(#)	Administrative Approval Action S-43-18 / Chaney Road 906 Subdivision Transaction# 567385 AA#3938	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 north side of Western Boulevard, e Road at 906 Chaney Road.	east of Chaney
REQUEST:	Development of a 24,812 square foot/.57 acre tract zoned R two (2) lot subdivision with proposed New Lot 1 being 12,189 proposed New Lot 2 being 12,204 sf/.28 acres. In addition, t 419 sf/.009 acres of right-of-way dedication.	9 sf/.28 acres and
DESIGN ADJUSTMENT(S)/ ALTERNATES, ETC:	A Design Adjustment for Article 8.3, Blocks, Lots, and Access been requested and approved in accordance with Section 10.	

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 dated 9/11/2018 with revisions dated 1/28/2019 by Chance & Associates LPS.

CONDITIONS OF APPROVAL and NEXT STEPS:

This document must be applied to the second sheet of all future submittals except for final plats. This is a preliminary plan and as such no permits have been issued with this approval. To obtain permits and/or completion of the project, the following steps are required:

□ **CONCURRENT SITE REVIEW NOT REQUIRED AT THIS TIME** – However, plan revisions or further development that includes land disturbance of 12,000 square feet or greater, public or private infrastructure, shared stormwater devices, etc. will require concurrent site review.

☑ <u>CONCURRENT SITE REVIEW</u> - For land disturbance of 12,000 square feet or greater, public or private infrastructure, shared stormwater devices, etc. Concurrent Site Review may be submitted upon receipt of this signed approval document.

The following items are required prior to approval of Concurrent Site Review plans:

Engineering

1. 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. A stormwater control plan for a shared device with a stormwater operations and maintenance manual and budget shall be approved (UDO 9.2).



Administrative Approval Action S-43-18 / Chaney Road 906 Subdivision

Transaction# 567385 AA#3938

3. A surety equal to of the cost of clearing, grubbing and reseeding a site, shall be paid to the City (UDO 9.4.4).

☑ **LEGAL DOCUMENTS** - Email to <u>legaldocumentreview@raleighnc.gov</u>. Legal documents must be approved, executed, and recorded prior to or in conjunction with the recorded plat on which the associated easements are shown. Copies of recorded documents must be returned to the City within one business day of recording to avoid withholding of further permit issuance.

	City Code Covenant	Slope Easement
\boxtimes	Stormwater Maintenance Covenant	Transit Easement
\boxtimes	Utility Placement Easement	Cross Access Easement
	Sidewalk Easement	Public Access Easement
		Other:

⊠ <u>RECORDED MAP(S)</u> - Submit plat to record new property lines, easements, tree conservation areas, etc.). Plats may be submitted for review when the Concurrent Site Review plans, if required, have been deemed ready for mylar signature.

The following items must be approved prior to recording the plat:

General

1. A demolition permit shall be issued and this building permit number shown on all maps for recording.

Engineering

- 2. The required right of way for proposed and/or existing streets shall be dedicated to the City of Raleigh and be shown on the map approved for recordation.
- 3. 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 day of recordation of the recorded plat. A recorded copy of these documents must be provided to the Development Services Department within one day from authorization of lot recordation. If recorded copies of the documents are not provided, further recordings and building permit issuance will be withheld.
- 4. A public infrastructure surety is provided to the City of Raleigh Development Services Development Engineering program (UDO 8.1.3) in the amount of 125% of the cost.



Administrative Approval Action

S-43-18 / Chaney Road 906 Subdivision Transaction# 567385 AA#3938

Stormwater

- 5. 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 (UDO 9.2.2.G.3).
- 6. 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 (UDO 9.2.2.G).
- 7. 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 (UDO 9.2).
- 8. A surety equal to 125% of the cost of the construction of a stormwater device shall be paid to the Engineering Services Department (UDO 9.2.2.D.1.d).

⊠ **<u>BUILDING PERMITS</u>** – For buildings and structures shown on the approved plans. Commercial building permit plans must include the signed, approved Concurrent Site Review plans attached, if applicable. Permit sets may be reviewed prior to the recordation of required plats, but cannot be approved.

The following items must be approved prior to the issuance of building permits:

Urban Forestry

1. A tree impact permit must be obtained for the approved streetscape tree installation in the right of way. This development proposes 2 street trees along Chaney Rd.

