



**The Town Of Clayton
Work Session Meeting Agenda
Monday, September 21, 2015 @ 6:30 PM
Council Chambers**

1. CALL TO ORDER

Pledge of Allegiance and Invocation

2. ADJUSTMENT OF THE AGENDA

3. CONSENT AGENDA

(Items on the consent agenda are considered routine in nature or have been thoroughly discussed at previous meetings. Any member of the Council may request to have an item removed from the consent agenda for further discussion.)

4. ADMINISTRATIVE ITEMS

- a. Clayton Band Classic Day Proclamation

[Cover - Clayton Band Classic Day - Pdf](#)

[Clayton Band Classic Proclamation](#)

POTENTIAL ACTION:

Place on October 5, 2015 Consent Agenda

- b. Domestic Violence Awareness Month Proclamation

[Cover - Domestic Violence Awareness - Pdf](#)

[Domestic Awareness Month Proclamation](#)

POTENTIAL ACTION:

Place on October 5, 2015 Consent Agenda

5. INTRODUCTIONS AND SPECIAL PRESENTATIONS

- a. Community & Senior Services of Johnston County

[Cover - Senior Services Presentation - Pdf](#)

- b. Report on Recent CALEA Evaluation
[Cover - CALEA Evaluation - Pdf](#)

6. PUBLIC HEARINGS

- a. Gordon Tract Rezoning - RZ 2014-21
[Cover - RZ 2014-21 - Pdf](#)
[Staff Report - Gordon Tract Rezoning - RZ 2014-21.pdf](#)
[Planning Board Recommendation.pdf](#)
[Consistency Stmt - Gordon Tract rezoning.pdf](#)

POTENTIAL ACTION: Table - Date to be Determined

- b. Gordon Tract Subdivision - PSD 2014-95
[Cover - Gordon Tract Sub - PSD 2014-95 - Pdf](#)
[Staff Report - Gordon Tract Subdivision - PSD 2014-95.pdf](#)
[Planning Board Recommendation.pdf](#)

POTENTIAL ACTION: Table - Date to be Determined

7. ITEMS SCHEDULED FOR THE REGULAR MEETING

- a. 2016 Town Council Meeting Schedule
[Cover 2016 TC Meeting Schedule - Pdf](#)
[2016 Town Council Meeting Schedule - DRAFT](#)

POTENTIAL ACTION: Place on October 5, 2015 Consent Agenda

- b. 2016 Holiday Schedule
[Cover 2015 Holiday Schedule - Pdf](#)
[2016 Holiday Schedule - DRAFT](#)

POTENTIAL ACTION: Place on October 5, 2015 Consent Agenda

- c. Budget Amendments
[Cover Budget Amendments - Pdf](#)
[Fund 300 Budget Amendment Vactor Truck](#)
[Fund 310 Budget Amendment Unspent Revenue Bond Funds](#)
[General Fund & Police Special Revenue Fund-Budget Amendment](#)

POTENTIAL ACTION: Place on October 5, 2015 Consent Agenda

- d. Substation Project Resolution
[Cover Substation Project - Pdf](#)

POTENTIAL ACTION: Place on October 5, 2015 Consent Agenda

- e. Sewer Allocation Request
[Cover Sewer Allocation Request - Pdf](#)
[Sewer Allocation Request - East Village.](#)

POTENTIAL ACTION: Place on October 5, 2015 Consent Agenda

- f. 2015 Christmas Parade
[Cover 2015 Christmas Parade - Pdf](#)
[Christmas Parade Report](#)

POTENTIAL ACTION: Place on October 5, 2015 Consent Agenda

- g. Novo Nordisk Southeast Property Rezoning - 15-37-01-RZ
[Cover Novo Nordisk 15-37-01-RZ - Pdf](#)
[StaffReport NovoNordisk](#)
[Map - NovoNordisk](#)
[Application - NovoNordisk](#)
[HB 343](#)
[NeighborhoodMeetingLetter](#)
[Meeting Notes and Roster - NovoNordisk](#)
[Planning Board Recommendation - NovoNordisk](#)
[Advertising 15-37-01-RZ, 12-05-03-PDD, 10-18-01-RZ](#)

POTENTIAL ACTION: Set Public Hearing - October 5, 2015

- h. The Arbors at East Village Phase 2 Rezoning - 12-05-03-PDD
[Cover - Arbors at East Village Phase 2 Rezoning - 12-05-03-PDD - Pdf](#)
[Staff Report - Arbors](#)
[Map Updated - Arbors](#)
[Application - Arbors](#)
[Neighborhood Meeting Letters & Minutes](#)
[Planning Board Recommendation - Arbors](#)
[Approval Letter - Arbors](#)

POTENTIAL ACTION:

Set Public Hearing - October 5, 2015

- i. Fisher Street Two Family Home - 15-39-01-SUP
 - [Cover - Fisher Street SUP - Pdf](#)
 - [Staff Report - Fisher Street](#)
 - [Map Fisher Street](#)
 - [Application - Fisher Street](#)
 - [Submission Plans - Fisher Street](#)
 - [Neighborhood Meeting - Fisher Street](#)
 - [Planning Board Recommendation - Fisher Street](#)
 - [Advertising Fisher Street SUP](#)

POTENTIAL ACTION:

Set Public Hearing - October 5, 2015

- j. Hocutt Baptist Church Rezoning - 10-18-01-RZ
 - [Cover - Hocutt Baptist Church Rezoning - Pdf](#)
 - [Staff Report - Hocutt Baptist](#)
 - [Map - Hocutt Baptist](#)
 - [Application - Hocutt Baptist](#)
 - [Neighborhood Meeting - Hocutt Baptist](#)
 - [Planning Board Recommendation - Hocutt Baptist](#)

POTENTIAL ACTION:

Set Public Hearing - October 5, 2015

8. ITEMS CONTINGENT FOR THE REGULAR MEETING

9. ITEMS FOR DISCUSSION

10. OLD BUSINESS

11. STAFF REPORTS

- a. Town Manager
- b. Town Attorney

- c. Town Clerk
- d. Other Staff

12. OTHER BUSINESS

- a. Informal Discussion & Public Comment
- b. Council Comments

13. ADJOURNMENT

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Consent

Meeting Date:

October 5, 2015

ITEM TITLE:

Domestic Violence Awareness Month Proclamation

DESCRIPTION:

Executive Director of Harbor of Johnston County will be present to accept the Proclamation.

POTENTIAL ACTION:

Place on Consent Agenda

DEPARTMENT:

Administration

PRESENTER:

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Placed on October 5, 2015 Consent Agenda

Information Provided:

Proclamation

Date:

Action Taken:

Information Provided:

Proclamation

WHEREAS?the Clayton Band Classic was established in 1986 with the purpose of conducting competition among interested High School Marching Bands, to increase student interest, to bring out their musical talents, and to create pride in the local school band; and

WHEREAS?the Clayton Band Boosters will sponsor the 29th Annual Clayton Band Classic on October 17, 2015 at Clayton High School; and

WHEREAS, the Clayton Band Classic has won numerous awards to include; a Six Time National Regional Finalist at the Bands of America Event, 2005 NC State Champions at the United States Scholastic Band Association, Multiple Time Grand Champions at various local competitions, 2008 WGI (Winter Guard International) Color Guard Finalist, 2007 WGI Open Percussion Bronze Medalist, 2009 WGI Open Percussion Silver Medalist, 2013 WGI Open Percussion World Champion Gold Medalist as well as 6 Superior Ratings in Music Performance Assessment; and

WHEREAS?the Clayton Band Classic promises to provide citizens of the Clayton area community the opportunity to enjoy all the sights, sounds, and pageantry of watching the extraordinary talent of high school bands perform;

NOW?THEREFORE?LET.IT.BE.PROCLAIMED by the Honorable Mayor and Town Council of the Town of Clayton that October 17, 2015, be recognized as:

CLAYTON BAND CLASSIC DAY

Duly adopted this 5th day of October, 2015.

Jody L. McLeod

Mayor

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Consent

Meeting Date:

October 5, 2015

ITEM TITLE:

Clayton Band Classic Day Proclamation

DESCRIPTION:

Request received to recognize October 17, 2015 as Clayton Band Classic Day. Proclamation will be presented at the October 5, 2015 Town Council Meeting.

POTENTIAL ACTION:

Place on Consent Agenda

DEPARTMENT:

Administration

PRESENTER:

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Item Placed on Consent

Information Provided:

Proclamation

Date:

Action Taken:

Information Provided:

**TOWN OF CLAYTON
COUNCIL MOTION SHEET
ZONING ORDINANCE AMENDMENT**

10-18-01-RZ Hocutt Baptist Church Rezoning

On August 24, 2015 the Planning Board heard the above-referenced request and made the following vote:

Recommendation to the Town Council to

☒ approve the request;

☐ deny the request.

(insert any modifications to the request here):

- Remove Parcel 165916-93-1921 from rezoning request
- Designate Special Use District West of Robertson Street (6 parcels)

Recommendation(s) made this 24 day of August 2015 while in regular session.

Signed:



Frank Price, Planning Board Chair

June 29, 2015

Dear Clayton Area Property Owner:

The purpose of this letter is to notify you of an rezoning application filed with the Town of Clayton, on behalf of Hocutt Baptist Church, for a land use proposal involving property adjacent to, or in close proximity to, property shown in your ownership by Johnston County tax records. Per Town of Clayton regulations, a neighborhood meeting will be held to provide information to area residents about the nature of the proposal. A representative of the applicant will be present to explain the application, answer questions, and solicit comment.

Meeting Date: **August 11, 2015 at 7:00 pm**

Meeting Location: **Chapel (Old Sanctuary) at Hocutt Baptist Church
314 W. Horne St. Clayton, NC 27520**

The purpose for this rezoning request is to have the properties that are being used by Hocutt Baptist Church to be more in alignment with the Town of Clayton's desire for this kind of land use. The proposed use will continue to be that same as it currently is: Religious Institution/Church. The new zoning will allow for current and future, buildings and parking to meet current town standards.

Please see the enclosed map that shows the subject property to be rezoned. If you have any questions prior to the meeting, you may contact Sean P. Hein with Green Engineering, PLLC at 252-237-5365.

Sincerely,

A handwritten signature in black ink, appearing to read "SPH", written over a horizontal line.

Sean P. Hein, PLS



PARK DR

VIRGINIA ST

HORNE ST

ROBERTSON ST

FIRE RESCUE DR

MAIN ST

SECOND ST

ELLINGTON ST

0 75 150 Feet

ADJACENT PROPERTY MAP



NEIGHBORHOOD MEETING SUMMARY FORM

FILL OUT THE FOLLOWING:

Date of Mailing: JULY 10, 2015

I hereby attest that letters were mailed to the addresses listed on the Adjacent Property Owners List (attached):

Printed Name: SEAN P. HEN

Signature: _____

Date of Meeting: 8-11-2015

Time of Meeting: 7:00pm

Location of Meeting: HOCUTT BAPTIST

Meeting Summary/Minutes: provide a summary of the discussion held at the meeting, including issues raised and any changes made by the applicant as a result of the meeting.

Neighbors mostly curious about what the church is doing.
Talked about the overall concept, with new building & parking.
No definite plans for newly acquired properties, most likely
parking. Shared required town buffers for adjacent to
R-zonings. Meeting lasted about 30 min.

Please write clearly (or submit a typed summary), and use additional sheets if necessary.

NEIGHBORHOOD MEETING ATTENDANCE ROSTER

Applicant: HOCUTT BAPTIST

Location/Date: HOCUTT BAPTIST 8-11-2015

	NAME	ADDRESS
1	Thelbert Johnson	504 W Horne
2	W. M. L. W. W. W.	310 W. Horne
3	Mary Lu + Nelson Stott	214 Ellington St
4	Renee Benson	220 Ellington St
5	Steve Roy	Pastor, Hocutt Baptist
6	SEAN P. HEIM	Green Engineering
7	Alvin Thompson	115 S. Robertson, St Clayton, Mo
8	Rob Smith	2005 Olive Tree Ln Clayton
9		
10		
11		
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16		
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19		
20		



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

REZONING APPLICATION

Pursuant to Article 7, Section 155.704 of the Unified Development Code, an owner of land within the jurisdiction of the Town (or a duly authorized agent) may petition the Town Council to amend the Official Zoning Map.

Application fee: Standard Rezoning: \$500.00
Rezoning to Planned Development District: \$1,000.00 + \$5.00 acre
All fees are due when the application is submitted.

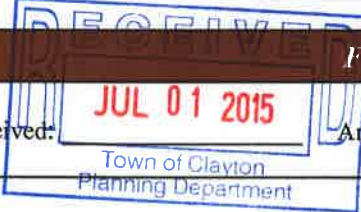
Note on Planned Developments: Requests to rezone to a Planned Development District must be accompanied by a Master Plan submittal. Master Plans are approved as Preliminary Subdivision Plats – please submit a concurrent Preliminary Subdivision Plat application and Master Plan.

SITE INFORMATION

Name of Project: Hocutt Baptist Church Acreage of Property: 5.187 (From GIS)
County Tag Number: See Attached List NC PIN: See Attached List
Address/Location: 314 W. Horne St, Clayton, NC 27520
(Plus others - see attached list)
Existing Zoning District: R-6 & R-8
Proposed Zoning District: O-I
Is project within an Overlay District? ☒ No
☐ Yes (list): _____

APPLICANT INFORMATION

Applicant: Green Engineering, PLLC
Mailing Address: 303 Goldsboro St E Wilson, NC 27893
Phone Number: 252-237-5365 Fax: 252-243-7489
Contact Person: Sean P. Hein
Email Address: s.hein@greeneng.com

FOR OFFICE USE ONLY		
Date Received:	Amount Paid:	File Number:
	<u>560.00</u>	_____

PROPERTY OWNER INFORMATION

Name: Hocutt Baptist Church

Mailing Address: 314 W. Horne St. Clayton, NC 27520

Phone Number: 919-553-6650

Fax: 888-503-6822

Email Address: pastorsteve@hocuttbaptist.com

EXPLANATION OF PROJECT

Please provide detailed information concerning all requests. Attach additional sheets if necessary.

Rezoning of all of the Hocutt Baptist Church Property located between Horne St. and Second St. In Clayton.

Parcel 05023042 is to be occupied as a rental until current renter find a new location.

Parcel 05019027 is a life estate and is to be occupied as a dwelling until death

REQUIRED INFORMATION (to be submitted with the application)

The following items must accompany a Rezoning application.

To be completed by the applicant:			To be completed by staff:		
Submit 9 copies of all materials unless otherwise noted or directed by staff	Yes	N/A	Yes	No	N/A
1. A pre-application conference was held with Town of Clayton staff. Date: <u>MAY 4th 2015</u>	☒	☐			
2. Review Fee (\$500 for standard rezoning <u>OR</u> \$1,000 + \$5.00/acre for Planned Developments)	☒				
3. Completed application	☒				
4. Owner's Consent Form <i>Required if applicant is not property owner.</i>	☒	☐			
5. A signed and sealed boundary survey (not more than a year old unless otherwise approved by the Planning Department).	☐				
6. If property to be rezoned is a portion of a parcel: - Property legal description typed (10 pt. font or greater). The legal description must also be submitted electronically in Microsoft Word format. - Plat showing property to be rezoned, matching legal description.	☐ ☐	☐ ☐			
7. Adjacent property owners list	☒	☐			
8. Neighborhood meeting notice letter (1 copy) <i>See sample letter and meeting requirements included in this packet</i>	☒				
9. Neighborhood meeting summary form (1 copy) <i>Included in this packet</i>	Must be submitted after neighborhood meeting is held and at least 10 days prior to Planning Board meeting.				
10. Stamped, addressed, empty envelopes with no return address, using the adjacent property owner list (1 set) <i>This for a public notice of the public hearing mailed by the Town – thus, neighbors will receive both a neighborhood meeting letter from the applicant, and a notice of the hearing from the Town.</i>	☒				

APPROVAL CRITERIA

All applications for a Rezoning must address the following findings:

1. Consistency with the adopted plans of the Town.

~~This is an existing Church facility and parcels directly adjacent. This facility is shown on the current Town of Clayton's plans and its present use will continue. This rezoning will make the current use of the property more consistent with the Land Use Ordinance.~~

2. Suitability of the subject property for uses permitted by the current vs. the proposed district.

~~The proposed rezoning will more closely match the current use of the property and allow for future expansion.~~

3. Whether the proposed change tends to improve the balance of uses, or meets specific demand in the Town.

~~The proposed change is in zoning only, not in use for the majority of the request. The remaining portions will allow for expansion of the church facility to meet the growing needs.~~

4. The capacity of adequate public facilities and services including schools, roads, recreation facilities, wastewater treatment, potable water supply and stormwater drainage facilities is available for the proposed use.

~~The zoning change will not impact public schools as it is not a residential use. Roads, water, sewer, and stormwater facilities are already in place for the current and future uses~~

5. It has been determined that the legal purposes for which zoning exists are not violated.

~~The current and proposed use is Church or place of worship which is a permissible use under 155.202 of the UDO in the O-I District.~~

6. It has been determined that there will be no adverse effect upon adjoining property owners unless such effect can be justified by the overwhelming public good or welfare.

~~Hocutt Baptist is an existing church. This rezoning will allow for its current use and allow for expansions of its facilities and parking areas.~~

7. It has been determined that no one property owner or small group of property owners will benefit materially from the change to the detriment of the general public.

~~This property is not intended for resale or investment. It is to be used for church facilities.~~

APPLICANT AFFIDAVIT

I/We, the undersigned, do hereby make application and petition to the Town Council of the Town of Clayton to amend the Zoning Ordinance and change the Official Zoning Map of the Town of Clayton as requested. I hereby certify that I have full legal right to request such action and that the statements or information made in any paper or plans submitted herewith are true and correct to the best of my knowledge. I understand this application, related material and all attachments become official records of the Planning Department of the Town of Clayton, North Carolina, and will not be returned.

Sean P. Hein

Print Name


Signature of Applicant

6-30-2015
Date

January 2015

Page 4 of 10

LIST OF PROPERTIES TO BE REZONED:

<u>County Tag</u>	<u>NCPin</u>	<u>Current Owner</u>	<u>Site Address</u>	<u>Current Zoning</u>	<u>Area (Ac from GIS)</u>
05018036	165916-93-2442	Hocutt Baptist Church	320 W Horne St	R-6	1.513
05019035A	165916-93-4366	Hocutt Baptist Church	W Second St	R-6	0.981
05019030	165916-93-3255	Hocutt Baptist Church	314 W Horne St	R-6	0.424
05019040	165916-93-5289	Hocutt Baptist Church	311 W Second St	R-6	0.202
05019029	165916-93-2577	Hocutt Baptist Church	345 W Second St	R-6	0.219
05019028	165916-93-1567	Cleo L Barbour / Hocutt	209 S Robertson St	R-6	0.254
05023001A	165916-83-9670	Hocutt Baptist Church	250 S Robertson St	R-8	0.167
05023001	165916-93-0614	Hocutt Baptist Church	214 S Robertson St	R-8	0.157
05023002	165916-93-0770	Hocutt Baptist Church	210 S Robertson St	R-8	0.233
05023003	165916-93-1726	Hocutt Baptist Church	S Robertson and Second	R-8	0.274
05023042	165916-83-9608	Chad Anthony Kerner	416 W Horne St	R-8	0.263
05023055	165916-93-0844	Chad Anthony Kerner	416 W Horne St	R-8	0.25
05023004	165916-93-1921	Rodney Lynch	403 W Second St	R-8	0.25
Total Number of Parcels:		13	Total Area (Ac from GIS):		
			5.187		

LIST OF ADJACENT PROPERTIES WITHIN 100' OF PROPERTY TO BE REZONED:

<u>County Tag</u>	<u>NCPin</u>	<u>Current Owner</u>	<u>Mailing Address</u>	<u>Town</u>	<u>State</u>	<u>Zip</u>
05019020A	165916-93-5686	New Trinity Missionary Baptist Church	PO Box 827	Clayton	NC	27528
05023005A	165916-83-9980	Mary Christine Barbour & Sidnie J Barbour	184 Horatio Ct	Clayton	NC	27520
05023049	165916-93-1926	Raymond E. Lee & Jean B. Lee	2117 Shotwell Rd	Clayton	NC	27520
05019039	165916-93-5147	Mary Lu Stott & Harvey Nelson Stott	241 S Ellington St	Clayton	NC	27520
05023047	165916-94-0059	Raymond Earl Lee Jr. & Lisa Williams Lee	11950 Cleveland Rd	Garner	NC	27529
05024021	165916-83-6689	James Keith Green	310 S Virginia St	Clayton	NC	27520
05019037	165916-93-4137	Wilhelmina Blinson Wall	310 W Horne St	Clayton	NC	27520
05020048C	165916-93-0247	Town Of Clayton (Fire Station)	PO Box 879	Clayton	NC	27520
05023028	165916-93-2835	New Trinity Missionary Baptist Church	115 Robertson St	Clayton	NC	27520
05019042	165916-93-6266	Mable M. Howard	303 W 2nd St	Clayton	NC	27520
05019041	165916-93-6221	Tony Bunn & Deborah Bunn	120 Loop Rd	Clayton	NC	27527
05023007	165916-83-8997	Rodney Lynch	411 W 2nd St	Clayton	NC	27520
05019066	165916-93-7473	Graham Rentals LLC	315 W Main St	Clayton	NC	27520
05020047	165916-93-3034	Bettie Alford	309 W Horne St	Clayton	NC	27520
05024005	165916-83-8581	Bryan E. Belvin	PO Box 746	Clayton	NC	27528
05020053	165916-93-2099	Ashley L. Graham	313 W Home ST	Clayton	NC	27520
05019020	165916-93-7608	D Grey Satterfield	223 E Blanche St	Clayton	NC	27520
05019025	165916-93-3763	New Trinity Missionary Baptist Church	115 Robertson St	Clayton	NC	27520
05019022	165916-93-5752	New Trinity Missionary Baptist Church	PO Box 827	Clayton	NC	27528
05023006	165916-83-8759	Thelbert H. Johnson & Susie F. Johnson	504 W Horne St	Clayton	NC	27520
05020050	165916-93-3212	Elton H. Thompson & Betty L. Thompson	317 W Horne St	Clayton	NC	27520
05019019A	165916-93-7577	New Trinity Missionary Baptist Church	115 Robertson St	Clayton	NC	27520
05019038	165916-93-5101	Roger Morris Benson	220 Ellington St	Clayton	NC	27520
05019065	165916-83-4164	Wilhelmina Blinson Wall	310 W. Horne St	Clayton	NC	27520
05019067	165916-93-7353	Ellington Street LLC	2045 Walden Way	Clayton	NC	27527
05024006	165916-83-8508	Jeffrey A. Cantrell	12873 Darnick Ct	Clayton	NC	20136
05H03195E	165916-83-8817	Thelbert H. Johnson & Susie F. Johnson	504 W. Horne St	Clayton	NC	27520

Total Number of Properties:

27

Total Number of Property Owners:

