



Legislation Details (With Text)

**File #:** 15-0392      **Version:** 1      **Name:**

**Type:** Agendas      **Status:** Passed

**File created:** 11/19/2015      **In control:** Board of Aldermen

**On agenda:** 11/24/2015      **Final action:** 11/24/2015

**Title:** Request-to-set a Public Hearing for a Major Modification to a Conditional Use Permit for The Butler CUP-CU permit located at 107 Padgette Lane (behind the Arts Center)

**PURPOSE:** The Town has received an application for a major modification to the existing Conditional Use Permit (with associated conditional use rezoning) for The Butler mixed use project located at 107 Padgette Lane. Prior to reaching a decision on this request, the Board of Aldermen must hold a public hearing. A hearing date of January 26th, 2015, has been identified. A resolution setting a public hearing is provided herein.

**Indexes:**

**Code sections:**

**Attachments:** 1. HGI Vicinity Map, 2. Resolution for Public Hearing

Date	Ver.	Action By	Action	Result
11/24/2015	1	Board of Aldermen	approved	Pass

**TITLE:**

Request-to-set a Public Hearing for a Major Modification to a Conditional Use Permit for The Butler CUP-CU permit located at 107 Padgette Lane (behind the Arts Center)

**PURPOSE:** The Town has received an application for a major modification to the existing Conditional Use Permit (with associated conditional use rezoning) for The Butler mixed use project located at 107 Padgette Lane. Prior to reaching a decision on this request, the Board of Aldermen must hold a public hearing. A hearing date of January 26<sup>th</sup>, 2015, has been identified. A resolution setting a public hearing is provided herein.

**DEPARTMENT:** Planning

**CONTACT INFORMATION:** Jeff Kleaveland - 919-918-7332; Marty Roupe - 919-918-7333

**INFORMATION:** The subject property includes one parcel further identified by Orange County PIN number 9778-96-8060 and shown on a vicinity map (Attachment B).  
The property is .97 acres in size and is currently zoned B-1(c)-CU.

The permit modification request is for authorization to construct a hotel on the site in lieu of the previously approved mixed use project.

Section 15-57 and 15-322 speak to the role of the Planning Board and other advisory boards in the review of CUPs prior to the public hearing.

**FISCAL & STAFF IMPACT:** The petitioner has submitted fees and materials for reviewing and processing this request, which includes public hearing notice and advisory board evaluation. Staff time will be

necessary for public notice and public hearing agenda preparation.

**RECOMMENDATION:** Staff recommends that the Board of Aldermen consider the attached resolution (Attachment A), setting the public hearing for January 26<sup>th</sup>, 2015 and referring the application to advisory boards.