The following are required prior to issuance of building occupancy permit:

- 1. All Water, Sanitary Sewer and Reuse facilities shall be installed, inspected, tested and accepted by the City of Raleigh Public Utilities Department for operations and maintenance Required public right-of-way infrastructure improvements shall be, at a minimum, sufficiently completed to provide the necessary, safe emergency and vehicular access.
- 2. As-built drawings and associated forms for all Stormwater devices are accepted by the Engineering Services Department (UDO 9.2.2.D.3).
- 3. Impervious added for right-of-way improvements must be subtracted from the maximum impervious allowed on each lot. The impervious restriction for each lot must be recorded on a plat prior to building permit.
- 4. Final inspection of all tree conservation areas and right of way street trees by Urban Forestry Staff.



Administrative Approval Action S-43-18 / Chaney Road 906 Subdivision

-43-18 / Chaney Road 906 Subdivision Transaction# 567385 AA#3938 City of Raleigh Development Services Department One Exchange Plaza Raleigh, NC 27602 (919) 996-2495 DS.help@raleighnc.gov www.raleighnc.gov

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: 3-5-2022 Record entire subdivision.

I hereby certify this administrative decision.

Signed:(Development Services Dir./Designee)

Staff Coordinator: Jermont Purifoy

Justi Into Date: 3/5/19

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.

	Project Name	Chaney Road 906 Subdivision
IECT	Development Case Number	S-43-2018
PROJECT	Transaction Number	567385
	Design Adjustment Number	DA - 108 - 2018
	Staff recommendation based upon t	he 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 SUP	PORT 🔲 the design adjustment request.
		DEPARTMENTS
	Dev. Services Planner	City Planning
	✓ Development Engineering	Transportation
	Engineering Services	Parks & Recreation and Cult. Res.
SE	Public Utilities	
NO	CONDITIONS:	
RESF		
11		
STAFF RESPONSE		
Dev	elopment Services Director or Desig	
		, ,
		DANIEL G. KWW. RE 3/5/19
		JEERMIL PENEW MANAGER Date
*The	Development Services Director may authorize a d	esignee to sign in his/her stead. Please print name and title next to signature.

* 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).

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Staff Response Article 8.3 Blocks Lots, Access



DEVELOPMENT

SERVICES

DEPARTMENT

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
- B. The requested design adjustment conforms with the Comprehensive Plan and adopted City plans;

YES 🖌 NO 🗌

C. The requested design adjustment does not increase congestion or compromise Safety;

YES 🖌 NO 🗌

D. The requested design adjustment does not create any lots without direct street Frontage;

YES 🗸 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 🗌

STAFF FINDINGS

Chaney Road is developed with single-family residential and townhouses and based on R-10 zoning has a maximum allowable block perimeter of 2,500 linear feet. The measurable block perimeter which is shown on the attached map is 1,670 linear feet with Chaney Road and Lorimer Road ending at NC State property.

The proposed development will provide sidewalk to encourage walking and provide a well connected sidewalk network. The City Street Plan or Comprehensive Plan does not propose any new streets in this vicinity. All the neighboring properties are developed with single family buildings, which would make a cross street not possible. An additional street would lead to a Stop situation, thus causing more congestion.

The neighborhood is currently served by emergency vehicles and City Services and this adjustment would not negate said services and both lots will have direct street frontage;

The NC State property, approximately 300 feet to the north is developed and houses Laboratories for research, which will not allow for a street, as that boundary also contains powerlines.

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-43-18 Transaction Number 567385					
	Name PW Family Realty, LLC, Woodford Burnette, Managing Partner					
	Address 7413 Capstone Drive		City Raleigh			
	State NC	Zip Code 2	7615	Phone 919-870-0708		
	Name Stoney Chance		Firm C	irm Chance & Associates		
	Address 500 Benson Road, Ste. 207			City Garner		
	State NC	Zip Code 27	7529	Phone 919-779-7245		
	I am seeking a Design Adju:	stment from the requ	irements set f	orth in the following:		
	UDO Art. 8.3 Blocks, Lots, Access		- See pag	- See page 2 for findings		
	UDO Art. 8.4 New Streets		- See pag	- See page 3 for findings		
	UDO Art. 8.5 Existing Streets		- See pag	- See page 4 for findings		
	Raleigh Street Design Manual		- See pag	- See page 5 for findings		
וכמהאפע	Provide details about the request; (please attach a memorandum if additional space is needed):					

It is the responsibility of the applicant to provide all pertinent information needed for the consideration of this request. Applicant must be the Property Owner.