21

RECEIVED
JUL 01 2015
Town of Clayton
Planning Department

PARK DR

VIRGINIA ST

SECOND ST

MAIN ST

HORNE ST

ROBERTSON ST

FIRE RESCUE DR

ELLINGTON ST

05024021

05H03195E

05023007

05023047

05023006

05023005A

05024006

05023049

05024005

05023042

05023005

05023004

SUBJECT
PROPERTY

05023001A 05023001 05023002 05023003

05023028

05020048C

05019028

05019027

05019029

05018036

SUBJECT
PROPERTY

05019025

05019022

05019020A

05020050

05019030

05019035A

05019020

05020053

05019019A

05020047

05019037

05019040

05019066

05019065

05019039

05019041 05019042

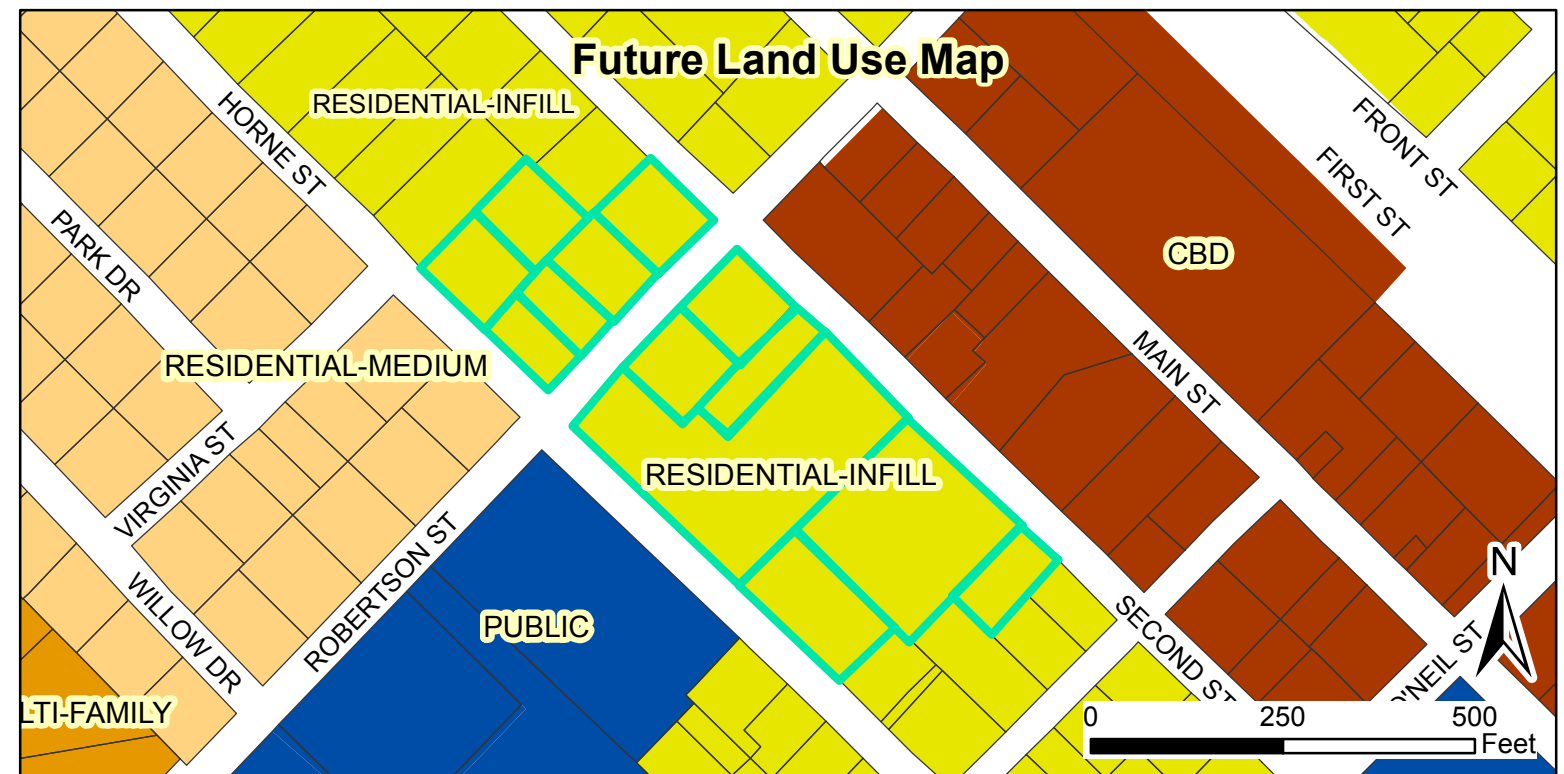
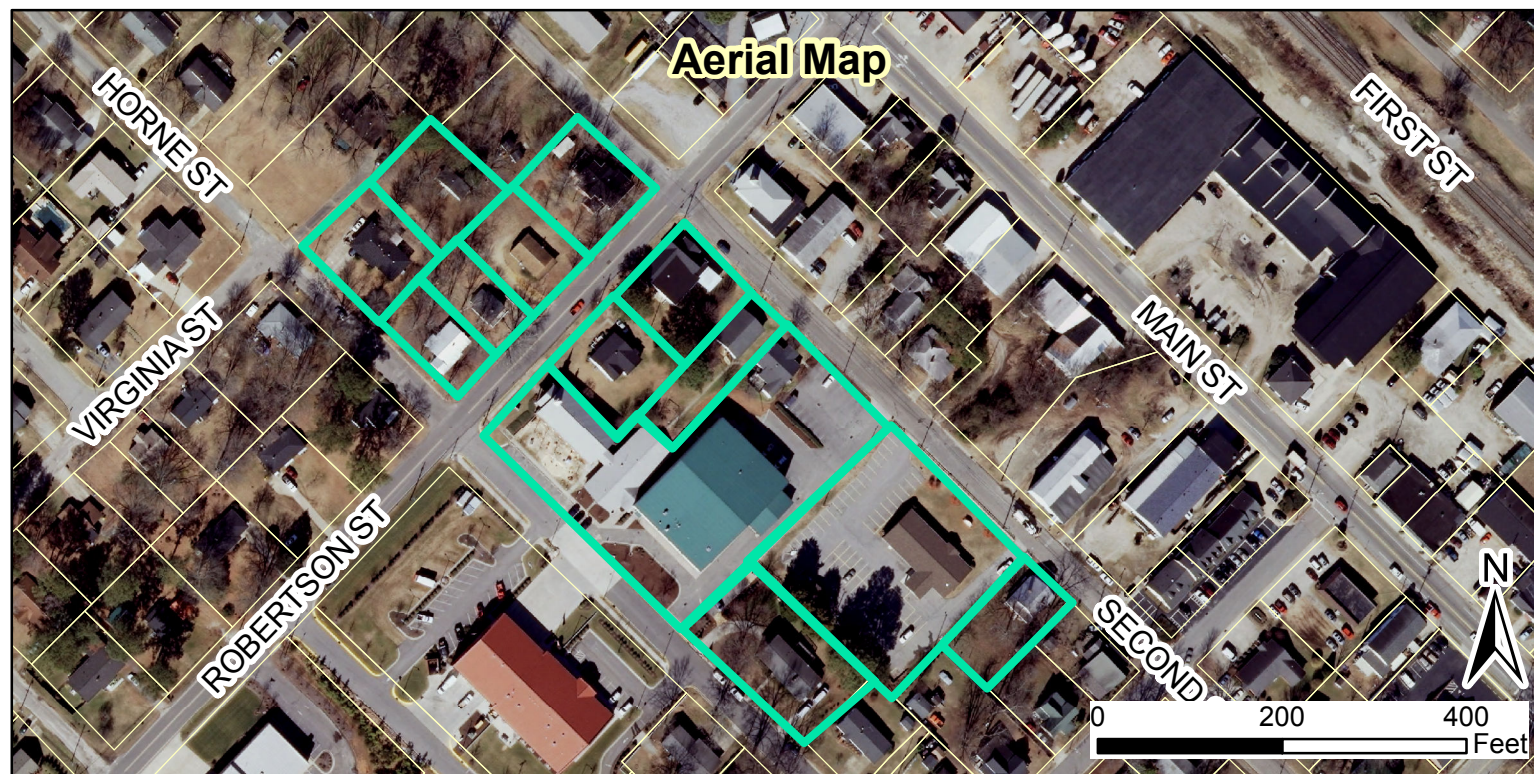
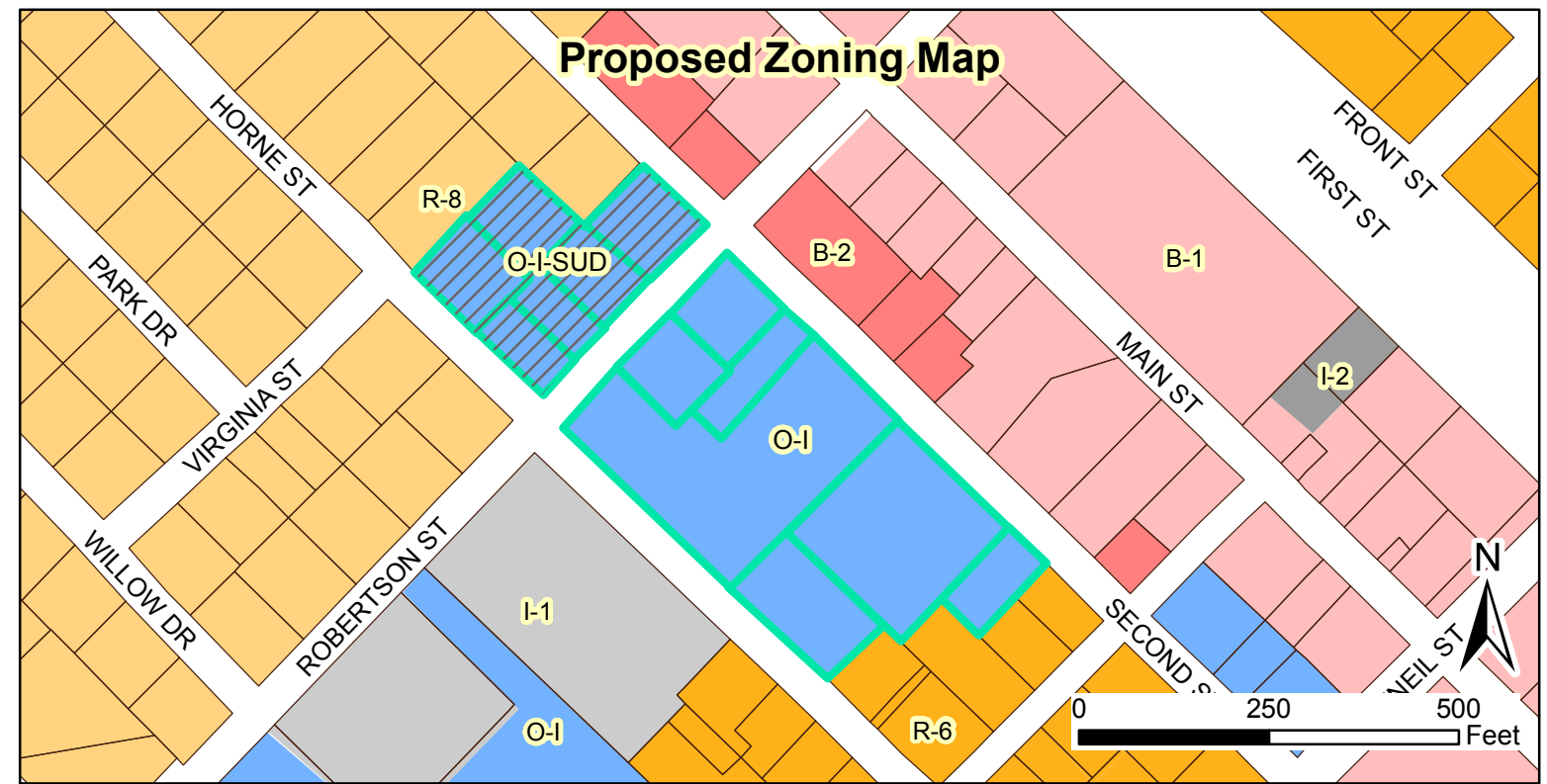
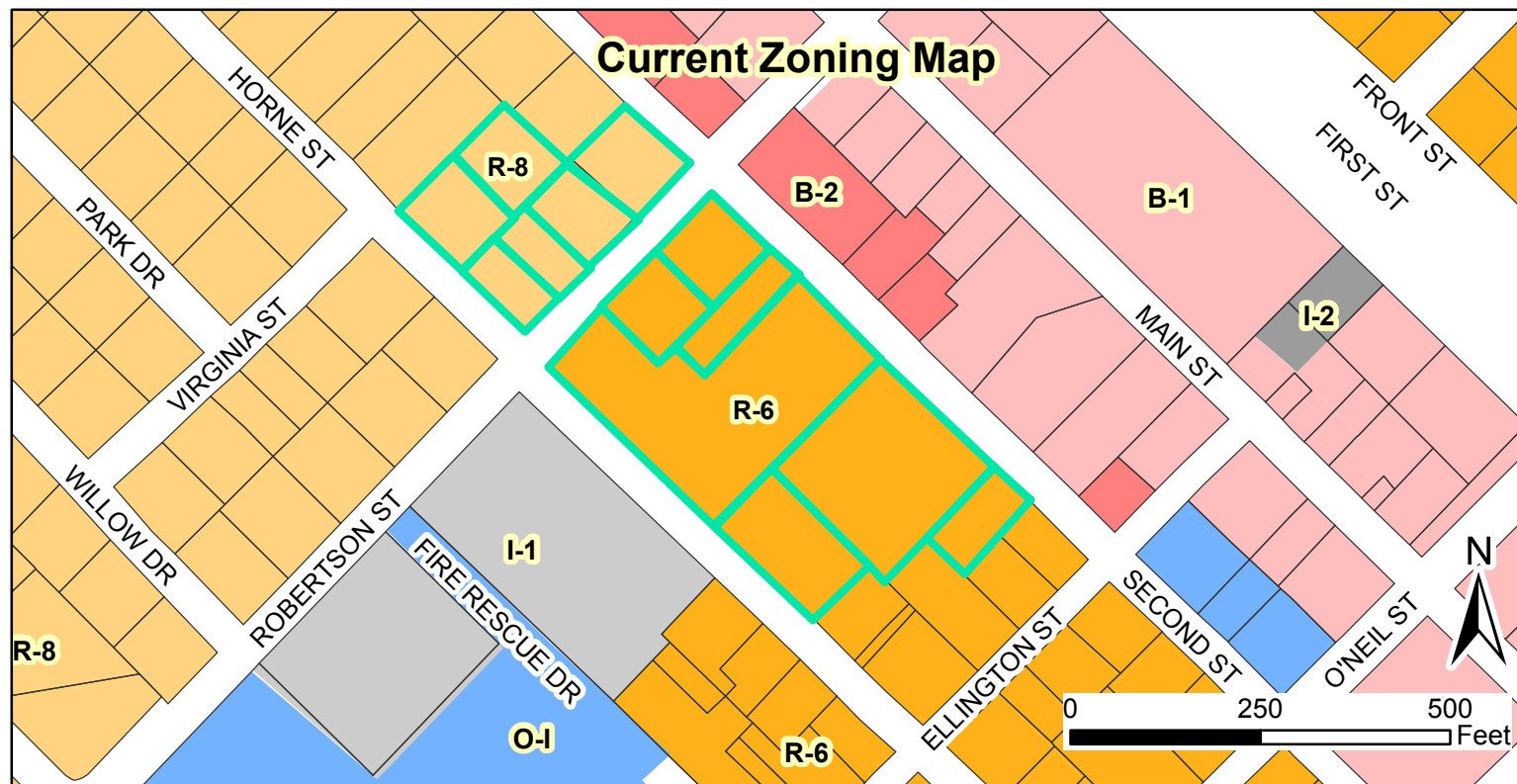
05019067

05019038

0 75 150
Feet

ADJACENT PROPERTY MAP





10-18-01-RZ Hocutt Baptist Church Rezoning Request: Rezoning from R-6 & R-8 to O-I With Proposed Special Use District

Applicant: Green Engineering, PLLC
Property Owner: Hocutt Baptist Church
Parcel ID Number: 165916-93-3255
Tag #: 05019030

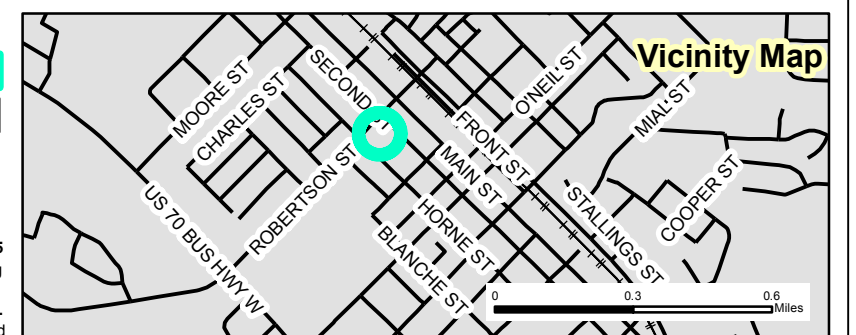


- Approx. Site
- Special Use District
- Thorough Fare Overlay
- Scenic Highway Overlay

08/17/2015

Produced by: TOC Planning
Disclaimer: Town of Clayton assumes no legal responsibility for the information represented here.

Document Path: O:\PLANNING\REZONING\Rezoning\2015\10-18-01-RZ Hocutt Baptist Church Rezoning\Maps\Staff Rpt Map - w SUD - 10-18-01-RZ HocuttBaptist.mxd





Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

*Planning Board
August 24, 2015*

STAFF REPORT

Application Number: 10-18-01-RZ Project Name: Hocutt Baptist Church Rezoning

NC PIN: 165916-93-2442, 165916-93-4366, 165916-93-3255, 165916-93-5286, 165916-93-2577, 165916-93-1567, 165916-83-9670, 165916-93-0614, 165916-93-0770, 165916-93-1726, 165916-83-9608, 165916-93-0844, 165916-93-1921

Tag #: 05018036, 05019035A, 05019030, 05019040, 05019029, 05019028, 05023001A, 05023001, 05023002, 05023003, 05023042, 05023055, 05023004

Town Limits/ETJ: Town Limits

Overlay: None

Applicant: Green Engineering, PLLC

Owner: Hocutt Baptist Church

Location: Northwest corner of Robertson Street and Second Street and the majority of the block between Robertson Street and Ellington Street (east and west) and Second Street and Horne Street.

Public Noticing:

- Neighborhood meeting August 11, 2015
- Sign Posted August 18, 2015
- Newspaper ad, prior to September 23, 2015

REQUEST: Rezoning from Residential-6 and Residential-8 to Office-Institutional.

SITE DATA:

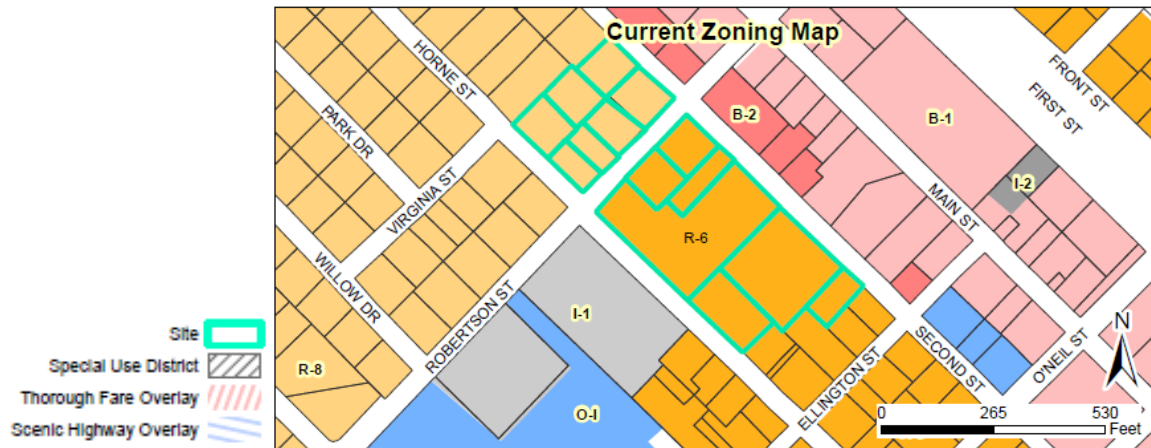
Acreage: 5.45 acres

Existing Uses: Residential, Vacant, Church



ADJACENT ZONING AND LAND USES:

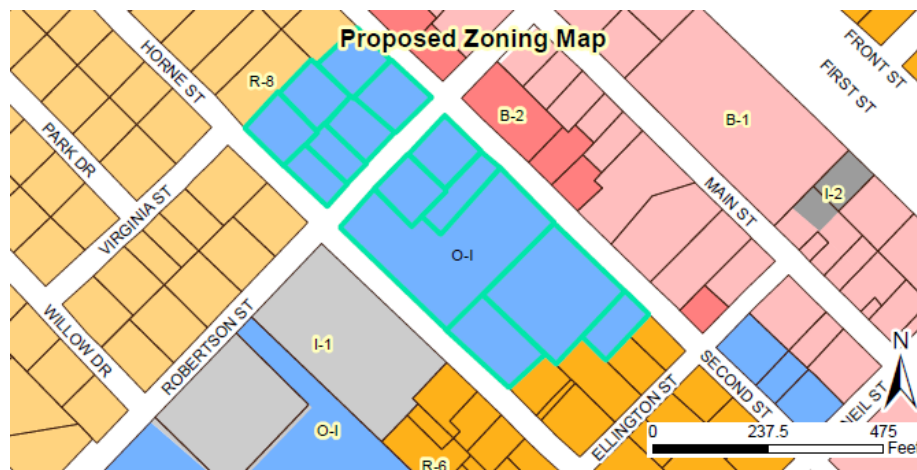
Direction	Zoning	Existing Use
North	Neighborhood Business, Central Business	Single-Family Residential, Church, Commercial
South	Residential-8	Fire Department, School, Single-Family Residential
East	Neighborhood Business, Central Business	Single-Family Residential, Commercial
West	Residential-8, Light Industrial, Residential-6	Single-Family Residential



STAFF ANALYSIS AND COMMENTARY:

Overview

The applicant is requesting to rezone 5.187 acres from Residential-6 (R-6) and Residential-8 (R-8) to Office-Institutional (O-I). The site is the current Hocutt Baptist Church campus, accompanied by church-owned properties, as well as some properties to which the Church holds “life rights”.

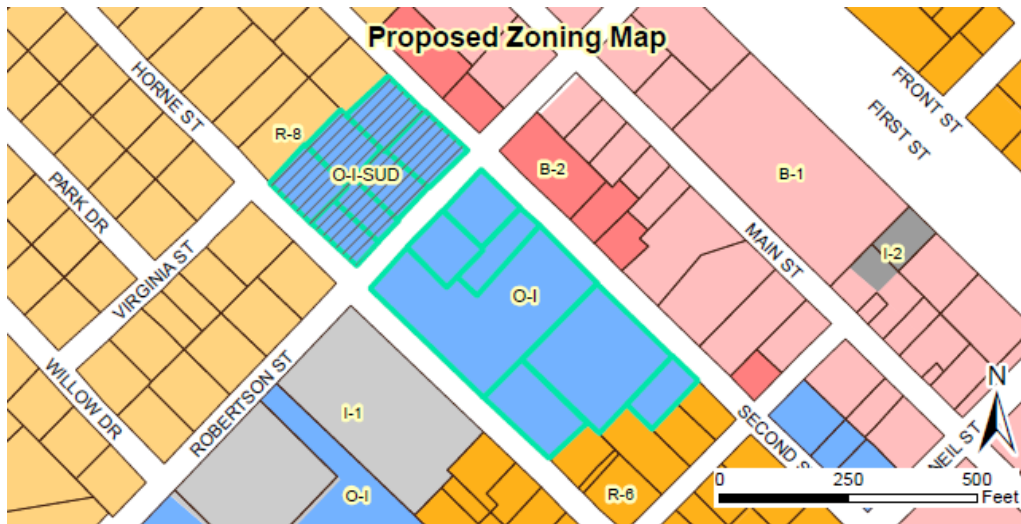


The rezoning is in anticipation of a future church campus master plan for this site. The master plan currently envisions sanctuary expansion, daycare, outdoor gathering space, and parking lot expansion. The parking is

planned to be across Robertson Street from the existing sanctuary. However, if this property is rezoned, any use allowable in O-I is acceptable. Any uses adjacent to residential properties would require appropriate landscape buffering to ensure compatibility.

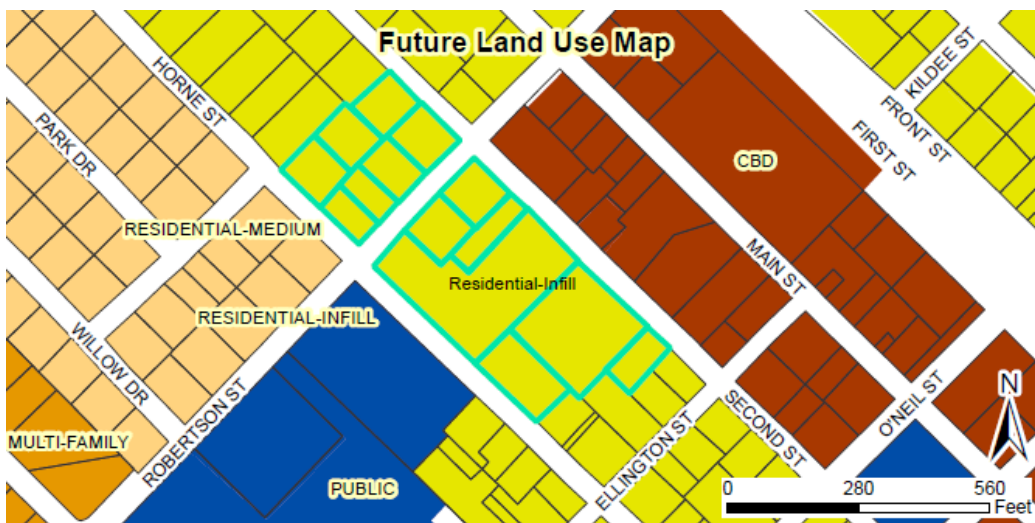
Compatibility with Surrounding Land Uses

The proposed zoning would be similar and compatible to uses that are surrounding the subject parcels. There are currently some commercial properties, a church, and some public facilities located adjacent to the subject parcels. While there are also several residential properties in the area, the O-I use may provide a buffer between the commercial strip to the northeast of the parcels and the residential parcels located to the west and the southwest of the parcels. Staff is recommending that the parcels on the west side of Roberson Street receive a Special Use District designation so that impacts on the existing residential neighborhood can be mitigated.



Consistency with the Strategic Growth Plan

The 2008 Strategic Growth Plan designates these parcels as Residential Infill, surrounded by areas designated as Residential-Medium, CBD, and Public. The continuation of the Hocutt Baptist Church campus is consistent with the needs of the community and the land use that has existed for many decades on this property.



CONSIDERATIONS:

- Rezoning is decided by the Town Council. The Planning Board shall make a recommendation to the Town Council.
 - When adopting or rejecting the rezoning, the Town Council shall approve a statement describing whether its action is consistent with adopted plans and/or policies of the Town and explaining why the Council considers the action taken to be reasonable and in the public interest.
-

FINDINGS:

The applicant has addressed the Rezoning Approval Criteria outlined in §155.704. The applicant's Findings of Fact are incorporated into the record as an attachment to the Staff Report.

STAFF RECOMMENDATION:

Staff is recommending approval of the rezoning of the subject parcel including the addition of a Special Use District designation over the seven parcels located west of Robertson Street.

ATTACHMENTS:

- 1) Staff Report Maps
 - a. As proposed by applicant
 - b. As proposed by Planning Department
- 2) Application
- 3) Neighborhood Meeting Materials

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Public Hearings

Meeting Date:

October 5, 2015

ITEM TITLE:

Hocutt Baptist Church Rezoning - 10-18-01-RZ

DESCRIPTION:

After further discussion with the applicant, the Hocutt Baptist Church rezoning request has been modified as shown in the staff report map dated September 28, 2015. The differences occur on the three lots furthest from the sanctuary, across Robertson Street. The most northwestern lot was removed from the request because no agreement could be reached with the land owner. The two westernmost lots are also removed from the request and will remain zoned Residential- 8 (R-8). These two lots contain a house and associated shed (accessory structure). It is the Church's stated goal to use this house as a residential unit. The remaining four lots across Robertson Street from the sanctuary are now proposed to be rezoned to Office-Institutional-Special Use District (O-I-SUD). The applicant is in agreement of this rezoning. The remaining parcels east of Robertson Street are still proposed to be rezoned to a standard Office-Institutional (O-I).

POTENTIAL ACTION:

Approval/Disapproval

DEPARTMENT:

Planning + Zoning

PRESENTER:

David DeYoung, Planning Director

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Public Hearing Set for October 5, 2015

Information Provided:

Staff Report / Application / Maps

Date:

Action Taken:

Information Provided:

PUBLIC NOTICE

In accordance with NC GS 160A-364, the Clayton Town Council will hold an evidentiary hearing on Monday, October 5, 2015 at 6:30 PM at Town Hall, 111 East Second Street, to consider special use application 15-39-01-SUP Fisher Street Two-Family Home. This application is for a Special Use Permit for a two-family home to be located in an R-8 zoning district; parcel number 166917-00-5716.

During an evidentiary hearing, the Clayton Town Council must make findings of fact based upon sworn testimony and other credible evidence. Citizens may give testimony in an evidentiary hearing after they have taken an oath.

This is an open meeting and the public is invited to attend.

Haley Hogg, Planner
919-553-5002

The Clayton News Star

Please advertise on the following dates:
September 23, 2015
September 30, 2015

Affidavit of publication required.

**TOWN OF CLAYTON
COUNCIL MOTION SHEET
ZONING ORDINANCE AMENDMENT**

15-39-01-SPM Fisher St Two-Family Home Special Use Permit

On August 24, 2015 the Planning Board heard the above-referenced request and made the following vote:

Recommendation to the Town Council to

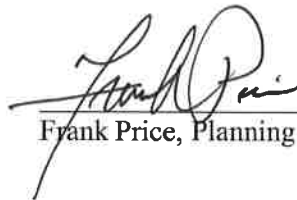
☒ approve the request;

☐ approve the request with the following modified or added conditions:

☐ deny the request.

Recommendation(s) made this 24 day of August 2015 while in regular session.

Signed:



Frank Price, Planning Board Chair

August 14, 2015

Jame LLC

Fisher Street Two Family Home Neighborhood meeting notes

Meeting started at 6:00 pm

5 neighbors showed up for the meeting see attached sign in sheet.

The following questions were asked at the meeting-

Daniel Smith stated he thought the lot was un-buildable since it had sat for so long undeveloped. *I reviewed the site plan with the neighbors and discussed set backs etc..... and that the proposed home plan was designed specifically for this lot.*

All the residents stated a great concern that the home located at 420 Andrews Street owned by Kevin Lamm was bringing down the entire neighborhood and that the Town needs to enforce minimum housing codes on this property ASAP. A large majority of the meeting revolved around this topic. *I stated that I would include this concern in the minutes.*

Deborah Hooker stated her desire that I keep the maple tree that is in the Right of Way along Fisher Street. *I told Deborah I would do everything possible to keep the tree.*

Several residents expressed concerns about the general conditions of sidewalks in the overall neighborhood. Some side walks have been replaced other need work. Some concern was noted with the town installing replacement sidewalks with out the grass strip between the back of curb and the sidewalk.

Questions were asked about rent rates. *I stated the basement unit would rent for \$695.00 and the upstairs unit would be \$995.00*

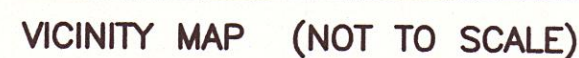
Daniel Smith stated he would like me to take down the sweet gum tree across the street from his home. *I stated I would take the tree down but upon further investigation I learned the tree is in the Right of Way and is not in the way of any proposed improvements I will be making on the lot, if my budget allows I will remove this tree.*

NEIGHBORHOOD MEETING ATTENDANCE ROSTER

Applicant: jame LLC Fisher

Location/Date: _____

	NAME	ADDRESS
1	Daniel Smith	509 Starling Street/Clayton, NC ²⁷⁵²⁰
2	Deborah Hooke	510 Fisker St 27520
3	Myna Johnson	513 S. Lombard St 27520
4	Sue & David Verrinder	412 Hamby St.
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		



FRONT.....	25	FEET
SIDE.....	10	FEET
REAR.....	25	FEET
CORNER SIDE.....	15	FEET

- 1) ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES
- 2) AREAS COMPUTED BY COORDINATE METHOD.
- 3) PROPERTY SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.
- 4) NO. 5 REBAR IRON STAKES WITH CAPS SET AT ALL LOT CORNERS UNLESS OTHERWISE NOTED
- 5) ZONING: R-8
- 6) NC PIN NO. 166917-00-5716
- 7) POWER TO BE SUPPLIED BY TOWN OF CLAYTON
- 8) SITE IS LOCATED WITHIN PLANNING JURISDICTION OF THE TOWN OF CLAYTON
- 9) CURRENT OWNER OF TRACT: JAMES & VALERIE LIPSCOMB
3407 BARBER MILL ROAD
CLAYTON, N.C. 27520.

