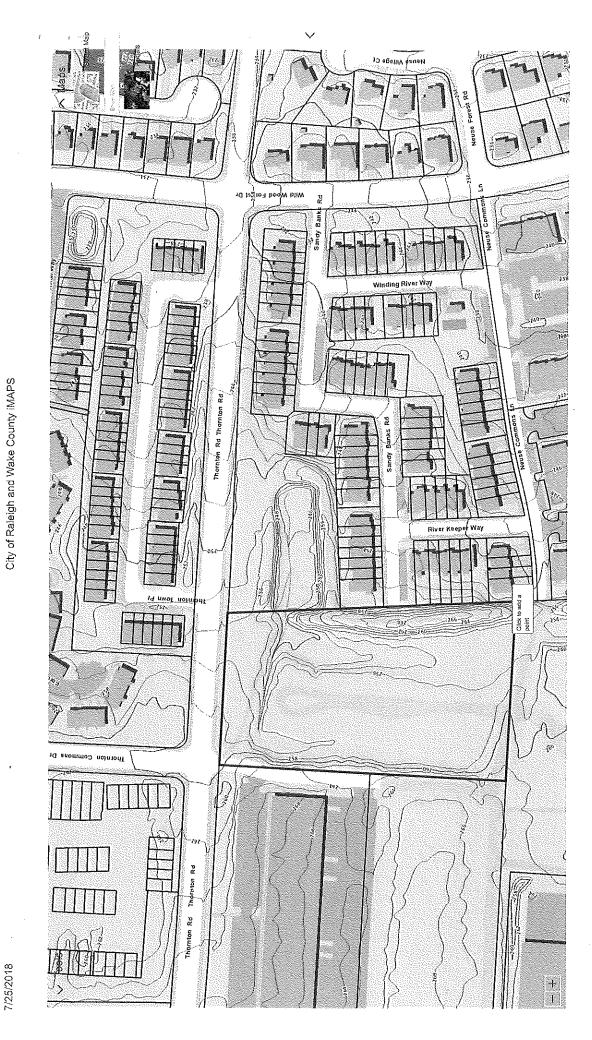
Individual Acknowledgement



STATE OF NORTH CAROLINA COUNTY OF WAVE	INDIVIDUAL
Rovert Account acknowledged the due execution of the forgoi	, a Notary Public do hereby certify that personally appeared before me this day and ng instrument.
This the 28th day of June	, 20_18.
JESSE T. BUCHANAN NOTARY PUBLIC (SEAL) HARNETT COUNTY, N.C. Nota	ry Public
My Commission Expires: 2/4/2020	

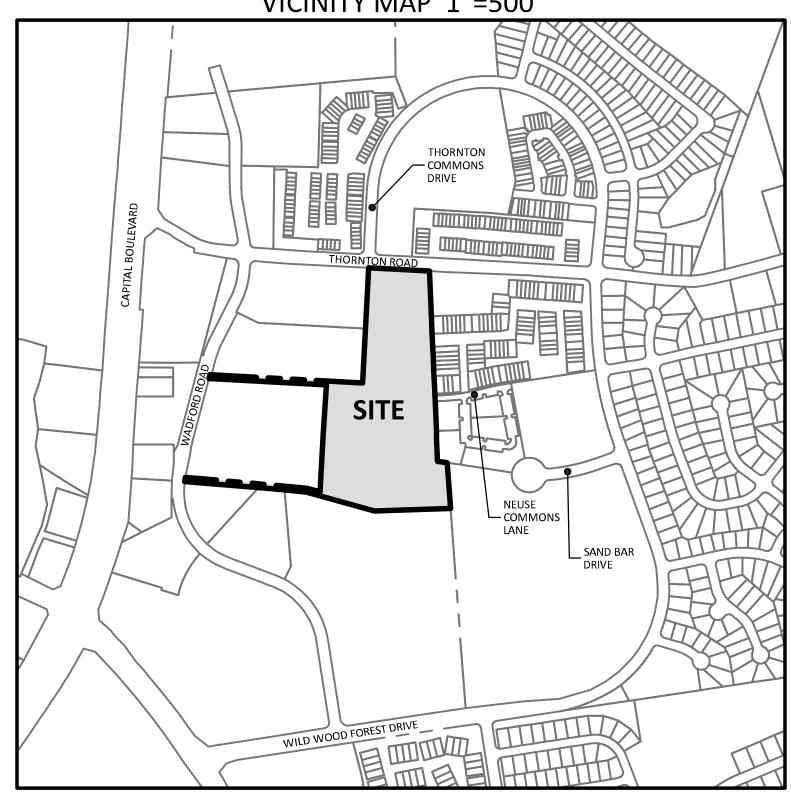


→ Overview



THORNTON RESERVE

VICINITY MAP 1"=500'