By signing this document il hereby acknowledge the information on this application is, to my knowledge, accurate. Oct 9, 18

NIN U-10- CINVINDING	
Owner/Owner's Representative Signature	10/4-118
CHECKLIST	
Signed Design Adjustment Application	✓ Included
Page(s) addressing required findings	Included
Plan(s) and support documentation	Included
Notary page (page 6) filled out; Must be signed by property owner	🗹 Included
First Class stamped and addressed envelopes with completed notification letter	Included
	11

Submit all documentation, with the exception of the required addressed envelopes and letters to designadjustments@raleighnc.gov.

Deliver the addressed envelopes and letters to: Development Services, Development Engineering One Exchange Plaza, Suite 500

Raleigh NC, 27601

For Office Use Only	RECEIVED DATE:	

PAGE 1 OF 6

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REVISION 1/30/2018

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;

Due to existing infrastructure surrounding this project, there is no opportunity to interconnect public streets. However, public fire, police, transit, trash and emergency services are already provided to this project through existing infrastructure system that is consistent with the intent of this Article.

 B. The requested design adjustment conforms with the Comprehensive Plan and adopted City plans;

This project block area is comprised of a mix of residential and office uses. The Comprehensive Plan proposed land uses for this area are: Low and moderate density residential, private open space and office/residential mixed use. The proposed development of R-10 low density residential use is consistent with adopted Comprehensive Plan.

C. The requested design adjustment does not increase congestion or compromise Safety;

The two proposed lots will have their driveway access from Chaney Road, a Neighborhood Local Street which will not have any significant increase in congestion or compromise safety. A public 6' sidewalk will be installed along Chaney Road for the length of the project frontage per City of Raleigh Standards to provide additional pedestrian circulation in the area.

D. The requested design adjustment does not create any lots without direct street Frontage;

Per S-43-18, all new lots have frontage on existing public street, Chaney Road

- 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.

Number 3: Due to existing street and development infrastructure surrounding this project, there is no opportunity for further street connectivity within this block area; therefore, we are unable to comply with above Block Perimeter requirements. For these reasons, this Design Adjustment Application is requesting the Block Perimeter requirements of the UDO and RSDM be waived.

PAGE 2 OF 6

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REVISION 1/30/2018

Individual Acknowledgement



STATE OF NORTH CAROLINA	INDIVIDUAL
1. DOLLY W. EZELL WODVFOLD BURNETTE acknowledged the due execution of the for	a Notary Public do hereby certify that personally appeared before me this day and going instrument.
HOLLY HILLY	<u>DEF</u> 2018.
So Ma ANTS	otary Public Holly W. Sllf
My Cottimission Expires: 2-3-20	

State of North Carolina County of 12al I, En Courty and State, do hereby certify that Stop and State, do hereby certify personally appeared before me this day and acknowledged the due execution of the foregoing instrument. Witness my hand and official seal, 205this the _____ _day of <u>O</u>C