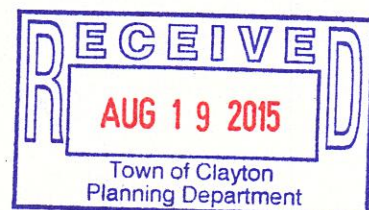
SITE DATA

AREA IN SITE	7630 SF		
	0.175 AC		
LOT COVERAGE	1096 SF	14.4%	OF SITE
IMPERVIOUS SURFACE AREA	2148 SF	28.1%	OF SITE

PLANT LEGEND

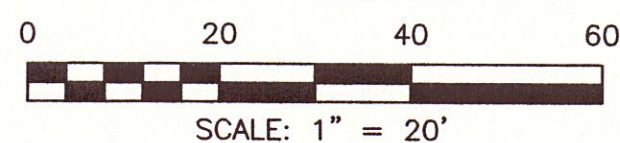
Diagram illustrating the layout of trees in a grid:

- Top Row (Canopy Trees):** 16 squares, each containing a canopy tree symbol.
- Middle Row (Understory Trees):** 16 squares, each containing an understory tree symbol.
- Bottom Row (Shrubs):** 16 squares, each containing a shrub symbol.
- Bottom Right (Existing Trees):** 4 squares, each containing an existing tree symbol.



JAMES HOWARD LIPSCOMB
AND
VALERIE LANGDON LIPCOMB

CLAYTON TOWNSHIP, JOHNSTON COUNTY
NORTH CAROLINA
AUGUST 18, 2015



ANDREWS STREET 50' R/W (PUBLIC)

FISHER STREET 50' R/W (PUBLIC)

N/F
SOUTH FAYETTEVILLE
STREET, LLC.
DB 3422 PG 887
PIN 166917-00-3692
ZONING: R-8

LEGEND

○	IPF	IRON PIPE FOUND
○	IPS	IRON PIPE SET
□	CMF	CONCRETE MONUMENT FOUND
□	PKNF	PARKER-KALON NAIL FOUND
●	PNKS	PARKER-KALON NAIL SET
●	RSF	RAILROAD SPIKE
●	CSS	COTTON SPIKE FOUND
●	CSS	COTTON SPIKE SET
●	CC	CONTROL CORNER
△	ECC	EXISTING CURB CUT
	P/P	POWER POLE
	OPW	OVERHEAD POWER LINE
	R/W	RIGHT OF WAY
	S.F.	SQUARE FEET
	AC	ACRE
	DB	DEED BOOK
	PB	PLAT BOOK
	BOM	BOOK OF MAPS
	PG	PAGE
	LF	LINEAR FEET
	15S	LOT HAS OFFSITE SEWER
	15SL	OFFSITE SEWER LOT
	15R	RECOMBINATION LOT
	<u>100</u>	STREET ADDRESS
---	---	---
		LINES NOT SURVEYED

SURVEYED BY:

DRAWN BY:
MIKE

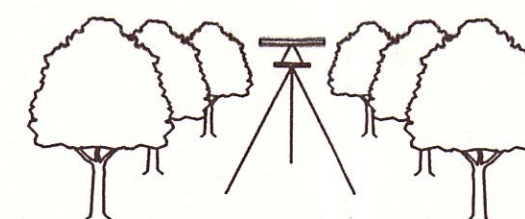
CHECKED BY:

DRAWING NAME:
SITEPLAN.DWG

SURVEY DATE:

JOB NO. 522.007

TRUE LINE SURVEYING, P.C.



205 WEST MAIN STREET
CLAYTON, N.C. 27520
TELEPHONE: (919) 359-0427
FAX: (919) 359-0428
www.truelinesurveying.com



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

SPECIAL USE APPLICATION

Pursuant to Article 7, Section 155.711 of the Unified Development Code, an owner of land within the jurisdiction of the Town (or a duly authorized agent) may petition the Town Council to allow a Special Use. Special Uses are uses that may be appropriate in a particular district, but have the potential to create incompatibilities with adjacent uses.

Fee: The application fee is \$400.00. All fees are due when the application is submitted.

A Site Plan application (major or minor, as applicable) and fee is required for all new / modified development.

Please note that Section 155.702(B) of the Unified Development Code requires a Neighborhood Meeting for all Special Use Permit applications.

APPLICATION TYPE

☒ New Special Use Permit

☐ Major Modification to an approved SUP

Permit Modified: _____

SITE INFORMATION

Name of Project: ~~jame LLC~~ ^{Two-family home duplex} Fisher Street home Acreage of Property: 0.14 acres
Parcel ID Number: ~~166917-00-5716~~ ¹⁶⁶⁹¹⁷⁻⁰⁰⁻⁵⁷¹⁶ Tax ID: ~~05013038~~ ⁰⁵⁰¹³⁰³⁸
Deed Book: 4219 Deed Page(s): 590
Address/Location: 501 Fisher Street Clayton NC 27520

Existing Use: vacant lot Proposed Use: 2 family home

Is project within a Planned Development? ☒ No ☐ Yes

Planned Development District (if applicable): _____

Is project within an Overlay District: ☒ No ☐ Yes

Overlay District (if applicable): _____

OFFICE USE ONLY

Date Received: **AUG 03 2015**

Amount Paid: **\$400.00**

Permit Number: **15-39-01-SUP**

Town of Clayton
Planning Department

PROPERTY OWNER INFORMATION

Name: James and Valerie Lipscomb

Mailing Address: 3407 Barber Mill Road Clayton NC 27520

Phone Number: 919-422-4704

Fax:

Email Address: James@myHTR.com

APPLICANT INFORMATION

Applicant: James Lipscomb

Mailing Address: 3407 Barber Mill Road Clayton NC 27520

Phone Number: 919-422-4704

Fax:

Contact Person: James Lipscomb

Email Address: James@myHTR.com

REQUIRED INFORMATION (to be submitted with the application)

The following items must accompany a Special Use Permit (CUP) application.

To be completed by the applicant:			To be completed by staff:		
	Yes	N/A	Yes	No	N/A
1. A pre-application conference was held with Town of Clayton staff. Date: _____	☒	☐	☒		
2. Review Fee (\$400)	☒	☐	☒		
3. Completed application (9 copies)	☒	☐	☒		
4. Owner's Consent Form (9 copies)	☒	☐	☒		☒
5. Adjacent property owners list (9 copies)	☒	☐	☒		
6. Wastewater allocation request OR verification of wastewater allocation (9 copies)	☐	☒		☒	
7. Signed and sealed traffic impact analysis (2 copies)	☐	☒		☒	☒
8. If applicant is concurrently applying for site plan approval, a copy of the proposed site plan.	☐	☒	☒	☒	☒
9. Neighborhood meeting notice letter (9 copies) See sample letter and meeting requirements included in this packet	May be provided at time of submittal if meeting date is known – otherwise must be submitted by email or mail on date the letter is mailed out.				
10. Set of stamped, addressed envelopes using the adjacent property owners list	May be provided at time of submittal OR no later than 25 days prior to the Town Council meeting.				
11. Neighborhood meeting summary form (9 copies) Form is included in this packet	Must be submitted after neighborhood meeting is held and at least 10 days prior to Planning Board meeting.				

Note: More information may be requested by the Planning Department depending on the project

REQUIRED FINDINGS OF FACT

Section 155.711(I) of the Unified Land Development Code requires applications for a Special Use to address the following findings. The burden of proof is on the applicant and failure to adequately address the findings may result in denial of the application. Please attach additional pages if necessary.

1. That the application will not materially endanger the public health or safety if located where proposed, and developed according to the plans as submitted and approved.

The proposed 2 family dwelling is in keeping with the character of the homes in the neighborhood and will not materially endanger the public health or safety of the neighborhood.

2. That the application meets all required specifications and conforms to the standards and practices of sound land use planning and the Town Code of Ordinances and other applicable regulations.

The proposed 2 family home meets all requirements of the Town of Clayton's Code or Ordinance and there are other multi-family structures immediately adjacent to the site.

3. That the application will not substantially injure the value of adjoining or abutting property, and will not be detrimental to the use or development of adjacent properties or other neighborhood uses.

The proposed 2 family home will be the newest and more expensive than most homes in the immediate neighborhood. There will be no detrimental impact on the surrounding homes or property values.

4. That the application will not adversely affect the adopted plans and policies of the Town, or violate the character of existing standards for development of the adjacent properties.

The proposed 2 family home will not adversely affect the adopted plans and policies of the Town, or violate the character of existing standards for development of the adjacent properties.

EXPLANATION OF PROJECT

Please provide detailed information concerning all requests. Attach additional sheets if necessary.

See attached floorplan and elevations of proposed 2 family home. This home contains a total of 2,326 square feet. The basement has a 626 square foot one bedroom suite that can be accessed from the primary dwelling or from the rear of the structure. This basement suite could be rented with the primary dwelling as a 4 bedroom 3 full bath home or by locking off the stairway the basement suite can be rented as a stand alone dwelling unit. We plan on having 2 separate onsite parking pads to accomadate atleast 2 cars on each pad (see attached preliminary plat) Owner would like to reserve the right to have the basement accessed from the exterior of the structure only with no internal stair access.

APPLICANT AFFIDAVIT

I/We, the undersigned, do hereby make application and petition to the Town Council of the Town of Clayton to approve the subject Special Use Permit. I hereby certify that I have full legal right to request such action and that the statements or information made in any paper or plans submitted herewith are true and correct to the best of my knowledge. I understand this application, related material and all attachments become official records of the Planning Department of the Town of Clayton, North Carolina, and will not be returned.

JAMES LIPSCOMB

Print Name

James Lipscomb

Signature of Applicant

8-3-15

Date

Valerie Lipscomb

Valerie Lipscomb

8-3-15

NEIGHBORHOOD MEETING SUMMARY FORM

FILL OUT THE FOLLOWING:

Date of Mailing: August 3rd, 2015

I hereby attest that letters were mailed to the addresses listed on the Adjacent Property Owners List (attached):

Printed Name: James Lipscomb

Signature: _____

Date of Meeting: August 14th, 2015

Time of Meeting: 6:00pm to 7:30pm

Location of Meeting: 425 Lombard Street Clayton NC 27520

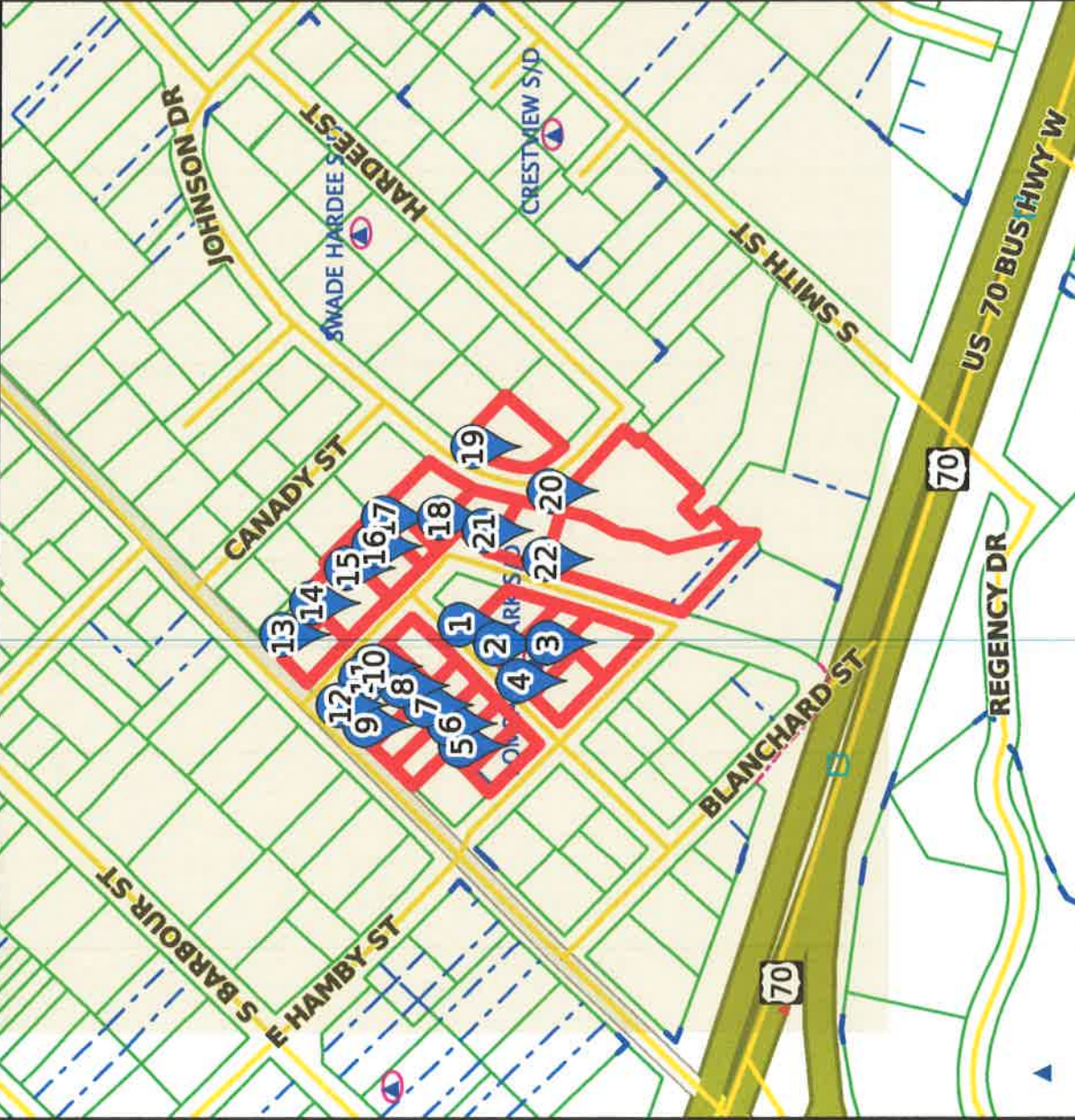
Meeting Summary/Minutes: *provide a summary of the discussion held at the meeting, including issues raised and any changes made by the applicant as a result of the meeting.*

Please write clearly (or submit a typed summary), and use additional sheets if necessary.



*** DISCLAIMER ***

Johnston County assumes no legal responsibility for the information represented here.



Result 1

id: 05013056

Tag: 05013056

Tax Unique Id: 4166295

NCPin: 166917-00-3692

Mapsheet No: 166917

Owner Name 1: SOUTH FAYETTEVILLE

STREET LLC

Owner Name 2:

Mail Address 1: 603 SOUTH FAYETTEVILLE

STREET

Mail Address 2:

Mail Address 3: CLAYTON, NC 27520-0000

Site Address 1: 513 FISHER ST

Site Address 2: CLAYTON, NC 27527-

Book: 03422

Page: 0887

Market Value: 60460

Assessed Acreage: 1

Calc. Acreage: 0.213

Sales Price: 0

Sale Date: 2007-09-20

Scale: 1:3488 - 1 in. = 290.69 feet

(The scale is only accurate when printed landscape on a 8 1/2 x 11 size sheet with no page scaling.)



LIST FOR MAILING TO NEIGHBORS

Result 2

id: 05013029 ✓
Tag: 05013029
Tax Unique Id: 4166292
NCPin: 166917-00-3576
Mapsheet No: 166917
Owner Name 1: JONES, WILLIAM HAROLD
Owner Name 2: JONES, SANDRA B
Mail Address 1: 1791 WORTHINGTON RD
Mail Address 2:
Mail Address 3: GREENVILLE, NC 27858-8374
Site Address 1: 515 FISHER ST
Site Address 2: CLAYTON, NC 27520-
Book: 01438
Page: 0853
Market Value: 68280
Assessed Acreage: 1
Calc. Acreage: 0.239
Sales Price: 0
Sale Date: 1995-04-20

Result 3 ✓

id: 05013031
Tag: 05013031
Tax Unique Id: 4166274
NCPin: 166917-00-3466
Mapsheet No: 166917
Owner Name 1: MONSEES, MARIE STALLINGS
Owner Name 2: CARROLL, DIANNE
STALLINGS
Mail Address 1: 107 TEASEL COURT
Mail Address 2:
Mail Address 3: CLAYTON, NC 27527-0000
Site Address 1:
Site Address 2:
Book: 03394
Page: 0145
Market Value: 81340
Assessed Acreage: 1
Calc. Acreage: 0.174
Sales Price: 0
Sale Date: 2007-08-02

Result 4 ✓

id: 05013030
Tag: 05013030
Tax Unique Id: 4222781
NCPin: 166917-00-2591
Mapsheet No: 166917
Owner Name 1: ELLEN, KATHY C
Owner Name 2:
Mail Address 1: 502 HAMBY ST
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-0000
Site Address 1: 502 E HAMBY ST
Site Address 2: CLAYTON, NC 27520-
Book: 01770
Page: 0377
Market Value: 74630
Assessed Acreage: 1
Calc. Acreage: 0.157
Sales Price: 0
Sale Date: 1998-12-01

Result 5 ✓

id: 05013027
Tag: 05013027
Tax Unique Id: 4275172
NCPin: 166917-00-1664
Mapsheet No: 166917
Owner Name 1: VERRINDER, DAVID EDWARD
Owner Name 2: VERRINDER, SUE
Mail Address 1: 412 HAMBY ST
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-2731
Site Address 1: 412 E HAMBY ST
Site Address 2: CLAYTON, NC 27520-
Book: 04404
Page: 0952
Market Value: 80410
Assessed Acreage: 0.15
Calc. Acreage: 0.147
Sales Price: 0
Sale Date: 2014-01-21

Result 6

id: 05013026 ✓
Tag: 05013026
Tax Unique Id: 4226552
NCPin: 166917-00-2615
Mapsheet No: 166917
Owner Name 1: PLANTY, SANDRA FAYE LEE
Owner Name 2:
Mail Address 1: 516 FISHER ST
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-2507
Site Address 1: 516 FISHER ST
Site Address 2: CLAYTON, NC 27527-
Book:
Page:
Market Value: 61960
Assessed Acreage: 1
Calc. Acreage: 0.118
Sales Price: 0
Sale Date:

Result 7

id: 05013023 ✓
Tag: 05013023
Tax Unique Id: 4222770
NCPin: 166917-00-2701
Mapsheet No: 166917
Owner Name 1: JOHNSON, PHILLIP MORRIS
Owner Name 2: JOHNSON, MYRNA
Mail Address 1: 513 S LOMBARD ST
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-2522
Site Address 1: 513 S LOMBARD ST
Site Address 2: CLAYTON, NC 27520-
Book: 00727
Page: 0615
Market Value: 82320
Assessed Acreage: 0.22
Calc. Acreage: 0.224
Sales Price: 0
Sale Date: 1972-01-01

Result 8

id: 05013025 ✓
Tag: 05013025
Tax Unique Id: 4166289
NCPin: 166917-00-2773
Mapsheet No: 166917
Owner Name 1: HOOKER, DEBORAH ANNE
Owner Name 2:
Mail Address 1: 510 FISHER STREET
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-0000
Site Address 1: 510 FISHER ST
Site Address 2: CLAYTON, NC 27527-
Book: 03205
Page: 0904
Market Value: 56260
Assessed Acreage: 1
Calc. Acreage: 0.13
Sales Price: 91500
Sale Date: 2006-09-27

Result 9

id: 05013022 ✓
Tag: 05013022
Tax Unique Id: 4156637
NCPin: 166917-00-2709
Mapsheet No: 166917
Owner Name 1: WALTERS, LUTHER A
Owner Name 2: WALTERS, KATHERINE C
Mail Address 1: 5715 HIGHWAY 85 N
Mail Address 2:
Mail Address 3: CRESTVIEW, FL 32536-9003
Site Address 1: 509 S LOMBARD ST
Site Address 2: CLAYTON, NC 27520-
Book: 04628
Page: 0707
Market Value: 49750
Assessed Acreage: 1
Calc. Acreage: 0.109
Sales Price: 76000
Sale Date: 2015-07-20

Result 10 ✓

id: 05013025A
Tag: 05013025A
Tax Unique Id: 4166290
NCPin: 166917-00-3747
Mapsheet No: 166917
Owner Name 1: JONES, JOHNNY BATTLE
Owner Name 2:
Mail Address 1: 413 BLANCHARD ST
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-2701
Site Address 1: 504 FISHER ST
Site Address 2: CLAYTON, NC 27527-
Book: 03585
Page: 0774
Market Value: 63630
Assessed Acreage: 1
Calc. Acreage: 0.146
Sales Price: 0
Sale Date: 2008-08-07

Result 11 ✓

id: 05013025B
Tag: 05013025B
Tax Unique Id: 4166291
NCPin: 166917-00-3821
Mapsheet No: 166917
Owner Name 1: BROWN, DEBORAH JEAN
Owner Name 2:
Mail Address 1: 419 EAST MAIN STREET
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-0000
Site Address 1: 411 ANDREWS ST
Site Address 2: CLAYTON, NC 27520-
Book: 03672
Page: 0998
Market Value: 51560
Assessed Acreage: 1
Calc. Acreage: 0.117
Sales Price: 0
Sale Date: 2009-03-20

Result 12 ✓

id: 05013021
Tag: 05013021
Tax Unique Id: 4234956
NCPin: 166917-00-2865
Mapsheet No: 166917
Owner Name 1: FESTEJOS ENTERPRISES INC
Owner Name 2:
Mail Address 1: 905 E MAIN ST
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-2629
Site Address 1:
Site Address 2:
Book: 04388
Page: 0902
Market Value: 111080
Assessed Acreage: 1
Calc. Acreage: 0.221
Sales Price: 0
Sale Date: 2013-12-05

Result 13 ✓

id: 05013002
Tag: 05013002
Tax Unique Id: 4234645
NCPin: 166917-01-4022
Mapsheet No: 166917
Owner Name 1: LIPSCOMB, JAMES H
Owner Name 2: LIPSCOMB JOHN V &
Mail Address 1: 107 STONE LANE
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-0000
Site Address 1: 401 ANDREWS ST
Site Address 2: CLAYTON, NC 27520-
Book: 02613
Page: 0072
Market Value: 126950
Assessed Acreage: 1
Calc. Acreage: 0.13
Sales Price: 0
Sale Date: 2003-12-31

Result 22 ✓

id: 05013008
Tag: 05013008
Tax Unique Id: 4217675
NCPin: 166917-00-5478
Mapsheet No: 166917
Owner Name 1: ONEAL, WILLIAM R
Owner Name 2:
Mail Address 1: 517 STARLING ST
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-2524
Site Address 1:
Site Address 2:
Book: 04035
Page: 0439
Market Value: 128620
Assessed Acreage: 0.71
Calc. Acreage: 0.7
Sales Price: 0
Sale Date: 2011-10-17

Result 23

Duplicate ✓

id: 05013008
Tag: 05013008
Tax Unique Id: 4217675
NCPin: 166917-00-5478
Mapsheet No: 166917
Owner Name 1: ONEAL, WILLIAM R
Owner Name 2:
Mail Address 1: 517 STARLING ST
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-2524
Site Address 1:
Site Address 2:
Book: 04035
Page: 0439
Market Value: 128620
Assessed Acreage: 0.71
Calc. Acreage: 0.7
Sales Price: 0
Sale Date: 2011-10-17

August 3, 2015

Dear Clayton Area Property Owner:

The purpose of this letter is to notify you of an application filed with the Town of Clayton for a land use proposal involving property adjacent to, or in close proximity to, property shown in your ownership by Johnston County tax records. Per Town of Clayton regulations, a neighborhood meeting will be held to provide information to area residents about the nature of the proposal. A representative of the applicant will be present to explain their application, answer questions, and solicit comments.

See attached explanation letter, floor plan and plat map.

Sincerely,

James and Valerie Lipscomb, applicant

James and Valerie Lipscomb
3407 Barber Mill Road
Clayton NC 27520

August 3 2015

To: Neighbors within 100 feet of 501 Fisher Street Clayton NC 27520
(Vacant Lot on corner of Fisher and Andrews Street)

From: James and Valerie Lipscomb

Re: Special Use Permit request required Neighborhood meeting to discuss
proposed 2 family home to be built at 501 Fisher Street (meeting required by
Town of Clayton)

A Neighborhood Meeting will be held on Friday August 14th, 2015 at McCullers Whitaker and Hamer Law Office located at 425 Lombard Street Clayton NC 27520. The purpose of the meeting will be to discuss a proposal to build a new 2 Family Home on the above referenced property. The 2 Family Home that is proposed is simply a 1500 square foot 1 and ½ story home that has a 650 square basement apartment that could be rented separately from the primary dwelling. Enclosed is a copy of the proposed floor plan and elevation for the home and the proposed site plan.

The Town of Clayton Planning Board will consider the proposed 2 Family Home at their meeting at 6pm on Monday August 24th 2015.

If you cannot make the meeting on August 14th from 6pm to 7:30 pm please feel free to call me at 919-422-4704 to discuss the proposal.