PRELIMINARY DEVELOPMENT PLANS

THORNTON ROAD RALEIGH, NC

MARCH 26, 2018 REVISED JULY 23, 2018

CLIENT

GREENHAWK DEVELOPMENT, LLC RALEIGH, NC 27607

SHEET INDEX					
SHEET NO.	SHEET NAME	MOST CURRENT REVISION DATE			
C1.0	EXISTING CONDITIONS PLAN	07/23/2018			
C1.1	TREE SURVEY	07/23/2018			
C1.2	DEMOLITION PLAN	07/23/2018			
C2.0	SITE PLAN	07/23/2018			
C2.1	PRELIMINARY PLAT	07/23/2018			
C2.2	COMMON AREA PLAN	07/23/2018			
C2.3	TRANSPORTATION PLAN	07/23/2018			
C2.4	FIRE PROTECTION PLAN	07/23/2018			
C2.5	SOLID WASTE PLAN	07/23/2018			
C3.0	LANDSCAPE PLAN	07/23/2018			
C4.0	UTILITY PLAN	07/23/2018			
C5.0	GRADING AND DRAINAGE PLAN	07/23/2018			
C5.1	SPOT ELEVATION PLAN - NORTH	07/23/2018			
C5.2	SPOT ELEVATION PLAN - SOUTH	07/23/2018			
C6.1	CR7107 PRE-DEVELOPMENT DRAINAGE AREAS	07/23/2018			
C6.2	PRE-DEVELOPMENT DRAINAGE AREAS (ONSITE ONLY)	07/23/2018			
C6.3	PRE-DEVELOPMENT DRAINAGE AREA MAP	07/23/2018			
C6.4	POST-DEVELOPMENT DRAINAGE AREAS (ONSITE ONLY)	07/23/2018			
C6.5	POST-DEVELOPMENT IMPERVIOUS AREAS	07/23/2018			
C7.0	PRELIMINARY BUILDING ELEVATIONS	07/23/2018			
TREE CONSERVA	ATION PLANS (BY OTHERS)				
L-1	TREE CONSERVATION PLAN	07/19/2018			
L-2	TREE CONSERVATION PLAN	07/19/2018			
CURRENT PLAT	(BY OTHERS)				
1	RECOMBINATION & SUBDIVISION PLAT FOR PERRY CREEK PARK	12/31/2002			

DEVELOPMENT SERVICES DEPARTMENT Plan Application Development Services Customer Service Center | 1 Exchange Plaza, Suite 400 | Raleigh, NC 27601 | 919-996-2495 | cfax 919-996-1831 Litchford Satellite Office | 8320 - 130 Litchford Road | Raleigh, NC 27601 | 919-996-4200 When submitting plans, please check the appropriate review type and include the Plan Checklist document.

Preliminary Subdivision

		PRELIMINA	ARY APPROVALS		
Subdivision *	_	onventional Subdivision re City Council approval if in a	Compact Develo		Conservative Subdivision
If your project has bee	en through th	ne Due Diligence process, pro	vide the transaction #:		
		GENERAL	INFORMATION		
Development Name	Thornton	n Reserve			
Proposed Use town	home de	evelopment			
Property Address(es)	5000 Tho	ornton Road			
Wake County Property	/ Identification	on Number(s) for each parcel	to which these guideline	es will apply:	:
PIN Recorded Deed 1738-21-1777 What is your project to Single family	ype?	PIN Recorded Deed 1738-21-0374 wnhouse Subdivision	PIN Recorded Deed 1738-21-1000		PIN Recorded Deed
1738-21-1777 What is your project t	ype?	vnhouse Subdivisio	n in a non-residential zo	oning district	
1738-21-1777 What is your project ty Single family Other (describe	ype?	738-21-0374 wnhouse Subdivisio	on in a non-residential zo	oning district	
1738-21-1777 What is your project ty Single family Other (describe	ype? Town	owner/development LLC	on in a non-residential zo OPER INFORMATION Owner/Developer N	oning district	
738-21-1777 What is your project to Single family Other (describe Company Name Green Company Name Gree	ype? Town	owner/pevelopment LLC e, Suite 105 Raleige	point a non-residential zo DPER INFORMATION Owner/Developer N Gh, NC 27607	oning district N Iame Craiç	
1738-21-1777 What is your project ty Single family Other (describe	ype? Town	OWNER/DEVELO Development LLC re, Suite 105 Raleig	on in a non-residential zo OPER INFORMATION Owner/Developer N gh, NC 27607 greenhawkcorp.com	N I Fax	
738-21-1777 What is your project ty Single family Other (describe) Company Name Green Address 1330 Sun Phone 919-861-25	enhawk	OWNER/DEVELO Development LLC re, Suite 105 Raleig Email cbriner@s CONSULTANT/CONT	on in a non-residential zo OPER INFORMATION Owner/Developer N gh, NC 27607 greenhawkcorp.com	N I Fax	
738-21-1777 What is your project to Single family Other (describe Company Name Green Company Name Gree	enhawk	OWNER/DEVELO Development LLC re, Suite 105 Raleig Email cbriner@s CONSULTANT/CONT	on in a non-residential zo OPER INFORMATION Owner/Developer N gh, NC 27607 greenhawkcorp.com	N Iame Craig	g Briner
738-21-1777 What is your project ty Single family Other (describe Company Name Green Address 1330 Sun Phone 919-861-29 Company Name The	pype? Tov Tov Benhawk day Driv 929	OWNER/DEVELO Development LLC re, Suite 105 Raleig Email cbriner@s CONSULTANT/CONT	OPER INFORMATION Owner/Developer N Oph, NC 27607 Greenhawkcorp.com	N Iame Craig	g Briner