My commission expires 02-24, 2020 month year

0

ure of notary

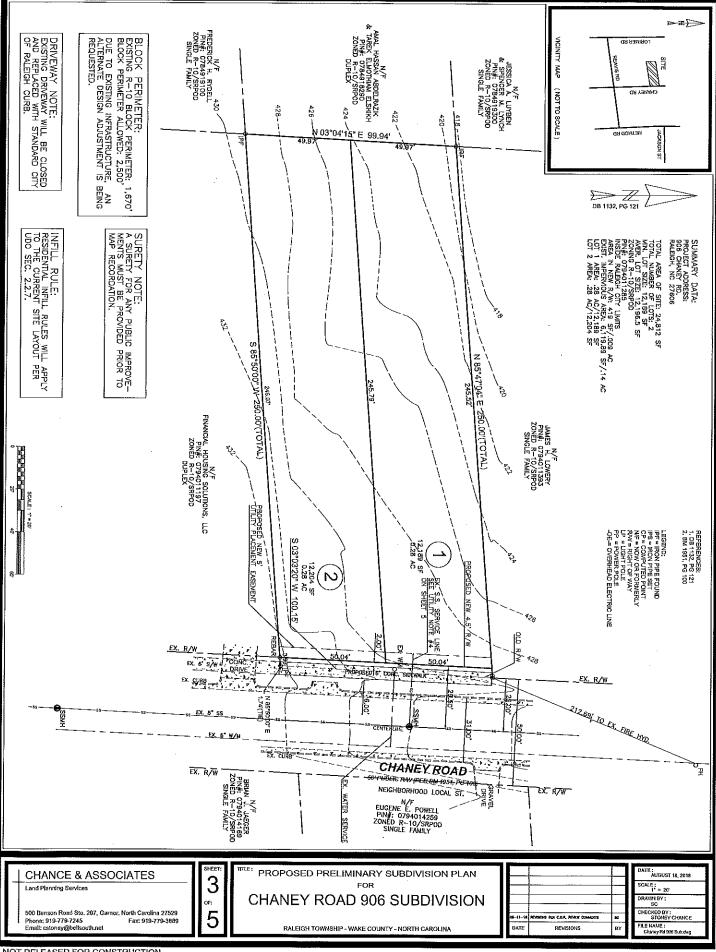
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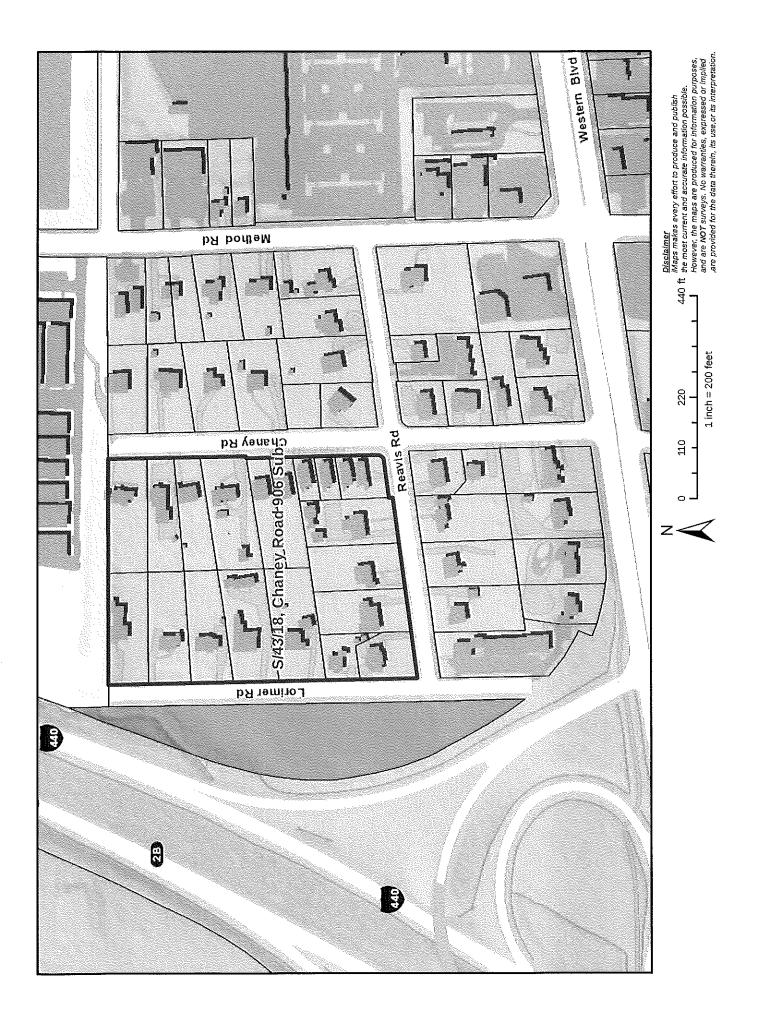
PAGE 6 OF 6