Sincerely,



James Lipscomb

cc. Town of Clayton Planning Department



1 Opt. 2 Front Elevation
1/8" = 1'-0"



2 Opt. 2 Rear Elevation
1/8" = 1'-0"

McCLENTIC DESIGN

PO Box 763
Clayton NC, 27528
phone 339 987-0437
www.mcclecticdesign.com

**James and
Valerie
Lipscomb
Rental House**

Elevations - Opt. 2

Project number	2012R014
Date	07-19-15
Drawn by	Author
Checked by	Checker

ASK-4

Scale 1/8" = 1'-0"



1 Opt. 2 Left Elevation
1/8" = 1'-0"



2 Opt. 2 Right Elevation
1/8" = 1'-0"

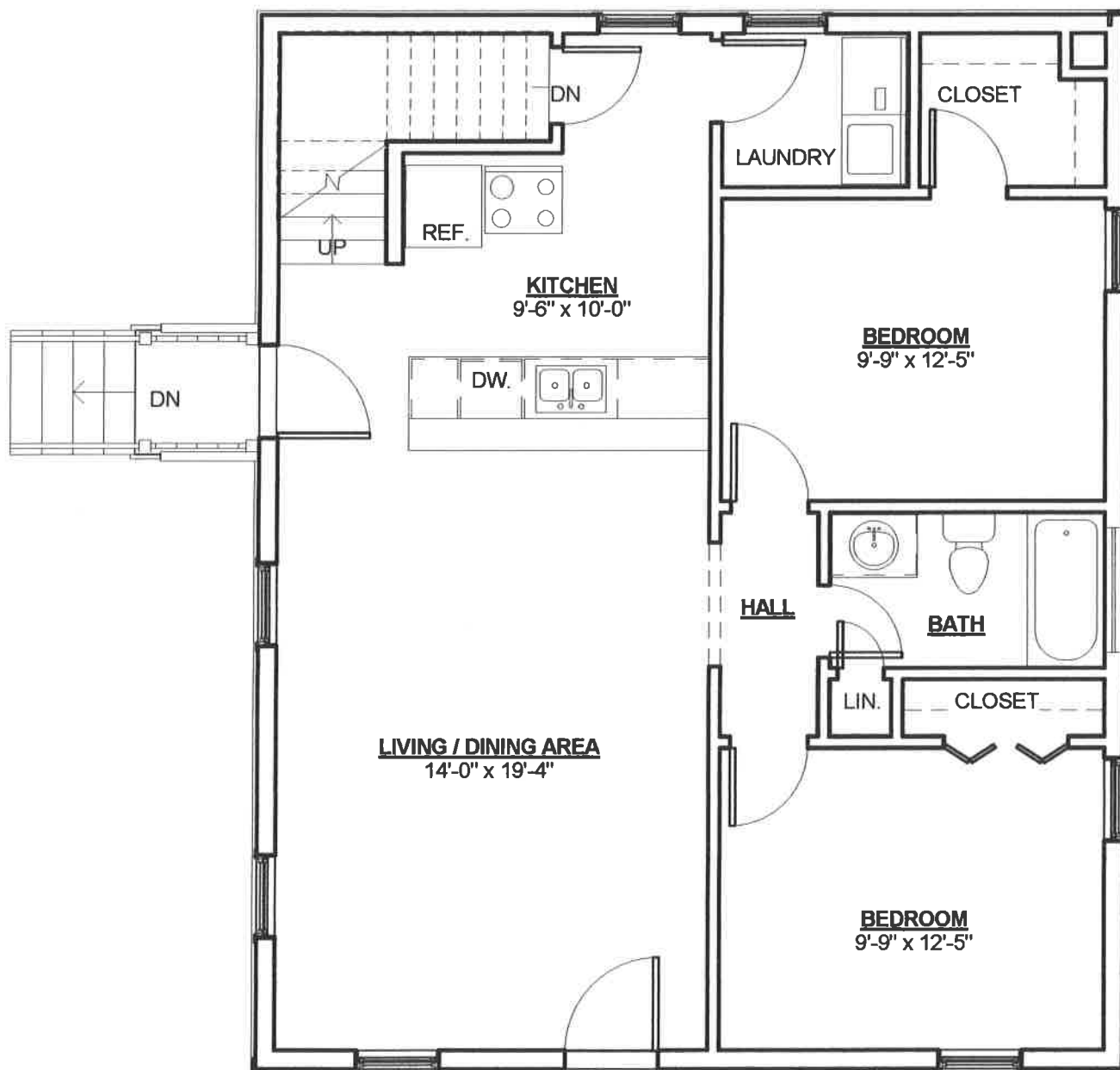
McCLENTIC DESIGN

PO Box 763
Clayton NC, 27528
phone 339 987-0437
www.mcclecticdesign.com

**James and
Valerie
Lipscomb
Rental House**

Elevations - Opt. 2

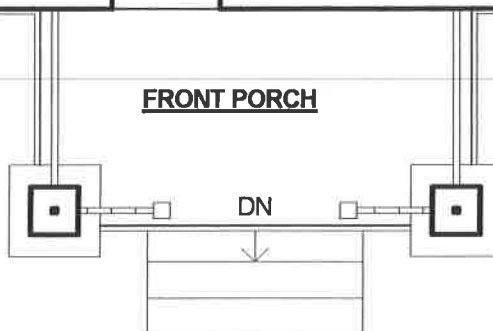
Project number	2012R014	ASK-5
Date	07-19-15	
Drawn by	Author	
Checked by	Checker	
Scale		1/8" = 1'-0"



Building Area - Conditioned Space

Basment - 876 square feet
 1st floor - 879 square feet
 2nd floor - 628 square feet
 Total 2328 square feet

FRONT PORCH



① **First Floor Plan**
 3/16" = 1'-0"

McCLENTIC DESIGN

PO Box 763
 Clayton NC, 27528
 phone 339 987-0437
 www.mcclecticdesign.com

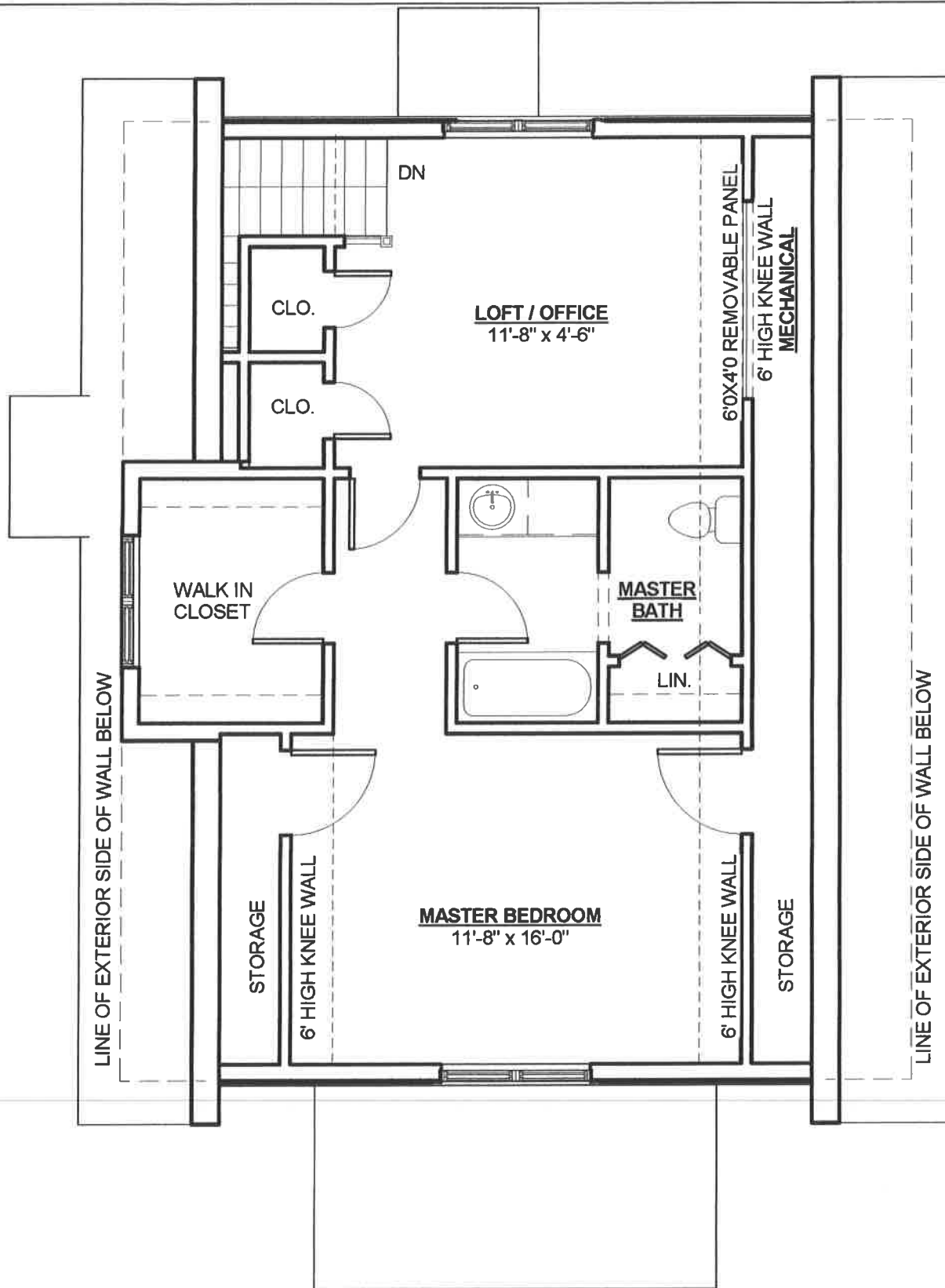
**James and
 Valerie
 Lipscomb
 Rental House**

First Floor - Opt. 2

Project number	2012R014
Date	07-19-15
Drawn by	Author
Checked by	Checker

ASK-2

Scale 3/16" = 1'-0"



1 Second Floor Plan
3/16" = 1'-0"

MCCLENTIC DESIGN

PO Box 763
Clayton NC, 27528
phone 339 987-0437
www.mcclenticdesign.com

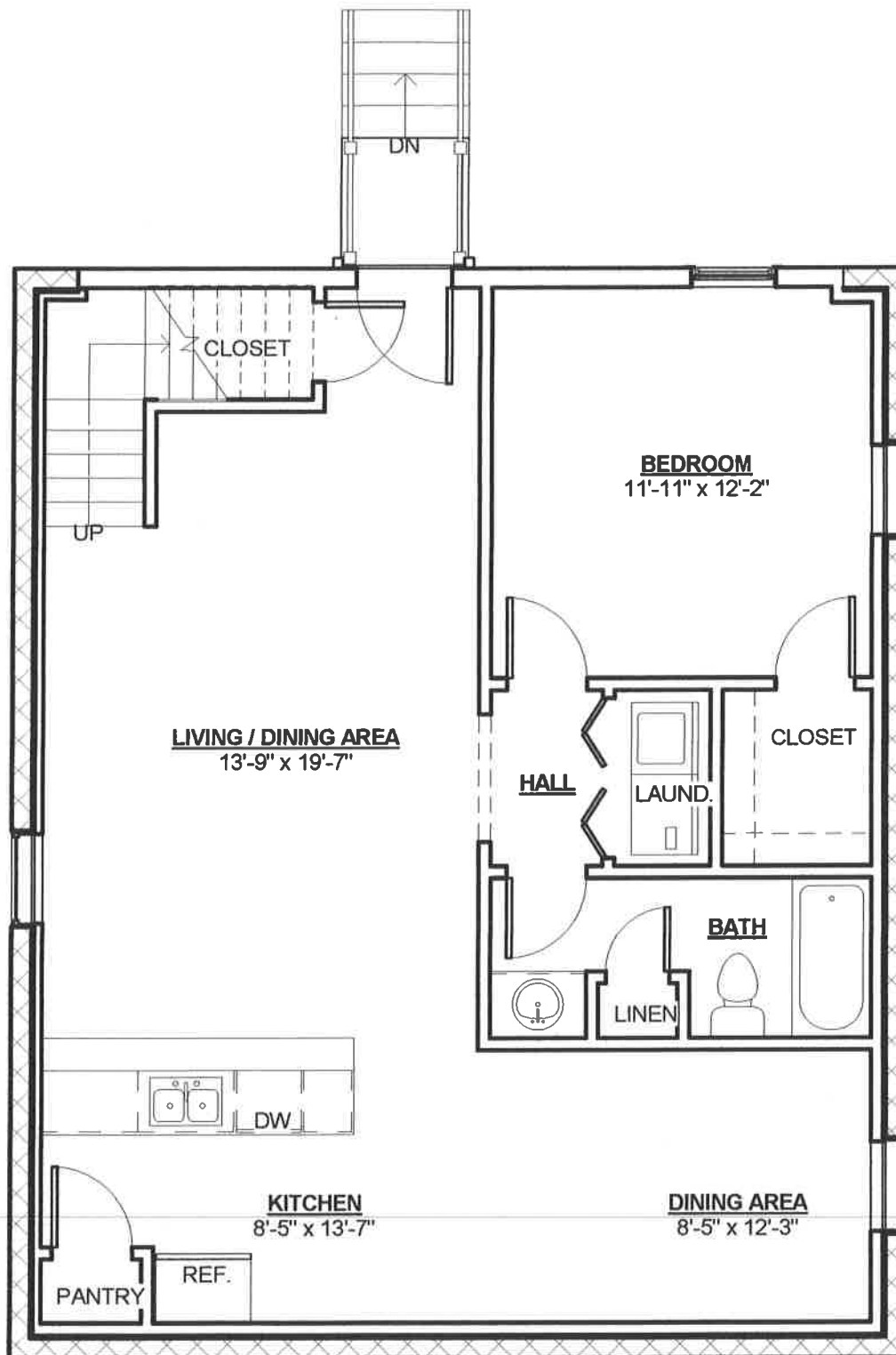
**James and
Valerie
Lipscomb
Rental House**

2nd Floor Plan - Opt. 2

Project number	2012R014
Date	07-19-15
Drawn by	Author
Checked by	Checker

ASK-3

Scale 3/16" = 1'-0"



1 Basement
3/16" = 1'-0"

MCCLENTIC DESIGN

PO Box 763
Clayton NC, 27528
phone 339 987-0437
www.mcclenticdesign.com

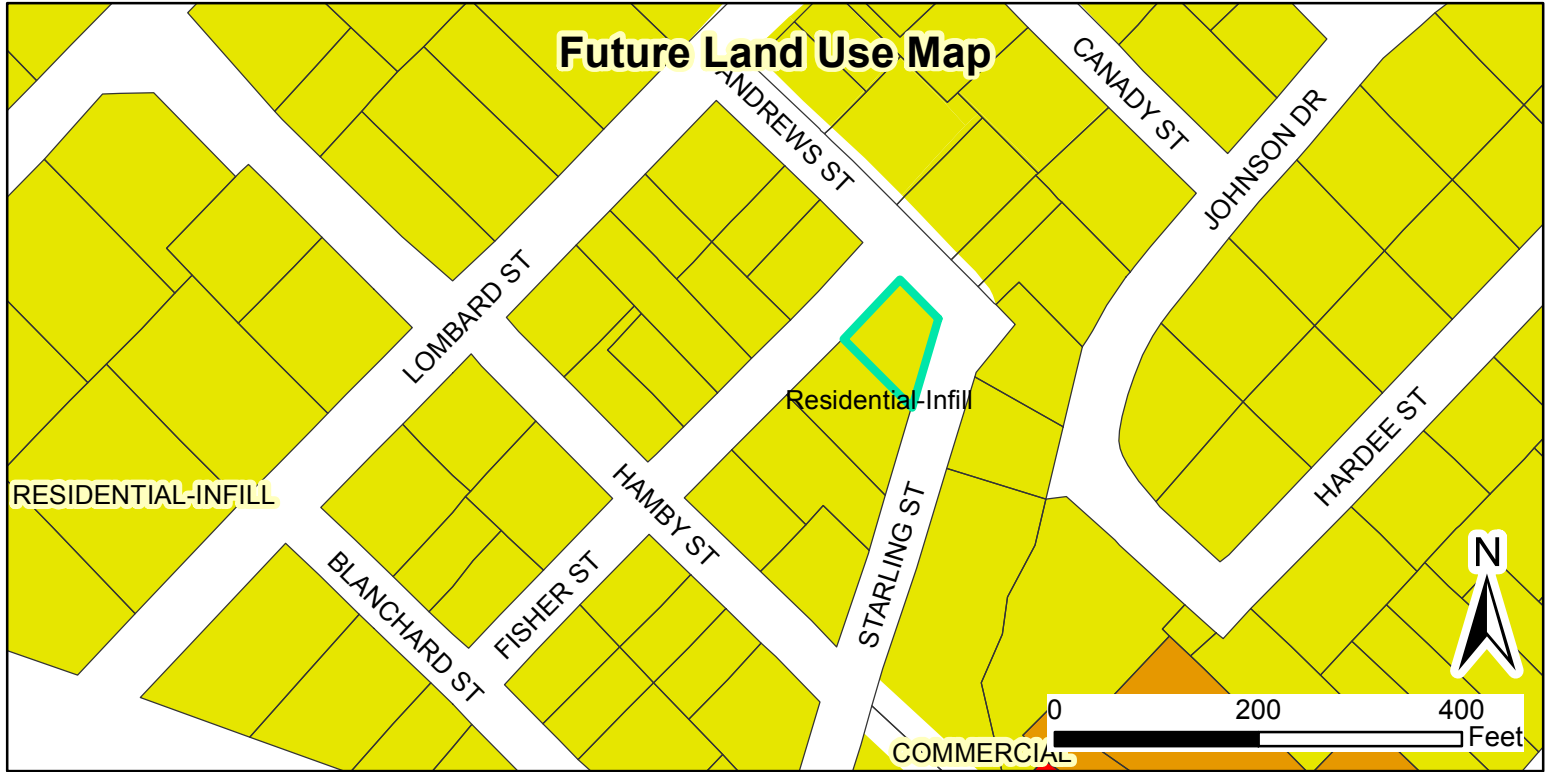
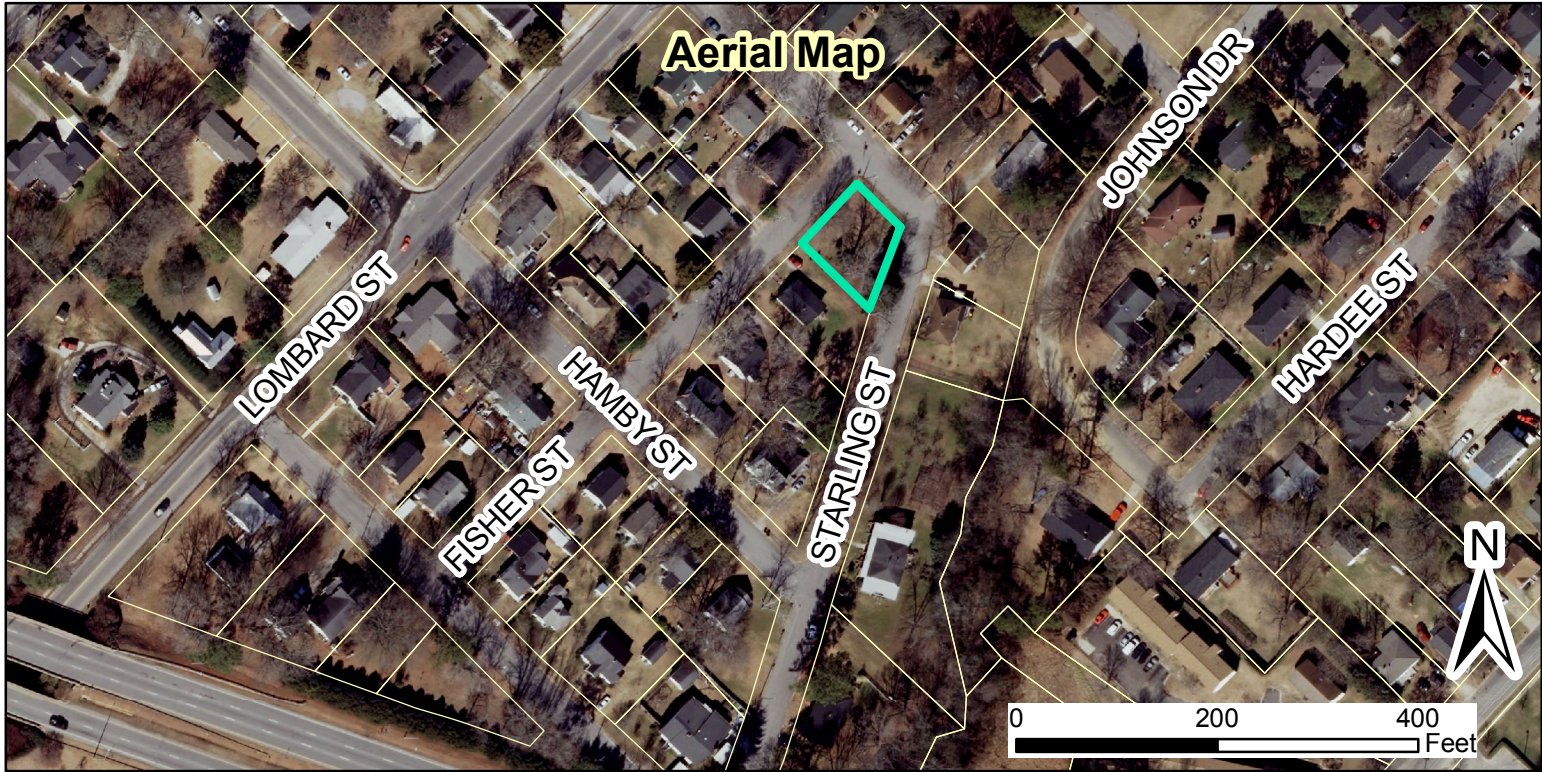
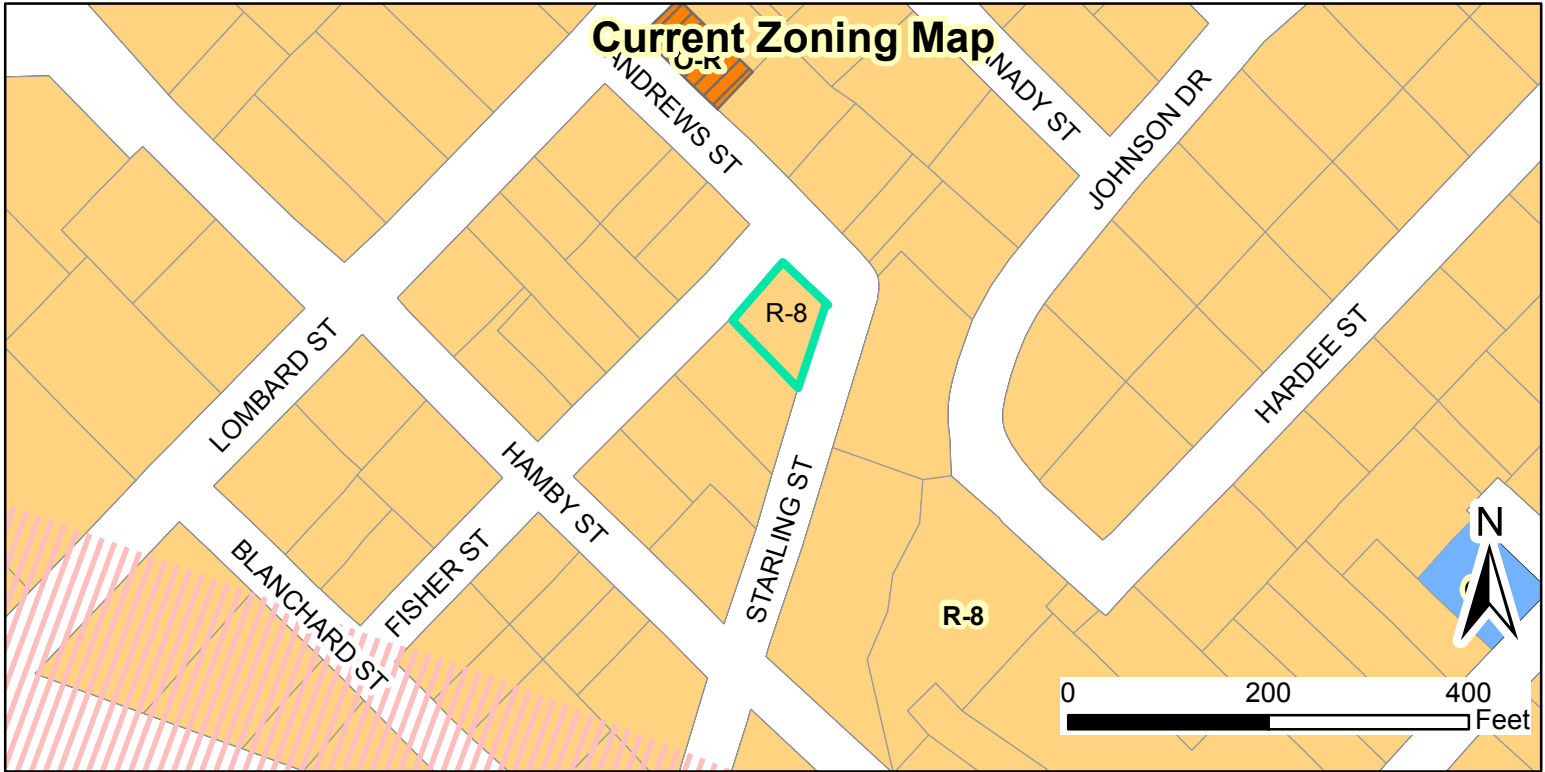
**James and
Valerie
Lipscomb
Rental House**

Basement - Opt. 2

Project number	2012R014
Date	07-19-15
Drawn by	Author
Checked by	Checker

ASK-1

Scale 3/16" = 1'-0"



15-39-01-SUP- Fisher St Two-Family Home Special Use
Request: Special Use Permit
15-39-02 SPM- Fisher Two-Family Home Minor Site Plan
Request: Two-Family Home

Applicant: James Lipscomb
Property Owner: James & Valerie Lipscomb
Parcel ID Number: 166917-00-5716
Tag #: 05013038



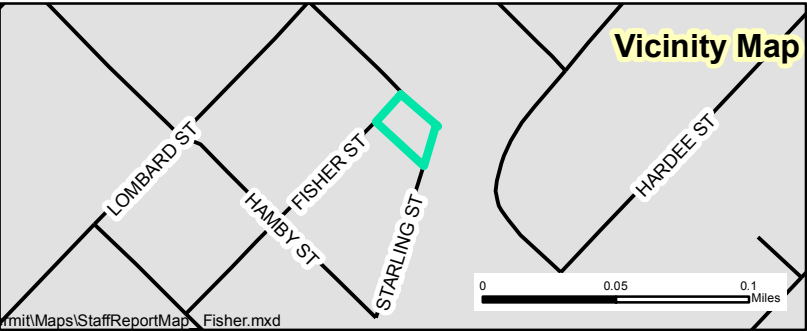
Site 
Special Use District 
Thorough Fare Overlay 
Scenic Highway Overlay 

08/18/2015

Produced by: TOC Planning

Disclaimer: Town of Clayton assumes no legal responsibility for the information represented here.

Document Path: \\TOC-FILE-01\Shares\ComDev\Planning\PLANNING\SPECIAL USE\2015\15-39-01-SUP - Fisher St Two-Family Home - special use permit\Maps\StaffReportMap_Fisher.mxd





Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

August 24, 2015

STAFF REPORT

Application Number: 15-39-01-SUP

Project Name: Fisher Street Two-Family Home special use permit

NC PIN / Tag #: 166917-00-5716 / 05013028
Town Limits/ETJ: Town Limits
Overlay: None
Applicant: James Lipscomb
Owner: James & Valerie Lipscomb
Location: 501 Fisher Street, adjacent to Andrews Street between Fisher Street and Starling Street

Public Noticing:

- Neighborhood meeting August 14, 2015
- Sign posted August 20, 2015
- Newspaper ad prior to September 23, 2015

REQUEST: The applicant is requesting a special use permit to develop a two-family home in an R-8 zoning district.

SITE DATA:

Acreage: 0.14 acres
Existing Use: Vacant



ADJACENT ZONING AND LAND USES:

Direction	Zoning	Existing Use
North	Residential-8 (R-8)	Single-Family Residences and Two-Family Home
South	Residential-8 (R-8)	Single-Family Residences
East	Residential-8 (R-8)	Single-Family Residences
West	Residential-8 (R-8)	Single-Family Residences

DEVELOPMENT DATA:

Proposed Uses: Two-Family Home

Buildings: 1 building

Impervious Surface: 2,148 square feet (28.1%)

Fire Protection: Town of Clayton

Access/Streets: Access will be provided via two separate driveway access locations. One will be located off of Fisher Street, with the second located off of Starling Street.

Water/Sewer Provider: Town of Clayton

Electric Provider: Town of Clayton

STAFF ANALYSIS:

Overview

The applicant is requesting a special use permit approval to develop a two-family home in an R-8 zoning district. This project is running concurrently with minor site plan application (15-39-02-SPM).



Consistency with Adopted Plans:

- **Strategic Growth Plan**

The 2008 Strategic Growth Plan designates this site and all surrounding properties as “Residential-Infill”. The plan does not specify what type of residential uses the area was envisioned to be used for, and there is currently a two-family home (duplex) located just north of the subject property. Since the property will still be developed for a residential use, it is consistent with the Strategic Growth Plan.

- **Unified Development Code**

The proposed development is consistent and meets the applicable requirements of the Unified Development Code (UDC).

Associated Site Plan

The two-family home will be a total of 952 square feet under roof, with one unit accessible from Fisher Street and separate basement unit accessible from Starling Street. There will be two separate driveways for the residents, one located off of Starling Street and the other located off of Fisher Street. The driveway/parking area off of Fisher Street will have two separate entrances and porches. The driveway/parking area off of Starling Street will have its own entrance and porch as well.

