



## Legislation Details (With Text)

<b>File #:</b>	17-118	<b>Name:</b>	
<b>Type:</b>	Agendas	<b>Status:</b>	Passed
<b>File created:</b>	4/10/2017	<b>In control:</b>	Board of Aldermen
<b>On agenda:</b>	4/18/2017	<b>Final action:</b>	4/18/2017
<b>Title:</b>	Request-to-Set a Public Hearing on Land Use Ordinance Amendments Relating to Road and Sidewalk Requirements PURPOSE: The purpose of this agenda item is for the Board of Aldermen to consider setting a public hearing on a text amendment to the Land Use Ordinance relating to road and sidewalk requirements in unsubdivided developments.		

### Indexes:

### Code sections:

**Attachments:** 1. Attachment A - Resolution, 2. Attachment B - Draft Ordinance\_4-12-2017

Date	Ver.	Action By	Action	Result
4/18/2017	1	Board of Aldermen	approved	Pass

### TITLE:

Request-to-Set a Public Hearing on Land Use Ordinance Amendments Relating to Road and Sidewalk Requirements

**PURPOSE:** The purpose of this agenda item is for the Board of Aldermen to consider setting a public hearing on a text amendment to the Land Use Ordinance relating to road and sidewalk requirements in unsubdivided developments.

**DEPARTMENT:** Planning

**CONTACT INFORMATION:** Christina Moon - 919-918-7325, Patricia McGuire - 919-918-7327, Bob Hornik - 919-929-3905

**INFORMATION:** From time to time, planning staff identifies provisions in the Land Use Ordinance (LUO) which could benefit from additional clarification. Section 15-321 of the LUO outlines a process for staff, in such situations, to develop an appropriate ordinance and to present it to the Board of Aldermen for consideration.

A draft ordinance (Attachment B) has been prepared which adds a sentence at the end of Section 15-221(b) clarifying situations where the extension of right-of-way or the actual construction of infrastructure for development projects that do not require subdivision may not be necessary.

The Board of Aldermen must receive public comment before adopting amendments to the LUO. Orange County and Planning Board review are also needed. Staff has identified the Transportation Advisory Board for referral as well as the subject matter of the proposed amendment falls within its purview.

**FISCAL & STAFF IMPACT:** Public hearings involve staff and public notice costs associated with advisory board and Board of Aldermen review.

**RECOMMENDATION:** Staff recommends that the Board of Aldermen consider the attached resolution, setting a public hearing for May 23, 2017 and referring the proposed amendment to Orange County, the Planning Board and the Transportation Advisory Board.