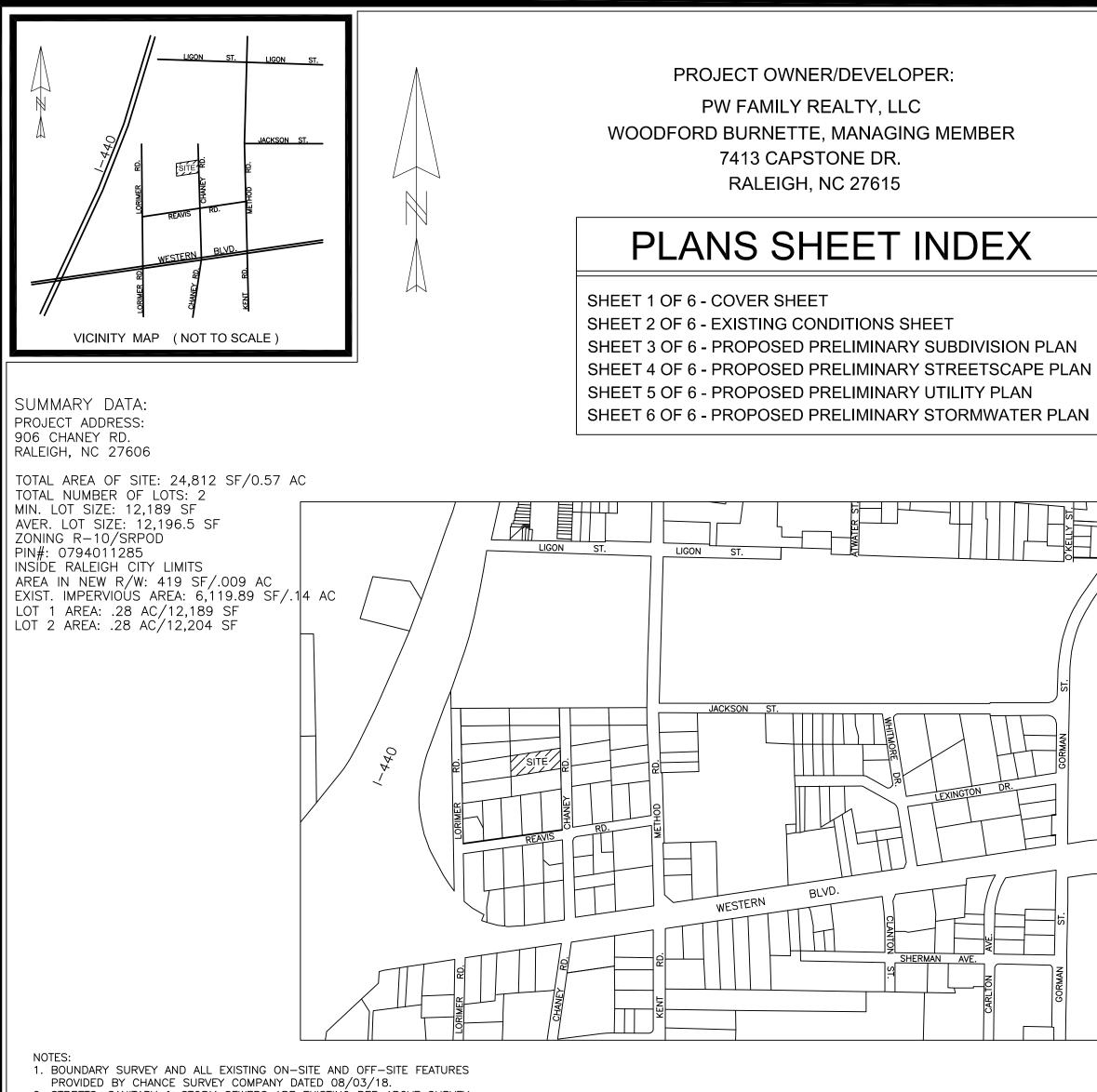
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REVISION JAN. 30, 18





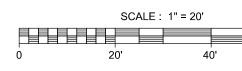




- 2. STREETS, SANITARY & STORM SEWERS ARE EXISTING PER ABOVE SURVEY. 3. THE LOCATION OF EXISTING WATER MAIN IF SHOWN PER CITY OF RALEIGH UTILLITY MAPS.
- 4. CONTOURS WERE TAKEN FROM CITY OF RALEIGH GIS MAPS AND SHOULD BE VERIFIED BY SURVEYOR.
- 5. ALL CONSTRUCTION SHALL COMPLY WITH APPLICABLE CITY OF RALEIGH DEVELOPMENT STANDARDS AND SPECIFICATIONS.
- 6. ALL NEW DRIVEWAY LOCATIONS WILL BE DETERMINED AND PERMITTED AT
- SITE PLAN SUBMITTAL PER CITY OF RALEIGH STANDARDS. 7. SOLID WASTE SERVICE WILL BE PROVIDED AT PUBLIC STREET BY INDIVIDUAL
- 96-GAL. STANDARD CITY OF RALEIGH RESIDENTIAL SOLID WASTE CART PER CITY OF RALEIGH WASTE DESIGN MANUAL. 8. EXISTING DRIVEWAY ON CHANEY ROAD WILL BE CLOSED AND REPLACED WITH
- STANDARD CURB & GUTTER PER CITY OF RALEIGH STANDARDS. 9. DEMOLITION PERMITS WILL BE OBTAINED FROM CITY OF RALEIGH FOR EXISTING
- BUILDINGS PRIOR TO RECORDATION OF FINAL SUBDIVISION PLAT. 10. A SURITY COVERING ALL WORK IN THE RIGHT OF WAY SHALL BE POSTED
- WITH THE CITY PRIOR TO RECORDATION OF SUBDIVISION. 11. PER SEC. 9.1, THIS PROJECT IS EXEMPT FROM CITY OF RALEIGH TREE
- CONSERVATION REQUIREMENTS. 12. RESIDENTIAL INFILL RULES WILL APPLY TO THE CURRENT SITE LAYOUT PER UDO SEC. 2.2.7.