The setbacks are less than what is required by Code in a R-8 residential subdivision. This is because this neighborhood was developed prior to the current setbacks. The Code allows for reduced setbacks in situations like this, so long as they are not less than that of neighboring properties. The setbacks for the proposed two-family home are similar to their closest neighbor, and are acceptable to Planning Staff.

Landscaping and Buffering

No landscape buffering is required between residential uses in a residential neighborhood. The applicant has provided street trees in adequate quantity for the proposed site plan.

Recreation and Open Space

N/A

Environmental

N/A

Signs

N/A

Multi-Modal Access

There is an existing 4' concrete sidewalk located along Fisher Street. The existing sidewalk along the property on the Fisher Street will remain. There will be no sidewalk access to the basement unit, as there is currently no sidewalk along Starling Street.

Architecture

The architectural elevations are acceptable to staff.

Waivers/Deviations/Variations from Code Requirements

None.

FINDINGS

When considering a Special Use Permit application, the Town Council shall consider specific Findings of Fact. A Special Use which fails to meet any of these Findings shall be deemed adverse to the public interest and shall not be approved. The applicant has adequately addressed the Findings of Fact expressly established by Chapter 155.711(l) of the UDC, and these Findings are accepted as part of the completed application.

CONSIDERATIONS:

- The Town Council approves Special Use Permits. The Planning Board shall make a recommendation to the Town Council.
-

RECOMMENDATION:

Staff is recommending approval of the Special Use Permit

ATTACHMENTS:

- 1) Staff Report Maps
- 2) Application
- 3) Neighborhood Meeting Materials

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Public Hearings

Meeting Date:

October 5, 2015

ITEM TITLE:

Fisher Street Tw Family Home - SUP

DESCRIPTION:

Applicant is requesting a Special Use Permit to develop a two-family home in an R-8 zoning district.

POTENTIAL ACTION:

Approval/Disapproval

DEPARTMENT:

Planning + Zoning

PRESENTER:

David DeYoung

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Set Public Hearing for October 5, 2015

Information Provided:

Staff Report / Application

Date:

Action Taken:

Information Provided:



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

August 25, 2015

Marty Bizzell
Bass, Nixon, and Kennedy, Inc.
6310 Chapel Hill Rd Ste. 250
Raleigh, NC 27607

Re: 12-05-02-SP The Arbors at East Village Phase II Major Site Plan
Parcel ID: 166806-48-5833 **Tag:** 05037011A
Location: Lot 4 of East Village; Intersection of E. Front Street and Bent Branch Loop

Dear Mr. Bizzell,

On August 24, 2015, the Planning Board approved the above referenced request for major site plan approval of 3 additional apartment buildings as an extension of The Arbors at East Village Phase I.

You will need to submit three copies of revised plans for final approval. Please note the following considerations and make necessary adjustments to the plans before submitting these revisions for final approval:

1. Since the site plan/rezoning requests include the entire parcel now, please adjust the density table to show the total acreage. Or, alternatively, you may make a note next to the table stating that the original "cut-off" portion will be "reserved by owner". If this is done, please show a distinct line on the site plan where the cut-off was, and label that area of the parcel as "reserved by owner".
2. Please provide the correct amount for the impervious area of total open space under the "Impervious Surface" table.
3. This approval is contingent upon Rezoning approval for project 12-05-03-PDD by Town Council.
4. A Zoning Compliance Permit and Building Permit are required to begin construction.
5. A final site / landscape inspection shall be required when all site elements are installed. Contact the Planning Department.

Please note that this approval is subject to the following conditions in addition to the six Conditions required for the Arbors (SP-2012-06):

1. The conditions of approval shall be recorded on the final approved site plan.
2. Final approval of the Site Plan (12-05-02-SP) is subject to the approval of the rezoning request 12-05-03-PDD by Town Council.
3. The required amenities for the Arbors I shall be constructed or bonded prior to the first certificate of occupancy at the Arbors II. In particular, the missing greenway connections on the western edge (from parking lot to Front Street) and northeastern edge of the parcel (to the common property line with East Village single family section).
4. This approval is contingent upon Rezoning approval for project 12-05-03-PDD by Town Council.

ADDITIONAL INFORMATION: *Please read below for more information on the above Conditions of Approval and additional information that will assist you as you move forward in the development process.*

Zoning Compliance Permit: As noted in the Conditions of Approval, a Zoning Compliance Permit must be secured. The permit application is available on the Town Planning Department website or in the Planning Department. Permit shall be submitted to the Planning Department for review and approval.

- Submit a copy of this approval letter with the Zoning Permit application.
- If Building Permits are required, please submit the Zoning Permit application along with the Building Permit application materials to the Planning Department.

Building Permit: If required, building permits must be secured from the Building/Inspections Department. Please contact the Building / Inspections Department at 919-359-9354 for more information or to determine if a building permit will be required. As noted above, please submit *initial* building permit materials to the Planning Department along with the Zoning Compliance Permit application.

Utility Review: The review and approval of project water, sewer, storm drainage and street construction drawings is a separate process. Two sets of these drawings must be submitted for approval to Public Works Department when they become available.

Final Landscape/Site Inspection: Please contact the Planning Department to schedule a site and landscape inspection when all site improvements, including landscaping, are complete and installed. *Final Certificate of Occupancy may not be received until this inspection is complete.*

Validity of Site Plan: The development of the site may now proceed in accordance with this approval. In order to establish vested rights from the approved site plan, the proper permits must be issued within two years from the date of approval.

Thank you for your cooperation in the review and approval process for this development. If you should have any questions regarding this matter please feel free to contact the Planning Department.

Sincerely,

A handwritten signature in cursive script, appearing to read "Haley Hogg".

Haley Hogg, CZO
Town Planner

**TOWN OF CLAYTON
COUNCIL MOTION SHEET
ZONING ORDINANCE AMENDMENT**

12-05-02-SP The Arbors at East Village Phase 2 Major Site Plan

On August 24, 2015 the Planning Board heard the above-referenced request and made the following vote:

☐ approve the request;

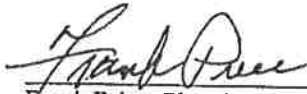
☒ approve the request with the following modified or added conditions:

w/ conditions in staff report

☐ deny the request.

Decision(s) made this 24 day of August 2015 while in regular session.

Signed:



Frank Price, Planning Board Chair

**TOWN OF CLAYTON
COUNCIL MOTION SHEET
ZONING ORDINANCE AMENDMENT**

12-05-03-PDD The Arbors at East Village Phase II Rezoning

On August 24, 2015 the Planning Board heard the above-referenced request and made the following vote:

Recommendation to the Town Council to

☒ approve the request;

☐ deny the request.

(insert any modifications to the request here):

Entire Panel

Recommendation(s) made this 24 day of August 2015 while in regular session.

Signed:



Frank Price, Planning Board Chair



BASS, NIXON & KENNEDY, INC., CONSULTING ENGINEERS
6310 CHAPEL HILL ROAD, SUITE 250, RALEIGH, NC 27607
919/851-4422 FAX 919/851-8968 www.bnkinc.com

August 4, 2015

Dear Clayton Area Property Owner:

The purpose of this letter is to notify you of an application filed with the Town of Clayton for a land use proposal involving property adjacent to, or in close proximity to, property shown in your ownership by Johnston County tax records. Per Town of Clayton regulations, a neighborhood meeting will be held to provide information to area residents about the nature of the proposal. A representative of the applicant will be present to explain their application, answer questions, and solicit comments.

Meeting Date: August 13, 2015

Location: The Arbors at East Village Apartments Clubhouse – 56 Bent Branch Loop,
Clayton, NC 27527

Time: 6:00 p.m.

Type of Application: Rezoning and Site Plan for Phase 2 of The Arbors at East Village
Apartments

General Description: Phase 2 of the Arbors at East Village Apartments consisting of 3
buildings containing 72 residential apartment units.

If you have any questions prior to or after this meeting, you may contact us at
919-851-4422.

Sincerely,

A handwritten signature in black ink that reads "Marty D. Bizzell".

Marty D. Bizzell, PE, CPESC

cc: Clayton Planning Dept.

NEIGHBORHOOD MEETING SUMMARY FORM

FILL OUT THE FOLLOWING:

Date of Mailing: August 4, 2015

I hereby attest that letters were mailed to the addresses listed on the Adjacent Property Owners List (attached):

Printed Name: Marty D. Bizzell

Signature: _____

Date of Meeting: August 13, 2015 Time of Meeting: 6:00 p.m.

Location of Meeting: The Arbors at East Village Clubhouse - 56 Bent Branch Loop

Meeting Summary/Minutes: *provide a summary of the discussion held at the meeting, including issues raised and any changes made by the applicant as a result of the meeting.*

The were no attendees at the meeting.

Please write clearly (or submit a typed summary), and use additional sheets if necessary.

ID: 05037011A
EAST VILLAGE INVESTMENTS LLC
227 E. FRONT STREET
NEW BERN, NC 28560-2145

ID: 05037010R
CLAYTON MULTI FAMILY INVESTMENTS
LLC
PO BOX 566
GREENVILLE, NC 27835-0566

ID: 05G02191D
GREG C & ANGELA V JONES
118 PECAN LANE
CLAYTON, NC 27527

ID: 05037010D
WIL-THOM LLC
203 FLAMINGO DRIVE
CLAYTON, NC 27520

ID: 05037010E
TH CLAYTON DEVELOPMENT COMPANY
LLC
PO BOX 566
GREENVILLE, NC 27835-0566

ID: 05H01199A
WILLIAM W & JEAN W BARBOUR
7501 HOLLY SPRINGS DRIVE
RALEIGH, NC 27606



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

REZONING APPLICATION

Pursuant to Article 7, Section 155.704 of the Unified Development Code, an owner of land within the jurisdiction of the Town (or a duly authorized agent) may petition the Town Council to amend the Official Zoning Map.

Application fee: Standard Rezoning: \$500.00
Rezoning to Planned Development District: \$1,000.00 + \$5.00 acre
All fees are due when the application is submitted.

Note on Planned Developments: Requests to rezone to a Planned Development District must be accompanied by a Master Plan submittal. Master Plans are approved as Preliminary Subdivision Plats – please submit a concurrent Preliminary Subdivision Plat application and Master Plan.

SITE INFORMATION

Name of Project: The Arbors at East Village Phase 2 Acreage of Property: 4.14
County Tag Number: 05037011A NC PIN: 1688.06-48-5833
Address/Location: Lot 4 East Village; Intersection of E. Front Street and Bent Branch Loop

Existing Zoning District: B-2
Proposed Zoning District: PD-R
Is project within an Overlay District? ☐ No ☒ Yes (list): Water Supply Watershed

APPLICANT INFORMATION

Applicant: Bass, Nixon and Kennedy, Inc.
Mailing Address: 6310 Chapel Hill Road, Suite 250, Raleigh, NC 27607
Phone Number: 919-851-4422 Fax: 919-851-8968
Contact Person: Marty D. Bizzell, PE, CPESC
Email Address: marty.bizzell@bnkinc.com

FOR OFFICE USE ONLY

Date Received: JUL 02 2015 Amount Paid: _____ File Number: _____

Town of Clayton
Planning Department

APPROVAL CRITERIA

All applications for a Rezoning must address the following findings:

1. Consistency with the adopted plans of the Town.

~~The Town's proposed Land Use Plan designates the property as commercial. The property is bordered to the north by residential multi-family use, zoned PD-R and would be an extension of the existing development and PD-R.~~

2. Suitability of the subject property for uses permitted by the current vs. the proposed district.

~~The property is well suited for the uses proposed in the PD-R. Public infrastructure is existing that is adequate to support the use.~~

3. Whether the proposed change tends to improve the balance of uses, or meets specific demand in the Town.

~~The property is located near the gateway to the Downtown District. There is a demand for housing near the downtown area. The rezoning to PD-R would help to supply a demand for housing in the area and would help to compliment the existing business district in the downtown area.~~

4. The capacity of adequate public facilities and services including schools, roads, recreation facilities, wastewater treatment, potable water supply and stormwater drainage facilities is available for the proposed use.

~~Adequate public facilities exist to support the proposed use. E. Front Street Extension has recently been completed to provide access to downtown and to Hwy. 42. A 20" water main has recently been installed within the Front Street Extension right-of-way. A sewer pump station has recently been completed in East Village which has adequate capacity for sewer requirements. Adequate storm drainage facilities have been constructed with E. Front Street Extension and East Village.~~

NEIGHBORHOOD MEETING INFORMATION

Purpose:

The purpose of the neighborhood meeting shall be to inform the neighborhood of the nature of the proposed land use and development features, answer questions, respond to concerns, and solicit comments.

Meeting Date:

The meeting must be held at least ten (10) calendar days prior to the Planning Board meeting.

Meeting Time & Location:

The meeting must be held no earlier than 6:00 pm Monday through Friday, and must be held in a location generally accessible to residents within close proximity of the request.

Meeting Notice Mailing requirements:

1. The applicant must contact all adjacent property owners via first class mailing (see sample letter).
2. The mailing must include all the persons, firms, or corporations owning property within 100 feet and immediately adjacent to the subject property. Where the subject property immediately adjoins a public or private right-of-way, landscape or riparian buffer, commonly-owned private area, public property, or homeowners' association property, then letters of notification shall be sent to adjoining property owners as if they directly abut the subject property.
3. The notice must be mailed at least ten (10) calendar days but not more than twenty-five (25) days prior to the date of the neighborhood meeting.

Information provided to Planning Department:

Alert the Planning Department when the date, location, and time are determined. Planning staff may attend the neighborhood meeting to answer process/code questions.

Return the following items to the Planning Department at least ten (10) calendar days prior to the Planning Board meeting in electronic or hard copy format:

- ☐ Neighborhood Meeting Summary Form
- ☐ Copy of the letter mailed
- ☐ Mailing list
- ☐ Attendance roster

ADJACENT PROPERTY OWNERS LIST

Project Name: _____

The following are all the persons, firms, or corporations owning property within 100 feet and immediately adjacent to the property (including across street rights of way) subject to this request. Where the subject property immediately adjoins a public or private right-of-way, landscape or riparian buffer, commonly-owned private area, public property, or homeowners' association property, then letters of notification shall be sent to adjoining property owners as if they directly abut the subject property. Please use a separate sheet if necessary

It is the responsibility of the applicant to correctly identify the current owner, based upon records in the Johnston County GIS Office, for all property owners of land within the required public notice radius.

PARCEL NUMBER	NAME	ADDRESS

NEIGHBORHOOD MEETING ATTENDANCE ROSTER

Applicant: _____

Location/Date: _____

	NAME	ADDRESS
1		
2		
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15		
16		
17		
18		
19		
20		



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

OWNER'S CONSENT FORM

Consent is required from the property owner(s) if an agent will act on their behalf. A separate form is required from each owner. Consent is valid for one year from date of notary, unless otherwise specified. All fields must be completed.

Project Name: The Arbors at East Village Phase 2 **Address or PIN #:** 1668.06-48-5833

AGENT/APPLICANT INFORMATION:

Marty D. Bizzell, PE, CPESC

(Name - type, print clearly)

6310 Chapel Hill Rd., Ste. 250

(Address)

Raleigh, NC 27607

(City, State, Zip)

I hereby give **CONSENT** to the above referenced agent/applicant to act on my behalf, to submit applications and all required materials and documents, and to attend and represent me at all meetings and public hearings pertaining to the following processes (*list applicable requests below*):

Rezoning

Preliminary Site Plan Approval

Construction Plan Approval and Permitting

Furthermore, I hereby give consent to the party designated above to agree to all terms and conditions which may arise as part of the approval of this application.

I hereby certify that I have authority to execute this consent form as/on behalf of the property owner. I understand that any false, inaccurate or incomplete information provided by me or my agent will result in the denial, revocation or administrative withdrawal of this application, request, approval or permits. I further agree to all terms and conditions which may be imposed as part of the approval of this application.

OWNER AUTHORIZATION:

Hubert G. Tolson, III, East Village Investments, LLC

(Name - type, print clearly)

227 East Front Street

(Address)

New Bern, NC 28560

(City, State, Zip)

STATE OF

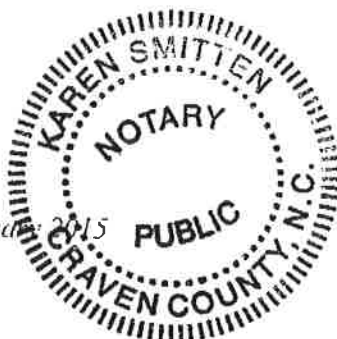
North Carolina

COUNTY OF

Craven

Sworn and subscribed before me Hubert G. Tolson, III a Notary Public for the above State and County, this 30th day of June, 2015.

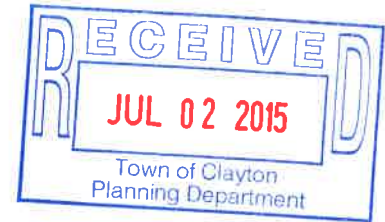
SEAL



Karen Smitten
Notary Public
My Commission
Expires: 9-16-19

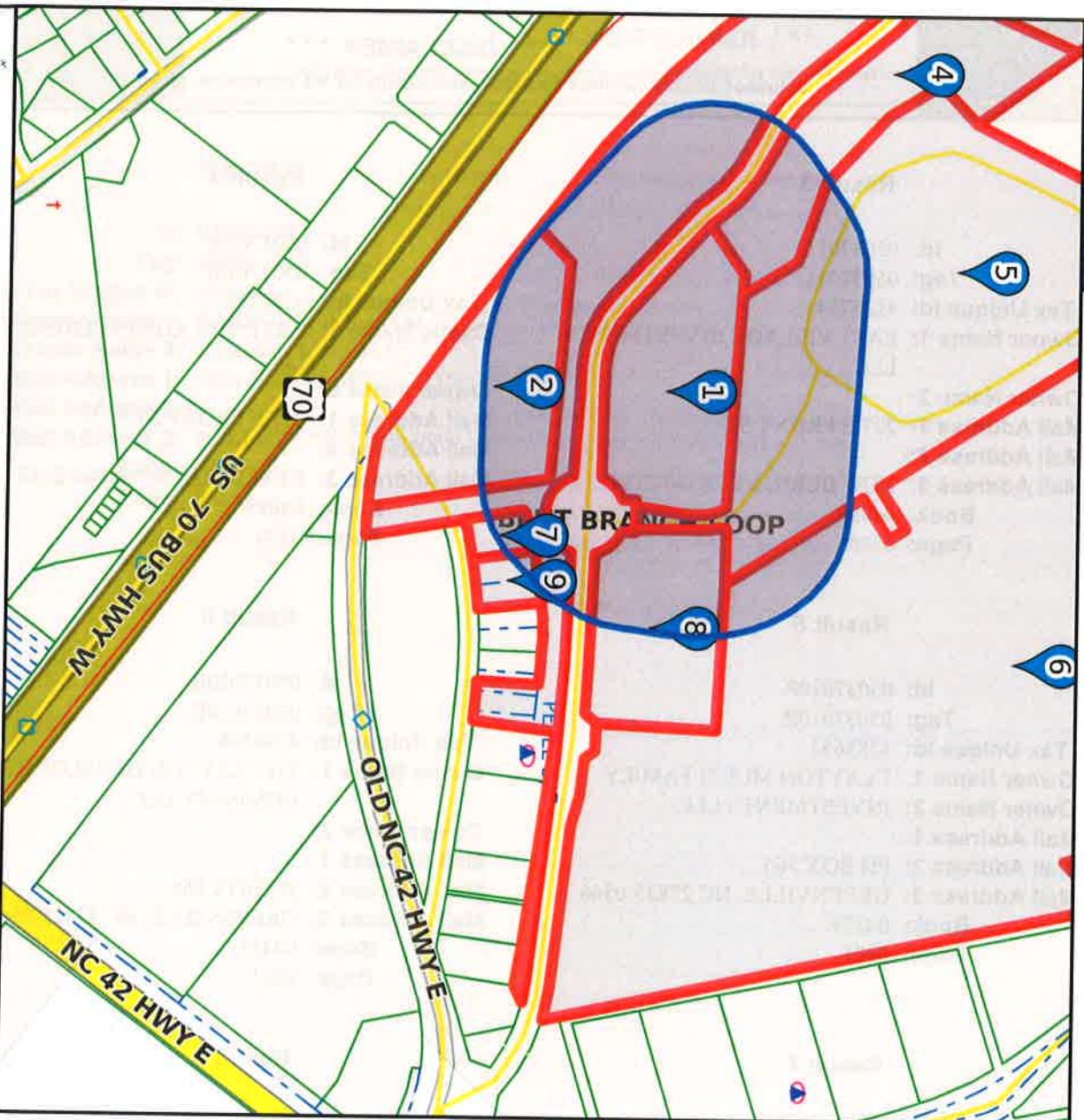
PROPERTY DESCRIPTION

LOT 4 – EAST VILLAGE OF CLAYTON



BEGINNING at a point in the northeastern right-of-way of Front Street, a 60 ft. public right-of-way, said point being the northwest corner of Lot 4 of East Village of Clayton Subdivision as referenced in Plat Book 78, Page 113-114 and recorded in the Johnston County Registry, said point also being the southeast corner of Lot 2 of the said subdivision; thence leaving the said right-of-way of Front Street and with the common line of said Lots 2 and 4, N 55°38'57"E, 149.22 feet to a point; thence S 87°57'12"E, 554.11 feet to a point on a curve having a radius of 91.50 feet; thence with the said curve as it turns to the right an arc length of 34.61 feet and having a chord bearing of S 28°00' 08"E and a chord distance of 34.41 feet to a point; thence S 17°09' 53"E, 3.34 feet to a point on a curve having a radius of 141.50 feet; thence with the said curve as it turns to the right an arc length of 47.45 feet and having a chord bearing of S 07°33'33"E and a chord distance of 47.22 feet to a point; thence S 02°02'48"W, 33.72 feet to a point; thence S 06°46'01"W, 85.07 feet to a point; thence S 02°02'48"W, 28.75 feet to a point; thence N 89°13'55"W, 17.60 feet to a point; thence S 00°59'38"W, 33.35 feet to a point on a curve having a radius of 100.00 feet; thence with the said curve as it turns to the left an arc length of 76.40 feet and having a chord bearing of S 45°31'47"W and a chord distance of 74.55 feet to a point in the northern right-of-way of said Front Street; thence continuing with the said Front Street right-of-way, S 88°02'12"W, 20.40 feet to a point; thence N 89°21'26"W, 180.07 feet to a point; thence N 87°45'51"W, 68.27 feet to a point on a curve having a radius of 220.00 feet; thence with the said curve as it turns to the right an arc length of 152.27 feet and having a chord bearing of N 67°56'05"W and a chord distance of 149.25 feet to a point; thence N 48°06'25"W, 281.67 feet to the Point and Place of BEGINNING and containing 4.1366 acres.

*** DISCLAIMER ***
Johnston County assumes no legal responsibility for the information represented here.

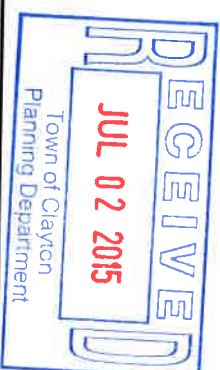


Result 1

id: 05037011A
Tag: 05037011A
Tax Unique Id: 4225727
Owner Name 1: EAST VILLAGE INVESTMENTS LLC
Owner Name 2:
Mail Address 1: 227 E FRONT ST
Mail Address 2:
Mail Address 3: NEW BERN, NC 28560-2145
Book: 04099
Page: 0330