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REVISION 03.11.16

ZONING	INFORMATION		
Zoning District(s) CX-3-PK-CU			
If more than one district, provide the acreage of each:			
Overlay District? Yes No			
Inside City Limits? Yes No			
CUD (Conditional Use District) Case # Z-62-95			
COA (Certificate of Appropriateness) Case #			
BOA (Board of Adjustment) Case # A-			
	TER INFORMATION		
Existing Impervious Surface 5.450 SF acres/sf	Flood Hazard Area	□Yes	₩ No
Proposed Impervious Surface 235,900 SF acres/sf	Neuse River Buffer	☐ Yes	■ No
	Wetlands	□Yes	■ No
Total # of Townhouse Lots: Detached 0 Total # of Single Family Lots 0 Overall Unit(s)/Acre Densities Per Zoning Districts 6.6 units	Attached 96 Total # of All Lots 96	27.5	
Total # of Open Space and/or Common Area Lots 6		,	
SIGNATURE BLOCK (Ap	plicable to all develop	nents)	
In filing this plan as the property owner(s), I/we do hereby agrisuccessors and assigns jointly and severally to construct all impsubdivision plan as approved by the City. I hereby designate The Nau Company, PLLC to serve as administrative comments, to resubmit plans on my behalf, and I/we have read, acknowledge, and affirm that this project is codevelopment use.	provements and make all ded s my agent regarding this app if to represent me in any publ	lications as show dication, to rece ic meeting regar	on on this proposed ive and respond to rding this application.
Signature	Date	-	

ORDINANCE (1995) 712 ZC 370 Effective: 9/5/95

Z-62-95 Perry Creek Road, north side, at its east intersection with Capital Boulevard, extending in part to the Neuse River. Approximately 260 acres rezoned to Thoroughfare

1. Any development of the property will comply with the provisions of Certified Recommendation 7101 of the City of Raleigh Planning Commission regarding stormwater

intersection of the northern right-of-way line of Perry Creek Road and the eastern right-ofway line of U.S. Highway #1 North shall be devoted to any combination of retail uses, hotel, Such combination of uses shall be sited in such manner as not to be closer than 4000' from

2. No more than 50 acres of subject property, which shall be contiguous to the point of

the west bank of the Neuse River, nor closer than 1000' from Neuse Baptist Church Road (also known as Thornton Road), nor farther that 1000' southeastwardly on Perry Creek Road from the aforesaid point of intersection.

3. Reimbursement value of any required right-of-way shall remain at values in existence for the respective parcels prior to rezoning (R-4 and Thoroughfare, respectively).

4. Dedication without reimbursement of a greenway easement extending 150 feet westwardly from the west bank of the Neuse River.

5. No portion of property can be used for the display of billboards.

6. A master plan, pursuant to City Code 10-2123, will be submitted for tracts of land designated for non-residential use which exceed fifty acres, and for any residential tracts designated for use at R-10 density or above.

SOLID WASTE INSPECTIONS STATEMENTS

THIS PROJECT IS IN COMPLIANCE WITH THE CITY OF RALEIGH SOLID WASTE DESIGN MANUAL.

THIS PROJECT WILL USE PRIVATE SOLID WASTE SERVICE TO HANDLE TRASH

THIS PROJECT WILL USE DUMPSTERS IN LIEU OF INDIVIDUAL ROLL-OUT CONTAINERS



CITY OF RALEIGH SITE PLAN # S-6-18

CITY OF RALEIGH TRANSACTION # 544722



PRELIMINARY DRAWING - NOT RELEASED FOR CONSTRUCTION