STORMWATER EXEMPTION:

PER SEC. 9.2.2, A.2. b.i SUBJECT TO 4.a OF THE PART 10A RALEIGH UNIFIED DEVELOPMENT ORDINANCE, THESE LOTS ARE EXEMPT FROM ACTIVE STORM-WATER MEASURES AND SUBJECT TO FURTHER REVIEW UPON PLACEMENT OF IMPERVIOUS SURFACE AREAS.



When submitting plans, please check the approp	30 Litchford Road Raleigh, NC 27601 919-996- riate review type and include the Plan C	4200 Checklist document.	DATE : AUGUST 18, 2018	SCALE : 1" = 20' DRAWN BY : SC CHECKED BY :	SC FILE NAME : Chanev Rd. 906 Cover dwo
Office Use Only: Transaction # Project Coc PRELIMIN	ordinator Team L	leader			SC BY
Subcivision *	Compact Development	Conservative Subdivision			
*May require City Council approval if in	a Metro Park Overlay or Historic Overla	ay District		IMENTS IMENTS	IMENTS
If your project has been through the Due Diligence process, pr	rovide the transaction #:			W CON	W CON
Development Name Chaney Road 906 Subdivis				REVIE	REVIE
Proposed Use Residential Property Address(es) 906 Chaney Road, Raleigh, N	C 27606			K C O R R C O R	REVISIONS
Wake County Property Identification Number(s) for each parc				NS PEF	NS PEF
PIN Recorded Deed PIN Recorded Deed 0794011285 What is you' project type?	PIN Recorded Deed	PIN Recorded Deed		01-28-19 REVISIONS PER C.O.R. REVIEW COMMENTS 12-20-18 REVISIONS PER C.O.R. REVIEW COMMENTS 11-01-18 REVISIONS PER C.O.R. REVIEW COMMENTS	DATE REVISIONS PER C.O.R. REVIEW COMMENTS DATE REVISIONS
Othe ^r (describe):				01-28-1 12-20-1 11-01-1	09-1 DA
		ad Dumette Marra 1. D. 1			
Company Name PW Family Realty, LLC Address 7413 Capstone Drive, Raleigh, NC 2	Owner/Developer Name Woodfo 27615	na burnette, ivianaging Partner		Z	
	tt1040@gmail.com Fax			<u>U</u>	
Company Name Chance & Associates	Contact Name Stoney Char	ice		S	
Address 500 Benson Road, Suite 207, Garree Phone 919-779-7245 Email cstoney		779-3889		2	
DEVELOPMENT TYPE AND SITE DA ZONING Zoning District(s) R-10/SRPOD If more than one district, provide the acreage of each: Overlay District?	ATE TABLE (Applicable to all deve G INFORMATION	elopments)	COVER SHEET	D 906 SL	S-43-18, TRANS#: 567385
Existing Impervious Surface .14/6,119.69 acres/sf Proposed Impervious Surface N/A acres/sf If in a Flood Hazard Area, provide the following: Alluvial Soils Flood Study NUMBER OI Total # of Townhouse Lots: Detached N/A Total # of Single Family Lots 2 Overall Unit(s)/Acre Densities Per Zoning Districts 2/.57=3 Total # of Open Space and/or Common Area Lots N/A		es 🔳 No	: TITLE :	CHANEY ROAI	S-43-18, RALEIGH TOWNSHIP
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