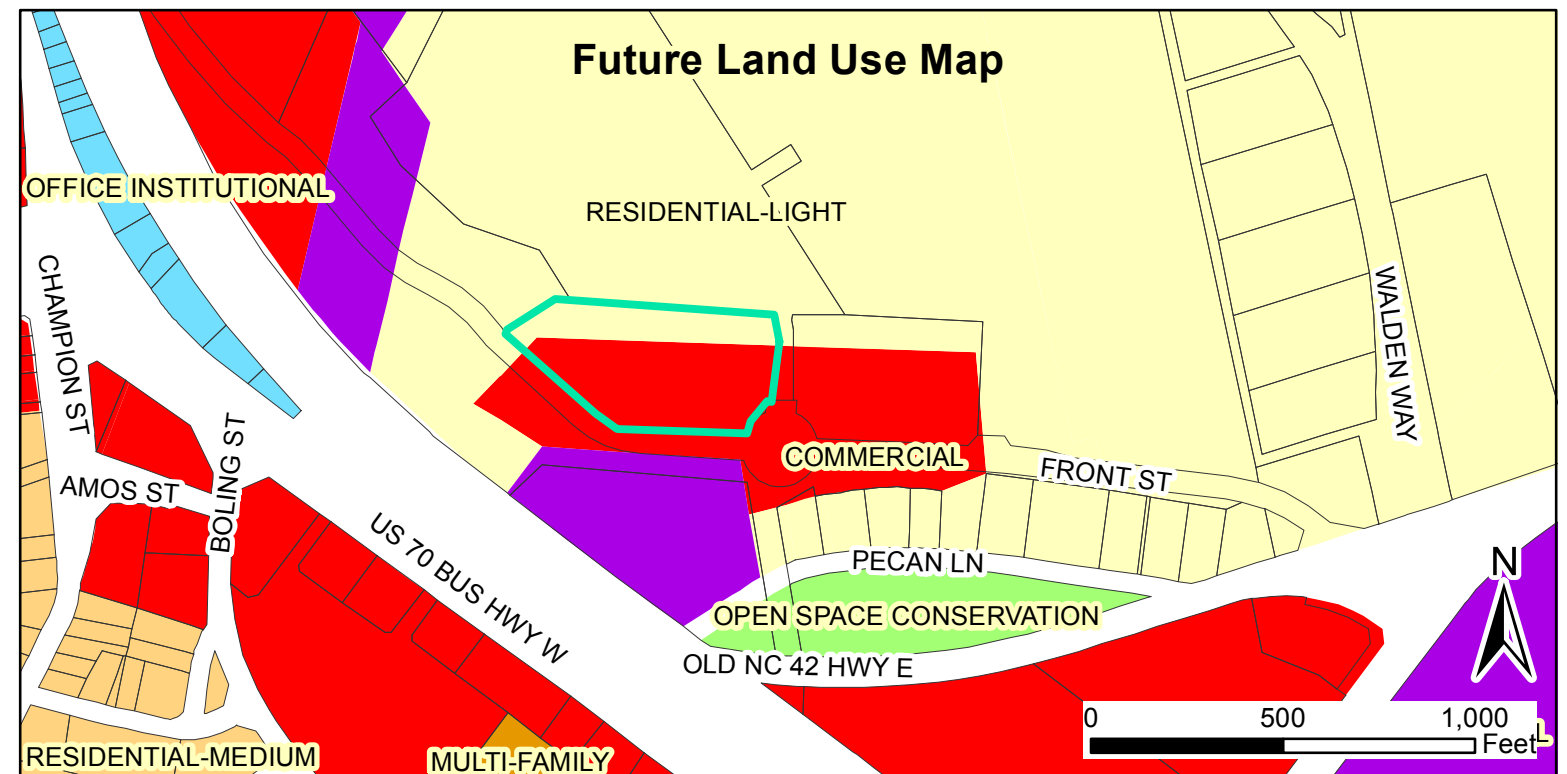
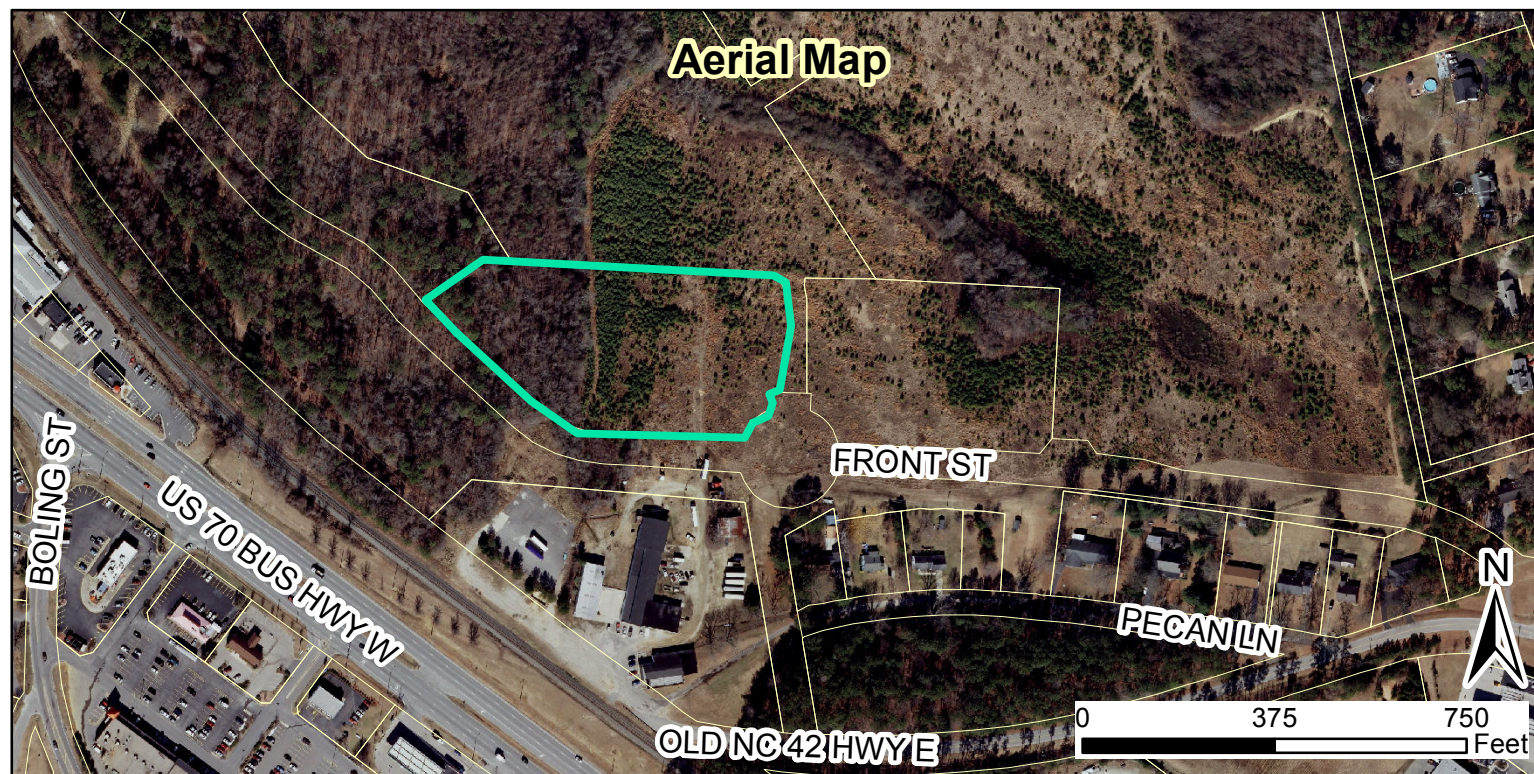
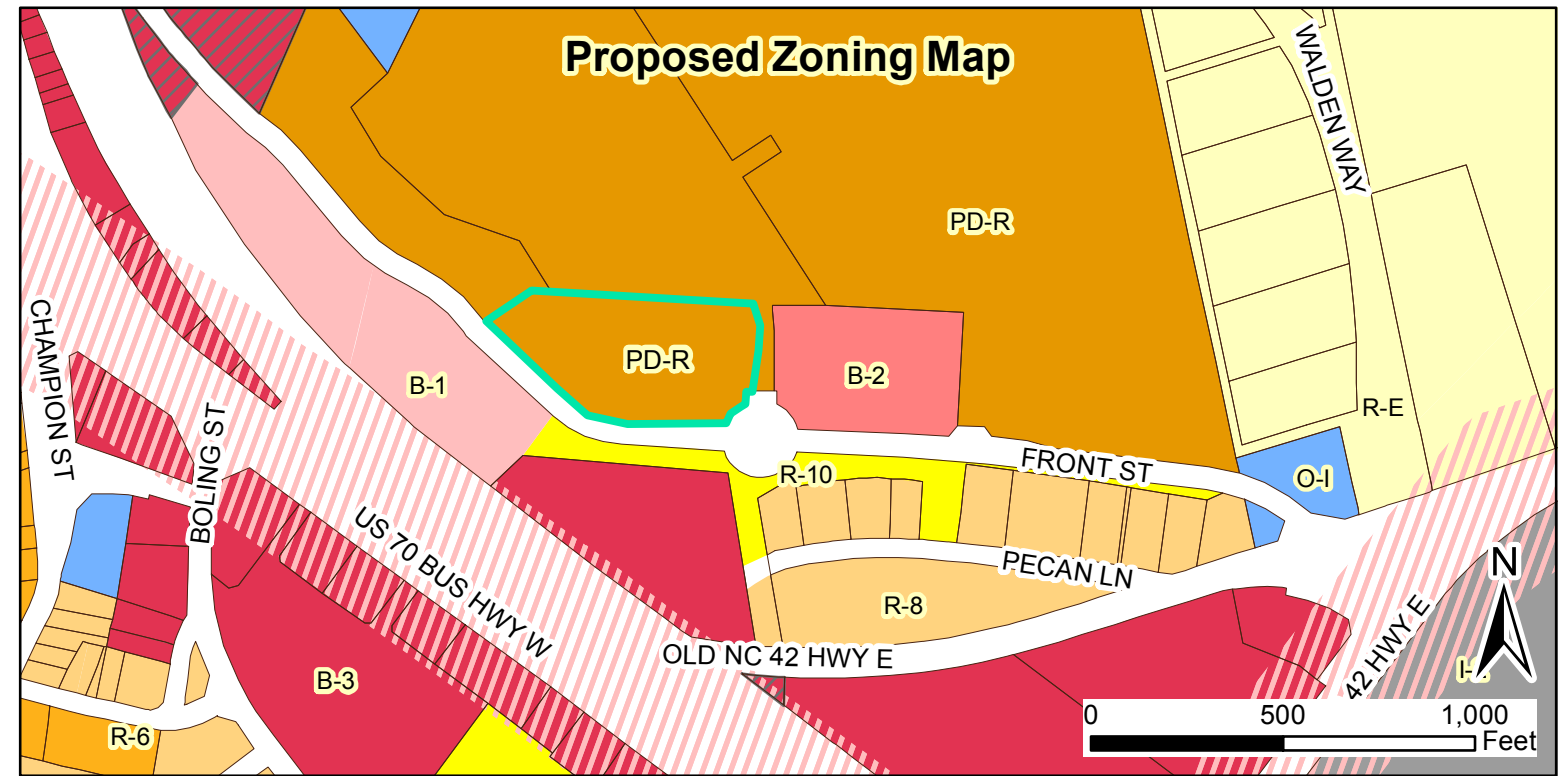
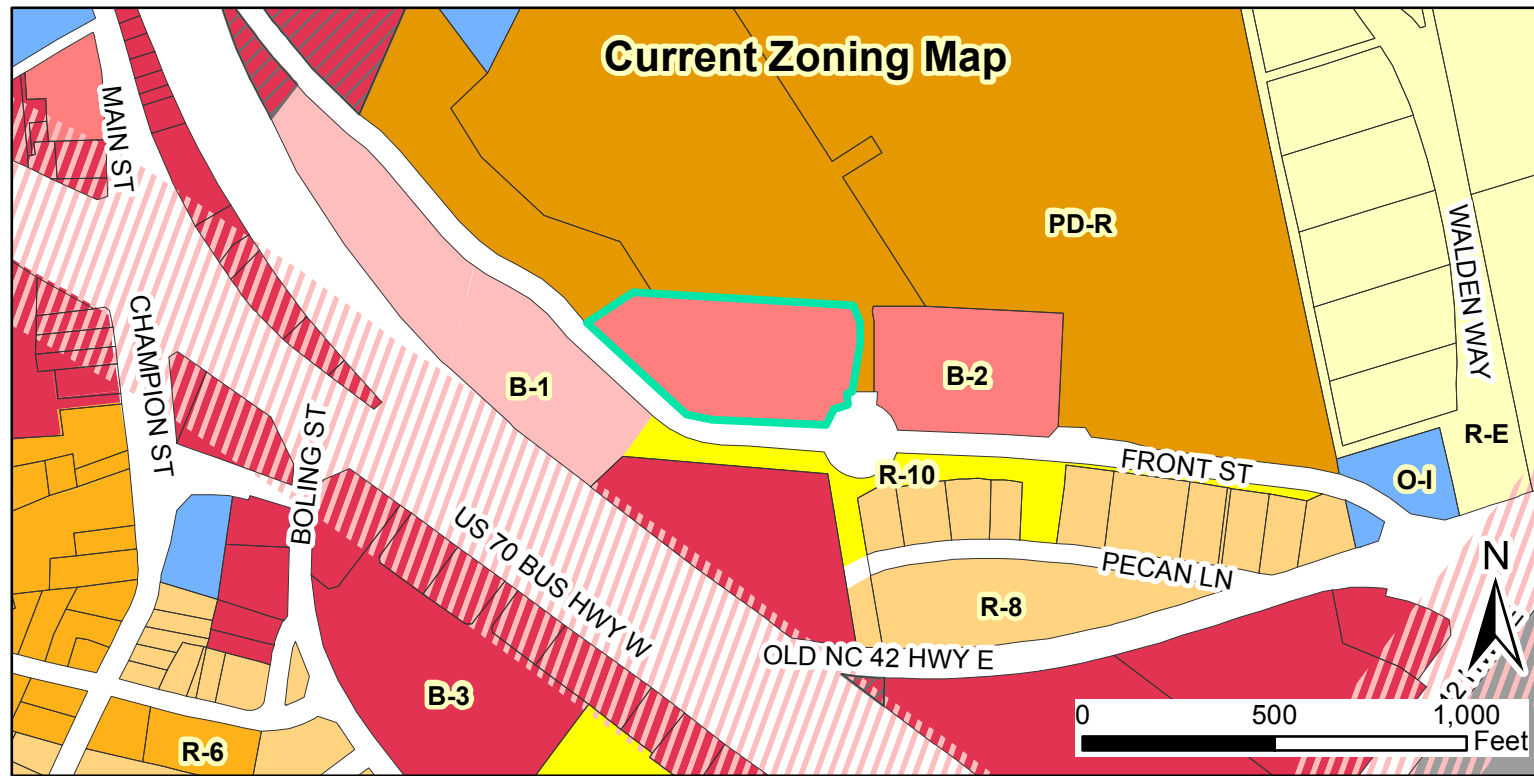
Result 2

id: 05037010D
Tag: 05037010D
Tax Unique Id: 4225714
Owner Name 1: WIL-THOM LLC
Owner Name 2:
Mail Address 1: 203 FLAMINGO DRIVE
Mail Address 2:
Mail Address 3: CLAYTON, NC 27520-0000
Book: 01659
Page: 0602



Scale: 1:5030 - 1 in. = 419.16 feet

(The scale is only accurate when printed landscape on a 8 1/2 x 11 size sheet with no page scaling.)

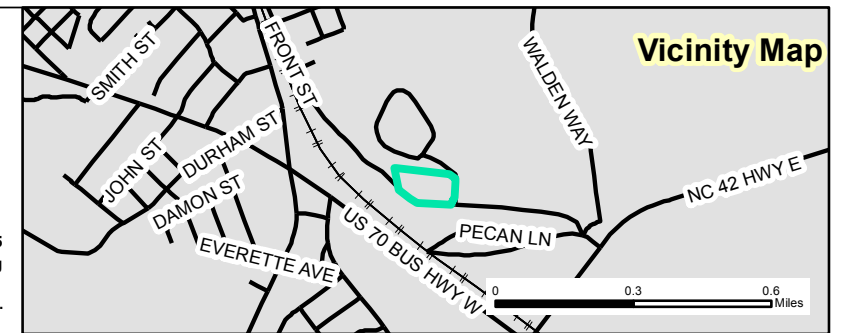


12-05-03-PDD The Arbors at East Village Phase 2 Rezoning
Request: Rezoning from B-2 to PD-R
12-05-02-SP The Arbors at East Village Phase 2 Master Site Plan
Request: New 3 building, 72 apartment unit addition to Arbors at East Village
 Applicant: Bass, Nixon, and Kennedy, Inc.
 Property Owner: East Village Investments, LLC
 Parcel ID Number: 166806-48-5833
 Tag #: 05037011A



Approx. Site
 Special Use District
 Thorough Fare Overlay
 Scenic Highway Overlay

09/14/2015
 Produced by: TOC Planning
 Disclaimer: Town of Clayton assumes no legal responsibility for the information represented here.
 Document Path: \\TOC-FILE-01\Shares\ComDev\Planning\PLANNING\REZONING\Planned Developments\2015\12-05-03-PDD The Arbors at East Village Phase 2\Maps\Staff Rpt Map UPDATED - 12-05-03-PDD Arbors II.mxd





Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

*Planning Board
August 24, 2015*

STAFF REPORT

Application Number: 12-05-03-PDD
Project Name: The Arbors at East Village Phase 2 Rezoning

NC PIN / Tag #: 166806-48-5833 / 05037011A
Town Limits/ETJ: Town Limits
Overlay: None
Applicant: Bass, Nixon, and Kennedy, Inc.
Owner: East Village Investments, LLC
Location: The project is located at the intersection of East Front Street and Bent Branch Loop.

Public Noticing:

- Neighborhood meeting August 13, 2015
- Sign posted August 13, 2015
- Adjacent Property Letters mailed, prior to September 25, 2015
- Newspaper Ad published, prior to September 23, 2015

REQUEST: Rezoning 3.76 acres from Neighborhood Business (B-3) to Planned Development-Residential (PD-R), in anticipation of inclusion in the existing Arbors at East Village Planned Development.

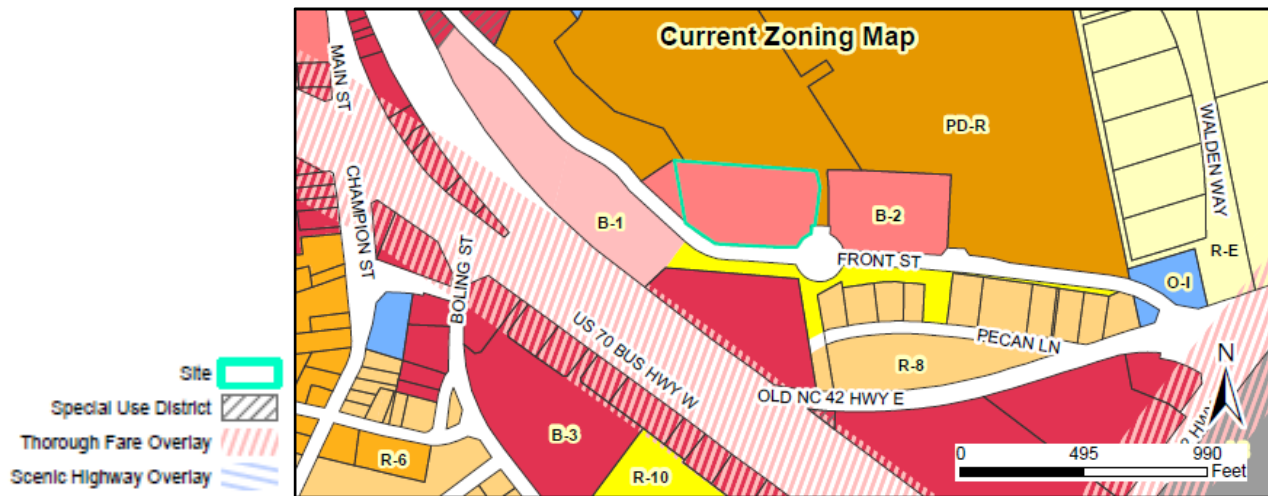
SITE DATA:

Acreage: 3.76 acres
Existing Use: Vacant



ADJACENT ZONING AND LAND USES:

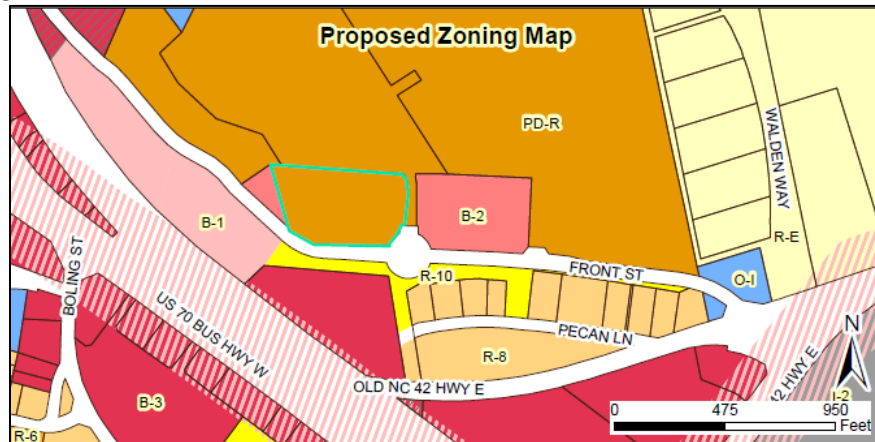
Direction	Zoning	Existing Use
North	Planned Development-Residential (PD-R)	Residential Apartments (Arbors at East Village Phase I)
South	Residential-10 (R-10) and Highway Business (B-3)	Vacant and Commercial
East	Neighborhood Business (B-2) and Planned Development-Residential (PD-R)	Vacant
West	Central Business (B-1) and Planned Development-Residential (PD-R)	Vacant



STAFF ANALYSIS AND COMMENTARY:

Overview

The applicant is requesting to rezone to rezone 3.76 acres from Neighborhood-Business (B-2) to Planned Development-Residential (PD-R) in anticipation of a development of apartment buildings as an extension of The Arbors at East Village.

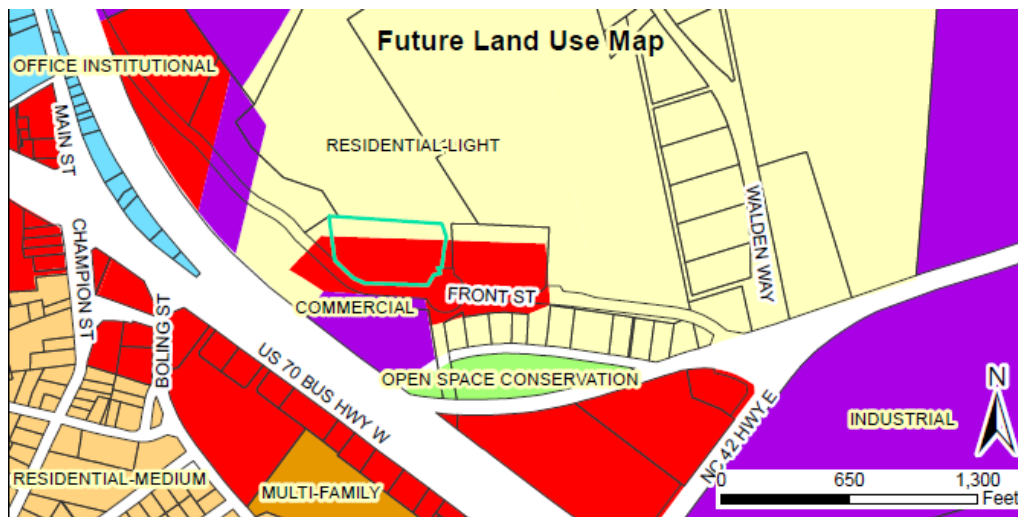


Compatibility with Surrounding Land Uses

The proposed zoning would be similar and compatible to uses that are surrounding the property. The parcel directly to the North of the site was rezoned to PD-R to accommodate The Arbors I at East Village apartments, and the property to the East is proposed to be rezoned to the same and developed into a residential subdivision. The parcels directly to the west and the south are currently vacant.

Consistency with the Strategic Growth Plan

The 2008 Strategic Growth Plan designates this site as Commercial and Residential-Light, with the surrounding properties to the North, East, and West as the same and the property directly South as Industrial. When this plan was created in 2008, the proposed use was not anticipated for this parcel. However, since the plan was created, the town has begun to incorporate this use into this area. The Arbors at East Village Phase 1 is located directly to the North of the property and was rezoned to PD-R for development. Therefore, it would be compatible to allow this property to be rezoned to PD-R and developed as an extension of The Arbors at East Village I.



CONSIDERATIONS:

- Rezoning is decided by the Town Council. The Planning Board shall make a recommendation to the Town Council.
- When adopting or rejecting the rezoning, the Town Council shall approve a statement describing whether its action is consistent with adopted plans and/or policies of the Town and explaining why the Council considers the action taken to be reasonable and in the public interest.
- This rezoning is running concurrently with a Major Site Plan for Arbors at East Village II.

FINDINGS:

The applicant has addressed the Rezoning Approval Criteria outlined in §155.705. The applicant's Findings of Fact are incorporated into the record as an attachment to the Staff Report.

STAFF RECOMMENDATION:

Staff is recommending approval of the rezoning of the subject parcel.

ATTACHMENTS:

- 1) Staff Report Maps
- 2) Application
- 3) Neighborhood Meeting Materials
- 4) Email modifying rezoning

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Public Hearings

Meeting Date:

October 5, 2015

ITEM TITLE:

The Arbors at East Village Phase 2 Rezoning - 12-05-03-PDD

DESCRIPTION:

Request rezoning 3.76 from Neighborhood Business (B-3) to Planned Development - Residential (PD-R)

POTENTIAL ACTION:

Approval/Disapproval

DEPARTMENT:

Planning + Zoning

PRESENTER:

David DeYoung

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Set Public Hearing for October 5, 2015

Information Provided:

Staff Report / Application / Maps

Date:

Action Taken:

Information Provided:

PUBLIC NOTICE

In accordance with NC GS 160A-384, the Clayton Town Council will hold a public hearing on Monday, October 5, 2015, at 6:30 PM at Town Hall, 111 East Second Street, to consider the following:

- **Hocutt Baptist Church Rezoning, 10-18-01-RZ,** request to rezone parcels 165916-93-2442, 165916-93-4366, 165916-93-3255, 165916-93-5286, 165916-93-2577, 165916-93-1567, 165916-83-9670, 165916-93-0614, 165916-93-0770, 165916-93-1726, 165916-83-9608, 165916-93-0844, 165916-93-1921. The requested change is from Residential-6 (R-6) and Residential-8 (R-8) to Office-Institutional (O-I) and Office-Institutional-Special Use District (O-I-SUD). Parcels east of Robertson Street (165916-93-4366, 165916-93-2442, 165916-93-1567, 165916-93-2635, 165916-93-2577, 165916-93-3255, 165916-93-5289) are requested to be rezoned to O-I, and parcels west of Robertson Street (165916-93-0844, 165916-83-9608, 165916-83-9670, 165916-93-0614, 165916-93-0770, 165916-93-1726) are requested to be rezoned to O-I-SUD.
- **Novo Nordisk SE Property Rezoning, 15-37-01-RZ,** request to rezone parcels 167804-60-8595 and 167804-50-7128. The requested change is from Industrial-1 (I-1, County Zoning) to Light Industrial (I-1, Town Zoning). These parcels were recently included in the Town of Clayton's ETJ by House Bill 343, and are required to be rezoned to a Town zoning district within 60 days of inclusion. This rezoning will satisfy that requirement.
- **Arbors at East Village Phase II Rezoning, 12-05-03-PDD,** request to rezone parcel 166806-48-5833. The requested change is from Highway Business (B-3) to Planned Development-Residential (PDD-R).

The Clayton Town Council reserves the right to approve the request as presented or any portion of the request without necessity of withdrawal or modification of the application or additional public hearing on the matter. Likewise, the Town Council may designate approval to the district requested or another district or districts

without modification of the request or additional public hearing.

This is an open meeting and the public is invited to attend.

**Haley Hogg, Planner
919-553-5002**

**The Clayton News Star
Please advertise on the following dates:
September 23, 2015
September 30, 2015**

Affidavit of publication required.

**TOWN OF CLAYTON
COUNCIL MOTION SHEET
ZONING ORDINANCE AMENDMENT**

15-37-01-RZ Novo Nordisk Southeast Property Rezoning

On August 24, 2015 the Planning Board heard the above-referenced request and made the following vote:

Recommendation to the Town Council to

☒ approve the request;

☐ deny the request.

Recommendation(s) made this 24 day of August 2015 while in regular session.

Signed:



Frank Price, Planning Board Chair

NEIGHBORHOOD MEETING SUMMARY FORM

FILL OUT THE FOLLOWING:

Application:

Novo Nordisk Southeast Property rezoning (15-37-01-RZ)

Date of Mailing:

JUN 31st, 2015

I hereby attest that letters were mailed to the addresses listed on the Adjacent Property Owners List (attached) ten days prior to the Neighborhood Meeting:

Printed Name:

Hailey Hogg

Signature:

Hailey Hogg

Date of Meeting:

08/13/2015

Time of Meeting:

6:00 PM

Location of Meeting:

Town Hall lobby

Meeting Summary/Minutes: provide a summary of the discussion held at the meeting, including issues raised and any resolution discussed, and any changes made to the application as a result of the meeting.

no one attended.

-JM.

Please write clearly (or submit a typed summary). Use additional sheets if necessary.

NEIGHBORHOOD MEETING ATTENDANCE ROSTER

Project: Novo Nordisk Southeast Property Rezoning (15-37-01-RZ)

Applicant: Town-initiated

Location/Date: Town Hall lobby, 08/13/2015, 6:00 PM

	NAME	ADDRESS
1	JAY McLEOD	Town of Clayton
2	Haley Hogg	" " "
3		
4		
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7		
8		
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10		
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18		
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Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-1545
Fax: 919-553-1720

August 3, 2015

Dear Clayton Area Property Owner:

The purpose of this letter is to notify you of the intent of the Town of Clayton to rezone properties adjacent to, or in close proximity to, property shown in your ownership by Johnston County tax records. This rezoning has been triggered following the addition of these properties to the Town of Clayton Extraterritorial Planning Jurisdiction (ETJ). Whenever land is added to a Town's ETJ, a rezoning must be initiated to transition the properties from the previous County zoning to the new Town zoning.

Per Town of Clayton regulations, a neighborhood meeting will be held to provide information to area residents about the nature of the rezoning. A representative of the Town will be present to explain the rezoning, answer questions, and solicit comments.

