



Legislation Details (With Text)

File #: 17-518 **Version:** 1 **Name:**
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File created: 4/23/2018 **In control:** Board of Aldermen
On agenda: 5/1/2018 **Final action:**
Title: Request-to-Set a Public Hearing for a Land Use Ordinance Amendment Relating to Road and Sidewalk Requirements

PURPOSE: The purpose of this agenda item is to provide the Board with an opportunity 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_5-1-2018, 2. Attachment B - Draft Ordinance_15-221_4-25-2018(2), 3. Attachment C - Article XIV with adopted language underlined, 4. Attachment D - BOA Minutes_1-16-2018

Date	Ver.	Action By	Action	Result
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TITLE:

Request-to-Set a Public Hearing for a Land Use Ordinance Amendment Relating to Road and Sidewalk Requirements

PURPOSE: The purpose of this agenda item is to provide the Board with an opportunity 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

INFORMATION: On June 6, 2017, the Board of Aldermen adopted a text amendment to the Land Use Ordinance relating to the road and sidewalk requirements found in Article XIV, Section 15-221. Prior to the Board's decision, Alderman Slade requested an opportunity to have a broader policy discussion on the topic at a future meeting. The Board held this discussion on January, 16, 2018, and, during its deliberations identified a minor refinement to the June 6th amendment that seemed to capture the intent of retaining bike-ped connections in those situations where vehicular connections may not be needed. (Information from the January 16th meeting may be found at

A draft ordinance has been prepared that includes an additional phrase relating to bike-ped facilities (*Attachment B*) shown in underlined text. Article XIV, Streets and Sidewalks, is provided in its entirety for context with the final language adopted in June, Section 15-221(b), shown in underlined text (*Attachment C*,

page 13). Minutes from the January meeting are also included (*Attachment D*).

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 area of expertise.

At the end of the discussion on January 16th, Aldermen Slade asked about the requirements for Park Slope and why the project did not include sidewalks. Park Slope was developed as a series of divisions of land beginning in 2011 which are defined in the North Carolina General Statutes as exempt from street and sidewalk standards that derive from the Town's subdivision regulations.

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 June 26, 2018 and referring the proposed amendment to Orange County, the Planning Board and the Transportation Advisory Board.