Meeting Date: August 13, 2015

Location: Town of Clayton Council Chambers, Clayton Town Hall 111 E. Second Street, Clayton, NC 27520

Time: 6:00pm

Type of Application: Rezoning

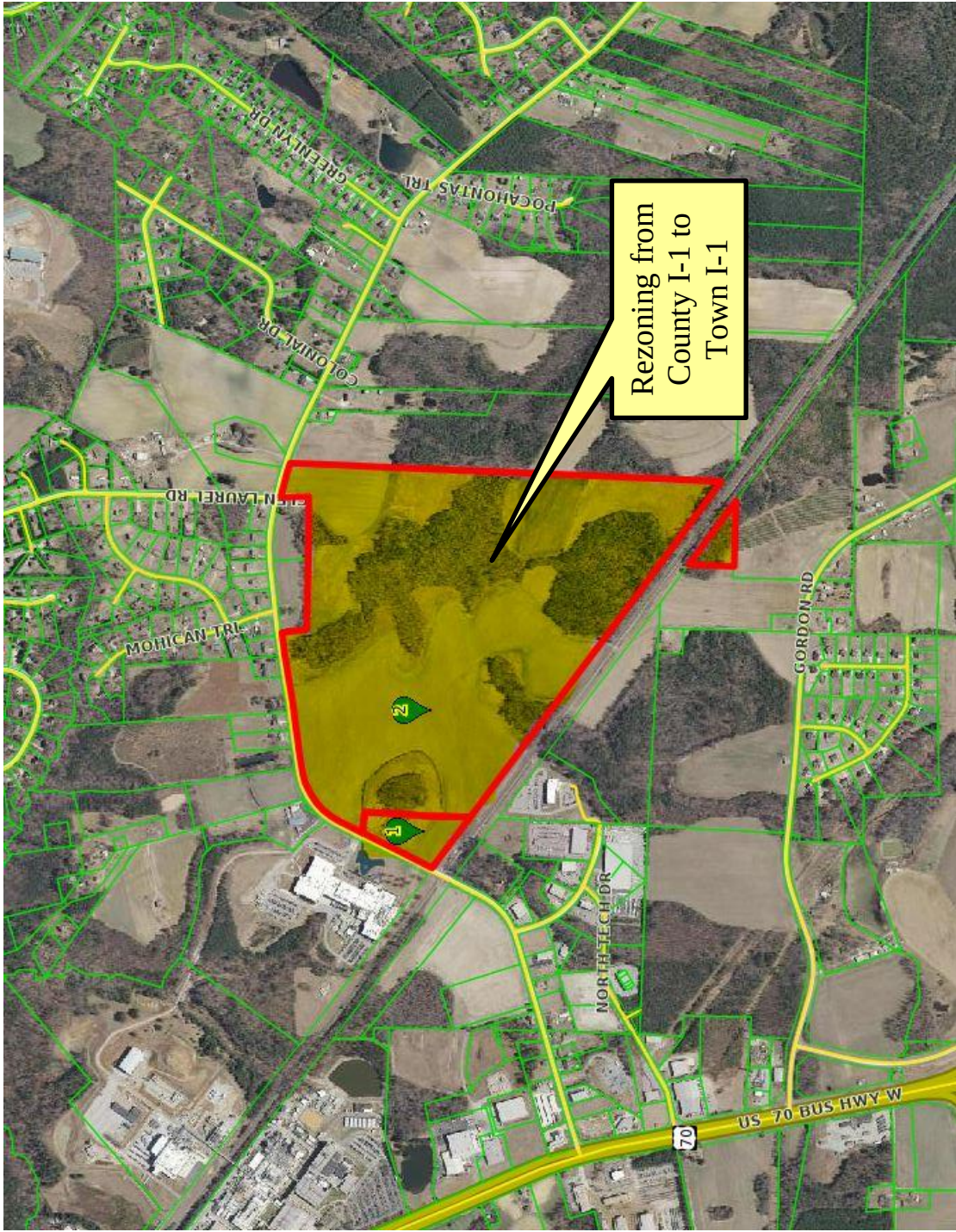
General Description: Rezoning approximately 174.92 acres located at PIN: 167804-60-8595 and approximately 5.88 acres located at PIN: 167804-50-7128. These parcels are both located between Powhatan Road and Gordon Road, east of NC 70 Hwy Business (see map). The properties are currently zoned as Light Industrial (I-1, County Zoning), and are proposed to be rezoned to Light Industrial (I-1, Town Zoning).

If you have any questions prior to or after this meeting, you may contact me at 919-359-2120. You may also email me at hhogg@townofclaytonnc.org

Sincerely,

Haley Hogg, CZO
Town Planner
Town of Clayton

cc: File folder: 15-37-01-RZ



GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H

3

HOUSE BILL 343
Committee Substitute Favorable 4/9/15
Senate Finance Committee Substitute Adopted 7/22/15

Short Title: Clayton/Wallace ETJ Areas.

(Local)

Sponsors:

Referred to:

March 25, 2015

A BILL TO BE ENTITLED
AN ACT EXTENDING THE EXTRATERRITORIAL JURISDICTION OF THE TOWN OF
CLAYTON AND DEFINING THE EXTRATERRITORIAL JURISDICTION AREA OF
THE TOWN OF WALLACE.

The General Assembly of North Carolina enacts:

SECTION 1. In addition to the authority provided in G.S. 160A-360, the Town of Clayton may exercise the powers granted in Article 19 of Chapter 160A of the General Statutes in the following areas:

First Tract:

BEING all of that certain tract or parcel of land designated as Tract 1 containing 5.879 acres, according to plat of survey entitled "Boundary survey for Novo Nordisk Biochem, Inc., property of: John A. Wilson, Jr., (Tract 1) and George H. Coats, III, and wife, Duba M. Coats (Tract 2-6), Clayton Township, Johnston County, North Carolina" dated May 17, 1995, and updated November 17, 1995, prepared by Michael D. Goodfred, Registered Land Surveyor, of Kenneth Close, Inc., Land Surveying, and recorded in Plat Book 46, Page 431, Johnston County Registry, and being all of that certain tract or parcel of land conveyed to John A. Wilson, Jr., by deed recorded in Book 1102, Page 840, Johnston County Registry.

TOGETHER with all right, title, and interest of Grantor in and to the rights-of-way of Southern Railroad and N.C.S.R. 1901 (Powhatan Road).

Second Tract:

BEING all of Tract 2 consisting of 0.823 acres as shown on a plat captioned "Novo Nordisk Biochem, Inc." prepared by Kenneth Close, Inc., which is recorded in Plat Book 46, page 431, of the Johnston County Registry, said description therein, being incorporated herein by reference, for a more complete and accurate description.

Third Tract:

BEING all of Tract 3 consisting of 3.557 acres as shown on a plat captioned "Novo Nordisk Biochem, Inc." prepared by Kenneth Close, Inc., which is recorded in Plat Book 46, page 431, of the Johnston County Registry, said description therein, being incorporated herein by reference, for a more complete and accurate description.

Fourth Tract:

BEING all of Tract 4 consisting of 118.395 acres, including 6.045 acres of Tract 4 which is in the right-of-way of Southern Railroad, as shown on a plat captioned "Novo Nordisk Biochem, Inc." prepared by Kenneth Close, Inc., which is recorded in Plat Book 46, page 431, of the Johnston County Registry, said description therein, being incorporated herein by reference, for a more complete and accurate description.



1 Fifth Tract:

2 BEING all of Tract 5 consisting of 33.884 acres, including 5.547 acres of Tract 5
3 which is in the right-of-way of Southern Railroad, as shown on a plat captioned "Novo Nordisk
4 Biochem, Inc." prepared by Kenneth Close, Inc., which is recorded in Plat Book 46, page 431,
5 of the Johnston County Registry, said description therein, being incorporated herein by
6 reference, for a more complete and accurate description.

7 LESS AND EXCEPT all of Tract 5A located in Johnston County, North Carolina,
8 containing approximately 8.012 acres, as shown on that certain plat entitled "Property of
9 Johnston County Industrial Development Corporation," prepared by W. Stanton Massengill,
10 P.L.S., recorded in Plat Book 63, Page 331, Johnston County Registry, to which plat reference
11 is hereby made for a more particular description of same.

12 Sixth Tract:

13 BEING all of Tract 6 consisting of 55.387 acres, exclusive of railroad, as shown on
14 a plat captioned "Novo Nordisk Biochem, Inc." prepared by Kenneth Close, Inc., which is
15 recorded in Plat Book 46, page 431, of the Johnston County Registry, said description therein,
16 being incorporated herein by reference, for a more complete and accurate description. The
17 southernmost boundary of this tract runs along the northernmost right-of-way of Southern
18 Railroad.

19 **SECTION 2.(a)** Section 1 of Chapter 580 of the Session Laws of 1995 reads as
20 rewritten:

21 "Section 1. The Charter of the Town of Wallace, being Chapter 94 of the 1987 Session
22 Laws, is amended by adding a new section to read:

23 "Section 1.4. **Extraterritorial jurisdiction.** In addition to any areas where the Town of
24 Wallace exercises territorial jurisdiction under Article 19 of Chapter 160A of the General
25 Statutes, the town shall have territorial jurisdiction under that Article in the following described
26 area:

27 In Duplin County, beginning at a point on the existing extraterritorial jurisdiction boundary
28 line one-half mile south of the center line of NC Highway 41, and continuing from that point in
29 an easterly direction along a route one-half mile south of the center line of NC Highway 41 to a
30 point one-half mile east of the Interstate 40 eastern right-of-way boundary line; continuing
31 from that point in a northwesterly direction along a route one-half mile east of the Interstate 40
32 eastern right-of-way boundary line to a point one-half mile north of the center line of NC
33 Highway 11; continuing from that point in a southwesterly direction along a route one-half mile
34 north of the center line of NC Highway 11 to a point where it intersects with the existing
35 extraterritorial jurisdiction boundary line; and including all of the area located within the
36 described boundary. Excluded from that described extraterritorial jurisdiction area is
37 the following described territory: where the previously described line is intersected at a
38 point located at North 88°45'53" East a distance of 361.54 feet to a point in the center of
39 the pavement of S.R. No. 1944 (Rivenbark Town Road); and South 31°03'31" West a
40 distance of 116.65 feet from a nail in the center of the intersection of NC Hwy 11 and
41 S.R. No. 1944 (Rivenbark Town Road); Running thence from the point of beginning
42 South 31°03'31" West a distance of 671.27 feet to a point; continuing from that point
43 South 32°42'54" West a distance of 362.97 feet to a point; continuing South 71°46'03"
44 East a distance of 241.26 feet to a point; continuing South 32°16'17" West a distance of
45 221.27 feet to a point; continuing South 38°36'00" East a distance of 525.83 feet to a
46 point; continuing North 29°32'30" East a distance of 107.38 feet to a point; continuing
47 South 68°52'40" East a distance of 327.38 feet to a point; continuing South 29°46'48"
48 West a distance of 500.66 feet to an iron rod with NC Grid coordinates (NAD 1983) of
49 North = 372,432.573 feet and East = 2,312,937.885 feet; continuing South 43°26'06" East
50 a distance of 2162.19 feet to a point; continuing South 42°46'07" East a distance of
51 1755.49 feet to a point; continuing North 73°29'06" East a distance of 343.33 feet to a

1 point; continuing South 16°30'54" East a distance of 105.64 feet to a point; continuing
2 South 33°02'26" East a distance of 73.67 feet to a point; continuing South 11°45'56"
3 East a distance of 271.34 feet to a point; continuing South 17°30'31" East a distance of
4 118.02 feet to a point; continuing South 56°50'02" East a distance of 64.99 feet to a
5 point; continuing South 42°51'48" East a distance of 89.74 feet to a point in the center
6 line of NC Highway 41; continuing along the center line of NC Highway 41 South
7 33°01'41" West a distance of 623.97 feet to a point; continuing South 60°43'52" East a
8 distance of 785.16 feet to a point; continuing South 19°54'10" West a distance of
9 258.24 feet to a point; continuing South 65°09'27" East a distance of 1816.52 feet to a
10 point.""

11 **SECTION 2.(b)** Relinquishment of authority by the Town of Wallace shall be
12 effective when this act becomes law. Upon relinquishment of the jurisdiction over an area that
13 Wallace is regulating under Article 19 of Chapter 160A of the General Statutes, the city
14 regulations and powers of enforcement shall remain in effect until (i) Duplin County has
15 adopted the regulation or (ii) a period of 120 days has elapsed following the effective date of
16 this act, whichever is sooner. During this period, Duplin County may hold hearings and take
17 other measures that may be required in order to adopt county regulations for the area.

18 **SECTION 3.** This act is effective when it becomes law.



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

REZONING APPLICATION

Pursuant to Article 7, Section 155.704 of the Unified Development Code, an owner of land within the jurisdiction of the Town (or a duly authorized agent) may petition the Town Council to amend the Official Zoning Map.

Application fee: Standard Rezoning: \$500.00
Rezoning to Planned Development District: \$1,000.00 + \$5.00 acre
All fees are due when the application is submitted.

Note on Planned Developments: Requests to rezone to a Planned Development District must be accompanied by a Master Plan submittal. Master Plans are approved as Preliminary Subdivision Plats – please submit a concurrent Preliminary Subdivision Plat application and Master Plan.

SITE INFORMATION

Name of Project: Novo Nordisk Southeast Property Rezoning Acreage of Property: 174.92
County Tag Number: 05105008 A & 05E99010N NC PIN: 167804-60-8595 & 167804-50-7128
Address/Location: 3632 Peachtree Industrial Boulevard, NC 27527-0000
Existing Zoning District: I-1 (County)
Proposed Zoning District: I-1 (Town)
Is project within an Overlay District? ☒ No
☐ Yes (list): _____

APPLICANT INFORMATION

Applicant: Town of Clayton - Planning Dept.
Mailing Address: 111 E. Second St Clayton, NC 27520
Phone Number: 919-553-5002 Fax: 919-553-1720
Contact Person: David Deroung
Email Address: dderoung@townofclaytonnc.org

FOR OFFICE USE ONLY

Date Received: 7-29-15 Amount Paid: Town Initiated File Number: 15-37-01-RZ

PROPERTY OWNER INFORMATION

Name: Novo Nordisk Pharm Inc

Mailing Address: 3612 Powhatan Rd Clayton, NC 27527

Phone Number: _____

Fax: _____

Email Address: _____

EXPLANATION OF PROJECT

Please provide detailed information concerning all requests. Attach additional sheets if necessary.

Town initiated rezoning following the addition of the parcels into the ETJ due to the House Bill 343 from the 2015 session.

REQUIRED INFORMATION (to be submitted with the application)

The following items must accompany a Rezoning application.

To be completed by the applicant:			To be completed by staff:		
<i>Submit 9 copies of all materials unless otherwise noted or directed by staff</i>	Yes	N/A	Yes	No	N/A
1. A pre-application conference was held with Town of Clayton staff. Date: _____	☐	☒			
2. Review Fee (\$500 for standard rezoning <u>OR</u> \$1,000 + \$5.00/acre for Planned Developments)	☒	☒			
3. Completed application	☒				
4. Owner's Consent Form <i>Required if applicant is not property owner.</i>	☐	☒			
5. A signed and sealed boundary survey (not more than a year old unless otherwise approved by the Planning Department).	☐	☒			
6. <i>If property to be rezoned is a portion of a parcel:</i> - Property legal description typed (10 pt. font or greater). The legal description must also be submitted electronically in Microsoft Word format. - Plat showing property to be rezoned, matching legal description.	☐ ☐	☒ ☒			
7. Adjacent property owners list	☐	☐			
8. Neighborhood meeting notice letter (1 copy) <i>See sample letter and meeting requirements included in this packet</i>	☒	☒			
9. Neighborhood meeting summary form (1 copy) <i>Included in this packet</i>	Must be submitted after neighborhood meeting is held and at least 10 days prior to Planning Board meeting.				
10. Stamped, addressed, empty envelopes with no return address, using the adjacent property owner list (1 set) <i>This for a public notice of the public hearing mailed by the Town – thus, neighbors will receive both a neighborhood meeting letter from the applicant, and a notice of the hearing from the Town.</i>	☐	☒			

APPROVAL CRITERIA

All applications for a Rezoning must address the following findings:

1. Consistency with the adopted plans of the Town.

- The property is zoned I-1 (county) and will be rezoned to ~~I-1~~ I-1 (Town). The surrounding properties are also zoned I-1.
- The rezoning is consistent with the adopted plans of the town.

2. Suitability of the subject property for uses permitted by the current vs. the proposed district.

The property will be permitted for the same uses if rezoned.

3. Whether the proposed change tends to improve the balance of uses, or meets specific demand in the Town.

- ~~The proposed change improves the balance of uses.~~
- The rezoning maintains the existing balance of uses.

4. The capacity of adequate public facilities and services including schools, roads, recreation facilities, wastewater treatment, potable water supply and stormwater drainage facilities is available for the proposed use.

No change in use currently. These concerns will be addressed if the use changes in the future.

5. It has been determined that the legal purposes for which zoning exists are not violated.

The legal purposes for which zoning exists is
not violated.

6. It has been determined that there will be no adverse effect upon adjoining property owners unless such effect can be justified by the overwhelming public good or welfare.

There shall be no adverse effect upon adjoining
property owners.

7. It has been determined that no one property owner or small group of property owners will benefit materially from the change to the detriment of the general public.

No one property owner or small group of
property owners will benefit materially from the
change to the detriment of the general public.

APPLICANT AFFIDAVIT

I/We, the undersigned, do hereby make application and petition to the Town Council of the Town of Clayton to amend the Zoning Ordinance and change the Official Zoning Map of the Town of Clayton as requested. I hereby certify that I have full legal right to request such action and that the statements or information made in any paper or plans submitted herewith are true and correct to the best of my knowledge. I understand this application, related material and all attachments become official records of the Planning Department of the Town of Clayton, North Carolina, and will not be returned.

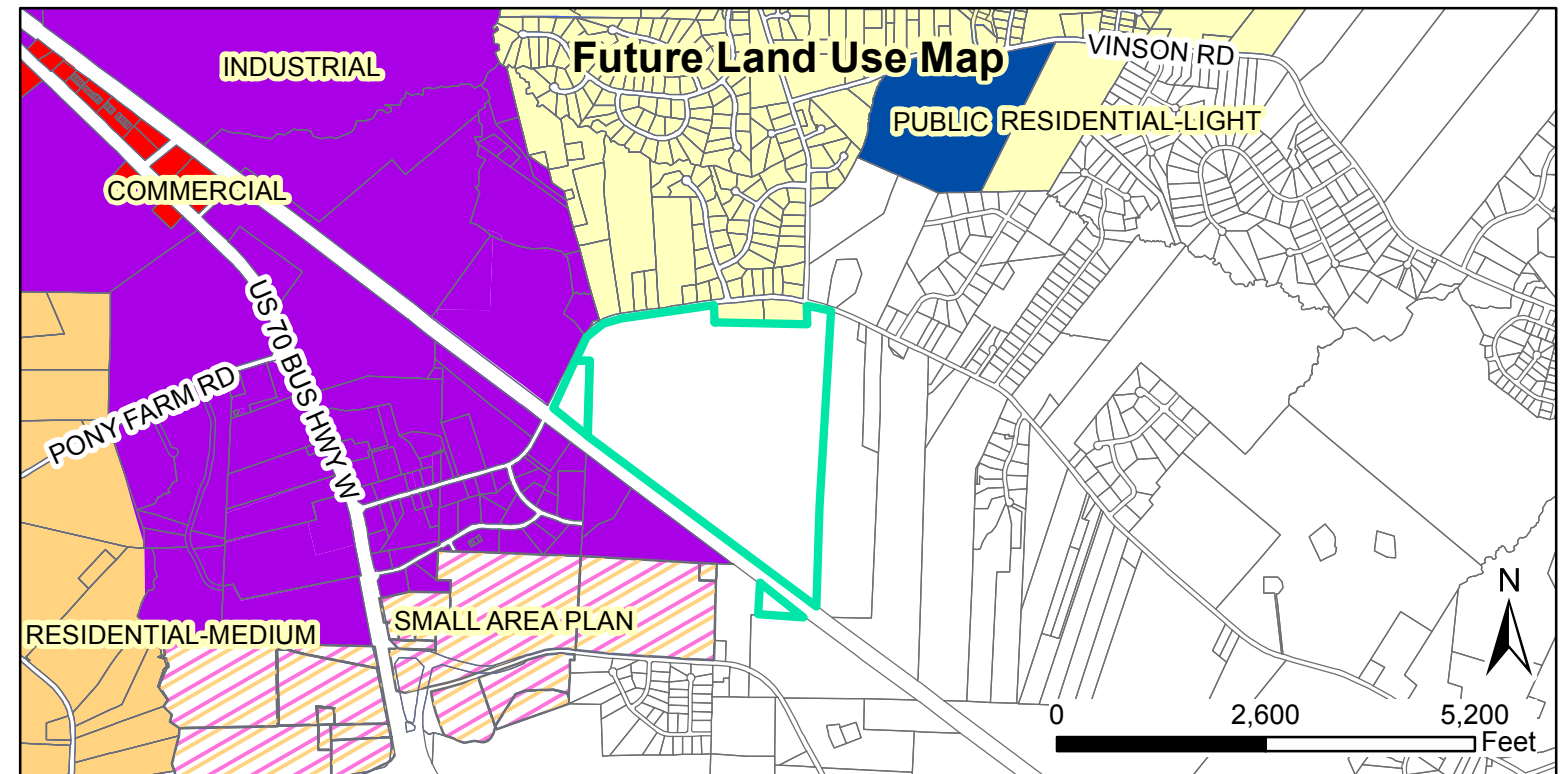
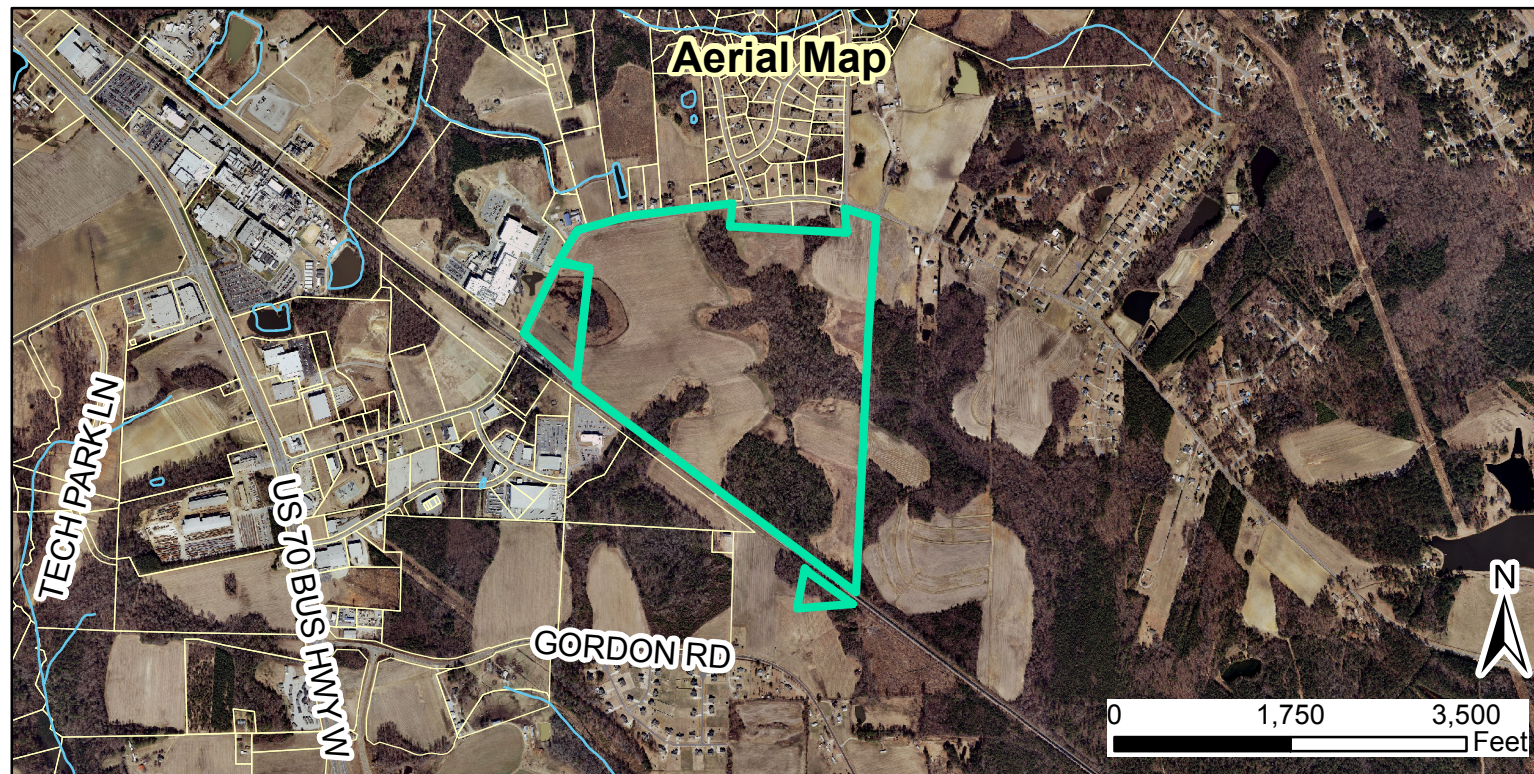
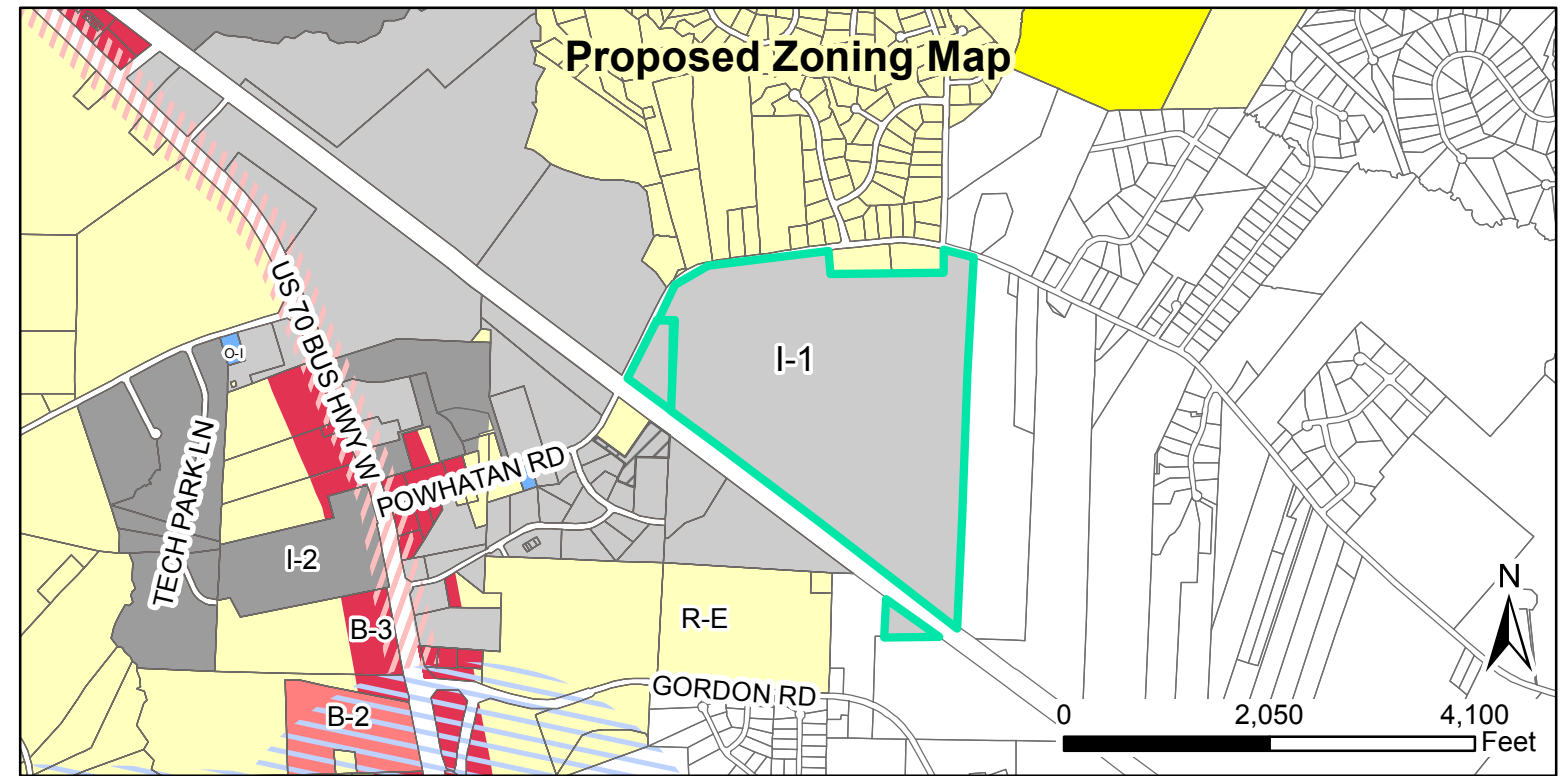
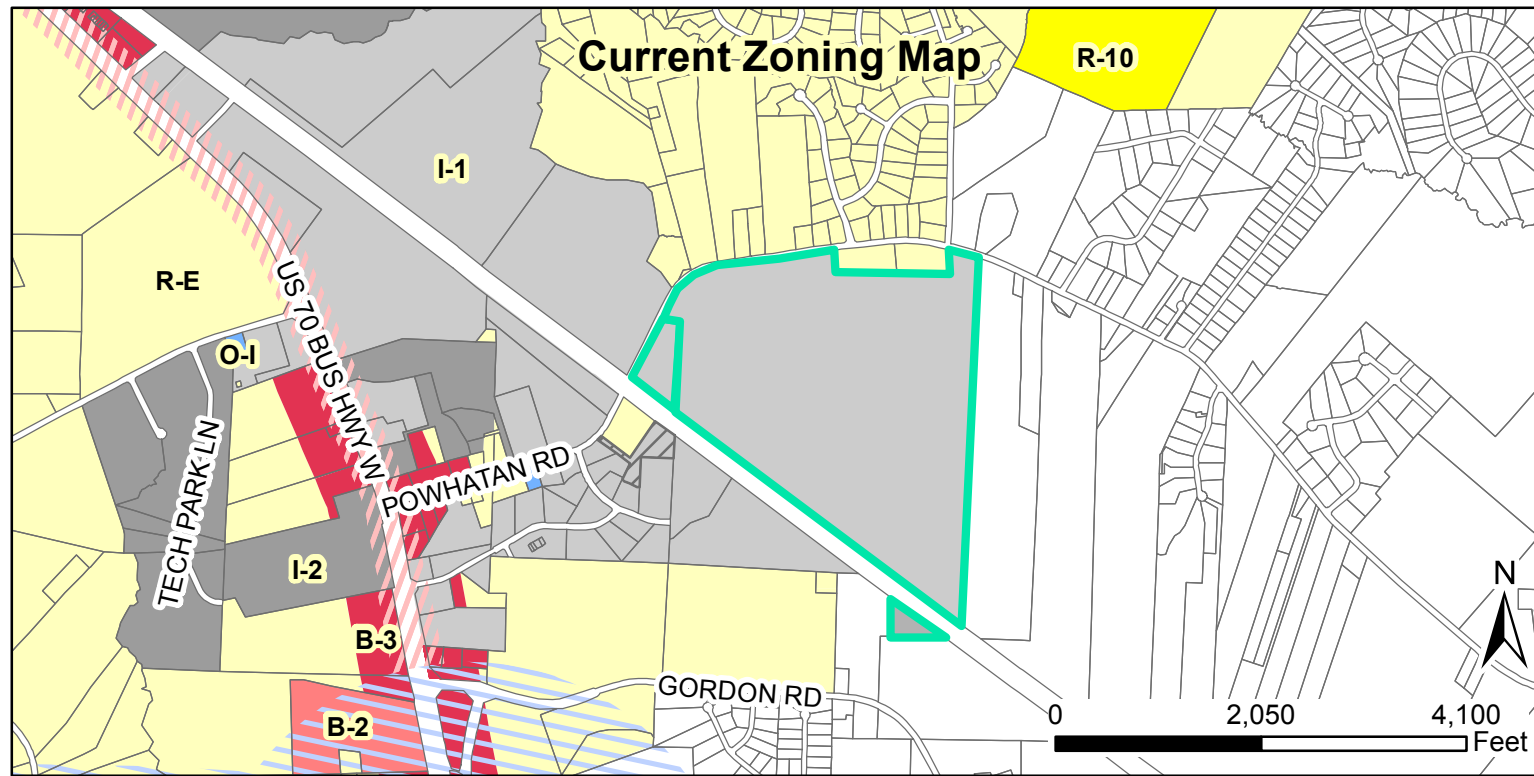
Town-initiated Jm

Print Name

Signature of Applicant

07/29/2015

Date



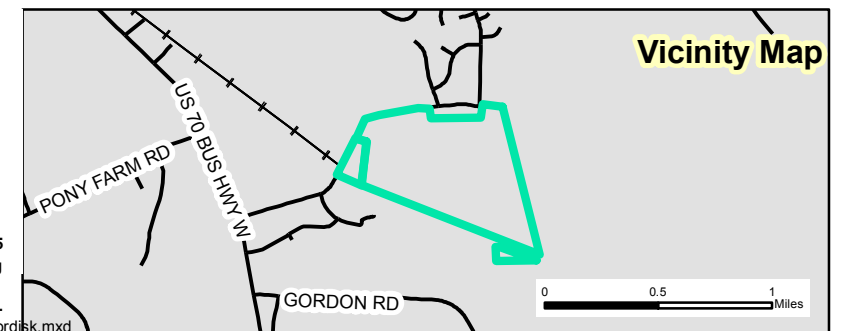
**15-37-01-RZ Novo Nordisk Southeast Property Rezoning
Request: Rezoning from I-1 (County) to I-1 (Town)**

Applicant: Town of Clayton
Property Owner: Novo Nordisk Pharm IND
Parcel ID Number: 167804-60-8595 & 167804-50-7128
Tag #: 05I05008A & 05E99010N



Site 
Special Use District 
Thorough Fare Overlay 
Scenic Highway Overlay 
Produced by: TOC Planning
Disclaimer: Town of Clayton assumes no legal responsibility for the information represented here.

Document Path: O:\PLANNING\REZONING\Rezoning\2015\15-37-01-RZ Novo Nordisk Southeast Property Rezoning\Maps\StaffReportMap_NovoNordisk.mxd





Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

*Planning Board
August 24, 2015*

STAFF REPORT

Application Number: 15-37-01-RZ Project Name: Novo Nordisk Southeast Property Rezoning

NC PIN / Tag #: 167804-60-8595 / 05I05008A & 167804-50-7128 / 05E99010N
Town Limits/ETJ: ETJ
Overlay: None
Applicant: Town of Clayton
Owner: Novo Nordisk Pharm IND
Location: Located south of Powhatan Road, east and north of the railroad tracks, and southwest of the intersection of Glen Laurel Road and Powhatan Road

Public Noticing:

- Neighborhood meeting August 11, 2015
- Sign Posted August 20, 2015
- Newspaper ad prior to September 23, 2015

REQUEST: Request to rezone the parcels recently included in Clayton's ETJ by House Bill 343 the from Industrial-Light (I-1, County Zoning) to Industrial-Light (I-1, Town Zoning).

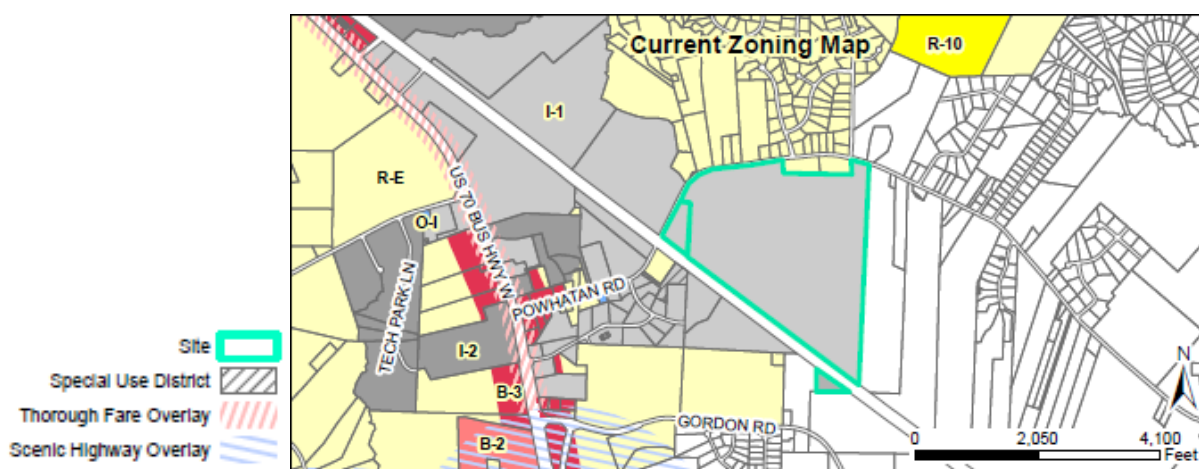
SITE DATA:

Acreage: 180.76 acres
Existing Uses: Vacant



ADJACENT ZONING AND LAND USES:

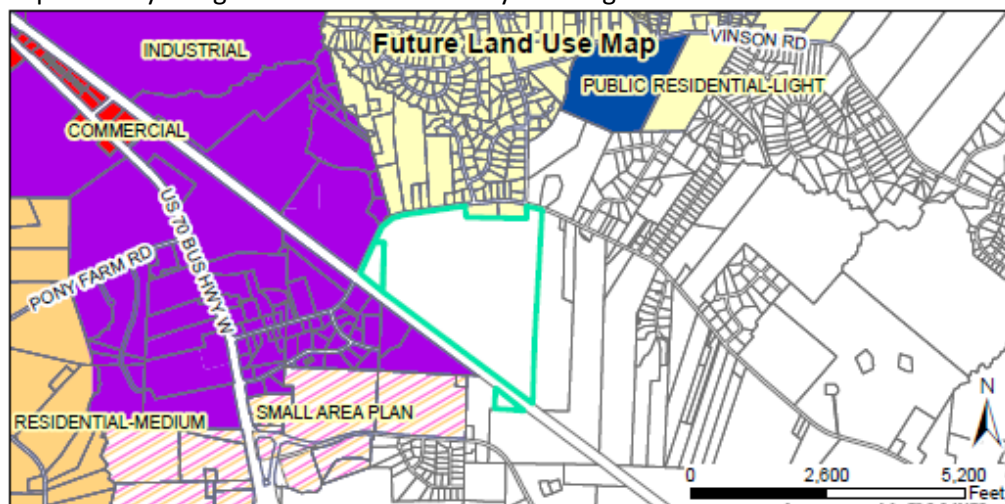
Direction	Zoning	Existing Use
North	Residential-Estate, Agricultural-Residential (County)	Residential, Vacant
South	Industrial-Light, Agricultural-Residential (County)	Vacant, North Tech Park
East	Agricultural-Residential (County)	Vacant
West	Industrial-Light	Novo Nordisk Pharmaceutical



STAFF ANALYSIS AND COMMENTARY:

Overview

The Town is requesting to rezone 180.76 acres following the annexation of the parcels into the Town's ETJ due to the House Bill 343 from the 2015 session. The proposed rezoning maintains the Industrial Light zoning of the parcel, as it was previously designated under the County's zoning.



Compatibility with Surrounding Land Uses

The proposed zoning would be similar and compatible to the surrounding uses. The properties surrounding the subject parcels are designated as Industrial-Light, Residential-Estate, and Agricultural-Residential.

Consistency with the Strategic Growth Plan

These parcels were not a part of Clayton's 2008 Strategic Growth Plan because they were not located within Clayton's jurisdiction at the time. The parcels were designated as "Primary Growth Areas" via Johnston County's Future Land Use Map. However, the properties located directly south and west of the subject parcels are included in Clayton's Strategic Growth Plan and are designated to be "Industrial". Therefore, the Industrial Light (I-1) zoning district would be consistent with the Strategic Growth Plan of Clayton.

CONSIDERATIONS:

- Rezoning is decided by the Town Council. The Planning Board shall make a recommendation to the Town Council.
 - When adopting or rejecting the rezoning, the Town Council shall approve a statement describing whether its action is consistent with adopted plans and/or policies of the Town and explaining why the Council considers the action taken to be reasonable and in the public interest.
-

FINDINGS:

The applicant has addressed the Rezoning Approval Criteria outlined in §155.704. The applicant's Findings of Fact are incorporated into the record as an attachment to the Staff Report.

STAFF RECOMMENDATION:

Staff is recommending approval of the rezoning of the subject parcel.

ATTACHMENTS:

- 1) Staff Report Maps
- 2) Application
- 3) House Bill 343
- 4) Plat Map – book 46 page 431
- 5) Neighborhood Meeting Materials

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Public Hearings

Meeting Date:

October 5, 2015

ITEM TITLE:

Novo Nordisk Southeast Property Rezoning - 15-37-01-RZ

DESCRIPTION:

Request to rezone parcels from Industrial-Light I-1, County Zoning to Industrial Light I-1, Town Zoning.

POTENTIAL ACTION:

Set Public Hearing

DEPARTMENT:

Planning + Zoning

PRESENTER:

David DeYoung

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Set Public Hearing for October 5, 2015

Information Provided:

Staff Report / Application / Maps

Date:

Action Taken:

Information Provided:

Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720



SPECIAL EVENT ACTION ITEM REPORT

Planning Staff Contact: Stephanie Ross: 919-280-1278

EVENT INFORMATION:

Event Name:	Christmas Parade	File Number:	2015-19
Event Description:	Christmas Parade		
Event Date(s):	December 12, 2015	Event Time(s):	3:00 pm to 5:00 pm
Event Location:	Main Street		
Event Coordinator:	Polly Mudd	Contact Number:	919-255-2662

Contact Email: polly@claytonchamber.com

Attendees (Per Day): 10,000

TOWN SERVICES REQUESTED:

Department / Division	Requested Services	Date/Time	Primary Contact	Contact Phone #
Town Council / DOT	Road Closure Approval: ~Main Street from US 70 Bus to Robertson ~Robertson St ~Smith Street ~Lombard between Main & Second	12/12/15 11:00 - 5:00 pm 2:30-6:00 pm 11:00-4:00 pm 11:00-5:00 pm	Stephanie Ross	(919) 359-9349
Public Works	10 Rollout Trash Carts along Main & Horne Square (no recycle)	Deliver: 12/11/15 Pickup: 12/14/15	Steve Blasko	(919) 359-1287
	Barricades and Cones – according to Police Department Planning Document	Deliver: 12/11/15 Pickup: 12/14/15	Steve Blasko	(919) 359-1287
Police Dept.	Put barricades in place to close Main Street and side roads accessing Main Street at 11:00 according to	Close: 12/12/15 11:00 pm	Lt. Ken Lunger	(919) 796-6814 (cell)

	Police Department Planning Document with assistance from Chamber of Commerce volunteers. REOPEN Main Street no later than 6:00 pm	Open: by 6:00 pm		
	Put barricade on Robertson Street just north of the Walgreen & Rite Aid driveways from 3:00 pm to 6:00 pm. Traffic will be allowed south only to US 70.	Close: 2:00 pm Open: 6:00 pm	Lt. Ken Lunger	(919) 796-6814 (cell)

STAFF USE:

SEC Approval	Approved	Date:	No Council Action needed
	Denied		
Council Action	Presentation	Date:	Approved Denied
	Consent Agenda	Date:	Date:
Pending Actions	DOT Road Closure Approval		Issue Permit Date:
	ABC Permit Submittal		
	Other		

(SEC – Special Event Committee)

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Consent

Meeting Date:

October 5, 2015

ITEM TITLE:

2015 Christmas Parade

DESCRIPTION:

The 2015 Christmas Parade is scheduled to be held on Saturday, December 12, 2015. This event is organized by the Clayton Chamber of Commerce and street closures are requested.

POTENTIAL ACTION:

Other

DEPARTMENT:

Planning + Zoning

PRESENTER:

Mr. David DeYoung

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Placed on October 5, 2015 Consent Agenda

Information Provided:

Special Event Report

Date:

Action Taken:

Information Provided:



Development IQ™

DATE: August 28, 2015

TO: Mr. Tim Simpson, PE
Public Works Director
Town of Clayton

FROM: Mark Gramling

RE: East Village- Additional Sewer Allocation Request

Please reference attached. In addition to the attached sewer allocation we would like to request the following breakdown, listed below.

Land Use	Use	Units	Gallons/ Day/Unit (gpd)	Total (gpd)
1. New Single Family Residential		102	240	24,480
		102		24,480

The additional request for sanitary sewer allocation for the East Village project is 24,480 gpd.

Sincerely,

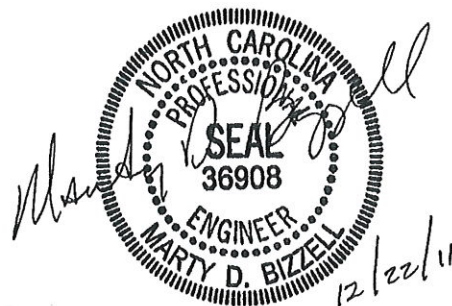
A handwritten signature in blue ink, appearing to read "Mark Gramling", is written over a horizontal line.

Mark Gramling



BASS, NIXON & KENNEDY, INC., CONSULTING ENGINEERS
6310 Chapel Hill Road, Suite 250, Raleigh, NC 27607
919-851-4422 FAX 919-851-8968 www.BNKinc.com

DATE: December 22, 2011
TO: Mr. Tim Simpson, PE
Public Works Director
Town of Clayton
FROM: Marty D. Bizzell, PE, CPESC
RE: East Village – Sewer Allocation Request



The following represents the request for sanitary sewer allocation for the East Village Planned Development. Listed below is a breakdown by land unit as well as a total request for the entire project.

Land Unit	Use	Units	Gallons/ Day/Unit (gpd)	Total (gpd)
1	Multi-Family (Apartments)	192	240	46,080
2	Single Family Residential	20	240	4,800
3	Single Family/Townhomes	35	240	8,400
4	Single Family Residential	26	240	6,240
5	Single Family Residential	15	240	3,600
6	Single Family Residential	34	240	8,160
7	Single Family Residential	35	240	8,400
8	Single Family Residential	20	240	4,800
9	Single Family/Townhomes	13	240	3,120
		390		93,600

The total request for sanitary sewer allocation for the East Village project is 93,600 gpd.

Please contact me with any questions or concerns.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Consent

Meeting Date:

October 5, 2015

ITEM TITLE:

Sewer Allocation Request

DESCRIPTION:

Request for additional sewer allocation regarding East Village.

POTENTIAL ACTION:

Place on Consent Agenda

DEPARTMENT:

Public Works/Operations

PRESENTER:

Mr. Tim Simpson

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Placed on October 5, 2015 Consent Agenda

Information Provided:

Memo

Date:

Action Taken:

Information Provided:

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Consent

Meeting Date:

October 5, 2015

ITEM TITLE:

Substation Project Resolution

DESCRIPTION:

Mr. McKie previously provided information regarding Resolution and Reimbursement of Substation Project.

POTENTIAL ACTION:

Place on Consent Agenda

DEPARTMENT:

Finance Department

PRESENTER:

Mr. Robert McKie

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Placed on October 5, 2015 Consent Agenda.

Information Provided:

Resolution

Date:

Action Taken:

Information Provided:

Town of Clayton

Amendment to the FY 15-16 Budget

BE IT HEREBY ADOPTED BY THE TOWN COUNCIL FOR THE TOWN OF CLAYTON that the following amendments shall be made to the FY 15-16 Budget:

Fund: General Fund and Police Special Revenue Fund

Previous Revised

<u>Line Item</u>	<u>Appropriation</u>	<u>Adjustment</u>	<u>Appropriation</u>
------------------	----------------------	-------------------	----------------------

Expenditures

100-50-00-55 06	Drug Seizure Funds – State
-----------------	----------------------------

\$0+6,943	\$6,943
-----------	---------

212-55 05	Drug Seizure Funds – Federal
-----------	------------------------------

\$0+8,092	\$8,092
-----------	---------

Revenue

100-40-00-48 99	Fund Balance Appropriated
-----------------	---------------------------

\$702,278+6,943	\$709,221
-----------------	-----------

212-48 99	Fund Balance Appropriated
-----------	---------------------------

\$0+8,092	\$8,092
-----------	---------

-Explanation: Amendment necessary to reflect the appropriation of Fund Balance to purchase equipment for police investigations with the proceeds from unauthorized substance tax distributions (USTD) from the State and forfeited property from the U.S. Department of Justice Asset Forfeiture Program, which were received in prior years. The

General Statutes (G.S. 105-113.113) mandates the Department of Revenue to distribute 75% of the USTD funds to the local law enforcement agency that conducted the investigation of a dealer that led to the assessment. The State establishes a special nonreverting account for the USTD funds. The Controlled Substances Act, Section 881(e)(3) of Title 21, United States Code authorizes the sharing of forfeited property. All funds received from USTD and the forfeiture program are restricted to directly enhancing the law enforcement activities of the Clayton Police Department.

Duly adopted this ____ day of _____, 2015 while in regular session.

Jody L. McLeod

Mayor

Attest:

Kimberly A. Moffett

Town Clerk

Town of Clayton

Amendment to the FY 15-16 Budget

BE IT HEREBY ADOPTED BY THE TOWN COUNCIL FOR THE TOWN OF CLAYTON that the following amendments shall be made to the FY 15-16 Budget:

Fund:Electric Fund

PreviousRevised

<u>Line Item</u>	<u>Appropriation</u>	<u>Adjustment</u>	<u>Appropriation</u>
------------------	----------------------	-------------------	----------------------

Expenditures

310-57-95-58 00Capital Projects

\$665,815	+152,468	\$818,283
-----------	----------	-----------

310-57-95-58 50Capital Outlay

\$109,351	+112,700	\$222,051
-----------	----------	-----------

Revenues

310-57-00-48 99 Fund Balance Appropriated

\$0	+265,168	\$265,168
-----	----------	-----------

Amendment necessary to budget unspent funds received from the issuance of the 2015 Revenue Bond for the following items, which is required for compliance with G.S. 159-15:

1. Ashcroft – \$72,726
2. Hwy 42 Project – \$25,501
3. Walden Woods – \$54,241
4. Warehouse Expansion – \$112,700

Duly adopted this ____ day of _____, 2015 while in regular session.

Jody L. McLeod

Mayor

Attest:

Kimberly A. Moffett

Town Clerk

Town of Clayton

Amendment to the FY 15-16 Budget

BE IT HEREBY ADOPTED BY THE TOWN COUNCIL FOR THE TOWN OF CLAYTON that the following amendments shall be made to the FY 15-16 Budget:

Fund:Water & Sewer Fund

PreviousRevised

<u>Line Item</u>	<u>Appropriation</u>	<u>Adjustment</u>	<u>Appropriation</u>
------------------	----------------------	-------------------	----------------------

Expenditures

300-56-60-52 35Maintenance & Repair – Equipment

\$10,950	+12,000	\$22,950
----------	---------	----------

300-56-90-57 045Debt Service Vactor Truck Capital Lease

\$0	+44,530	\$44,530
-----	---------	----------

300-56-95-58 50Capital Outlay

\$318,740	+282,470	\$601,210
-----------	----------	-----------

Revenues

300-56-00-48 05 Misc. Finance Capital

\$0	+339,000	\$339,000
-----	----------	-----------

Amendment necessary to budget the finance capital and related expenditures for the purchase of a new Vactor truck for the Water and Sewer System, which is required for compliance with G.S. 159-15

Duly adopted this ____ day of _____, 2015 while in regular session.

Jody L. McLeod

Mayor

Attest:

Kimberly A. Moffett

Town Clerk

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Consent

Meeting Date:

October 5, 2015

ITEM TITLE:

Budget Amendments

DESCRIPTION:

Mr. McKie previously presented information regarding budget amendments.

POTENTIAL ACTION:

Place on Consent Agenda

DEPARTMENT:

Finance Department

PRESENTER:

Mr. Robert McKie, Finance Director

ITEM HISTORY:

Date:

September 21,
2015

Action Taken:

Placed on October 5, 2015 Consent Agenda

Information Provided:

Budget Amendments

Date:

Action Taken:

Information Provided:

TOWN OF CLAYTON

2016 HOLIDAY SCHEDULE

WHEREAS, it is the policy of the Town of Clayton to follow the holiday schedule provided by the State of North Carolina for its employees; and

WHEREAS, the below 2016 Holiday Schedule was retrieved from the State of North Carolina website:

2016 Holiday Schedule		
Holiday	Observance Date	Day of Week
New Year's Day	January 1, 2016	Friday
Martin Luther King Jr.'s Birthday	January 18, 2016	Monday
Good Friday	March 25, 2016	Friday
Memorial Day	May 30, 2016	Monday
Independence Day	July 4, 2016	Monday
Labor Day	September 5, 2016	Monday
Veteran's Day	November 11, 2016	Friday
Thanksgiving	November 24 & 25, 2016	Thursday and Friday
Christmas	December 23, 26 & 27, 2016	Friday, Monday and Tuesday

NOW, THEREFORE, BE IT RESOLVED that the Town Council of Clayton hereby adopts the 2016 Holiday Scheduled as presented.

Duly adopted this 5th day of October, 2015 while in regular session.

Jody McLeod

Mayor

ATTEST:

Kimberly A. Moffett, CMC

Town Clerk



**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Items Scheduled for Regular Meetings

Meeting Date:

September 19, 2016

ITEM TITLE:

2017 Holiday Schedule

DESCRIPTION:

Proposed 2017 Holiday Schedule is attached for approval.

POTENTIAL ACTION:

Place on Consent Agenda

DEPARTMENT:

Administration

PRESENTER:

ITEM HISTORY:

Date:

Action Taken:

Information Provided:

Date:

Action Taken:

Information Provided:

TOWN OF CLAYTON

2016 TOWN COUNCIL MEETING SCHEDULE

WHEREAS, the Clayton Town Council exists to conduct the business of the citizens; and

WHEREAS, the Clayton Town Council meetings are held the first and third Monday of the month at 6:30 p.m. in the Council chamber of the Town Hall, unless otherwise noted; and

WHEREAS, each meeting of the Clayton Town Council is open to the public, except as provided by NC G.S. 143-318.11; and

WHEREAS, the Clayton Town Council may amend the yearly meeting schedule in accordance with NC G.S. 143-318.12:

TOWN OF CLAYTON		
2016 CALENDAR		
TOWN COUNCIL MEETINGS		
MONTH	REGULAR SESSION	WORK SESSION
January	January 4, 2016	January 19, 2016 (Tuesday)
February	February 1, 2016	February 15, 2016
March	March 7, 2016	March 21, 2016
April	April 4, 2016	April 18, 2016
May	May 2, 2016	May 16, 2016
June	June 6, 2016	June 20, 2016
July	July 5, 2016 (Tuesday)	July 18, 2016
August	August 1, 2016	August 15, 2016

September	September 6, 2016 (Tuesday)	September 19, 2016
October	October 3, 2016	October 17, 2016
November	November 7, 2016	November 21, 2016
December	December 5, 2016	December 19, 2016

NOW THEREFORE, BE IT RESOLVED that the Town Council of Clayton hereby adopts the 2016 Clayton Town Council Schedule as presented.

Duly adopted this 5th day of October, 2015 while in regular session.

Jody McLeod

Mayor

ATTEST:

Kimberly A. Moffett, CMC

Town Clerk



TOWN OF CLAYTON TOWN COUNCIL AGENDA COVER SHEET

AGENDA LOCATION:

Items Scheduled for Regular Meetings (2)

Meeting Date:

September 19, 2016

ITEM TITLE:

2017 Town Council Meeting Schedule

DESCRIPTION:

Proposed 2017 Town Council meeting schedule is presented for consideration.

POTENTIAL ACTION:

Place on Consent Agenda

DEPARTMENT:

Administration

PRESENTER:

Kimberly Moffett

ITEM HISTORY:

Date:

Action Taken:

Information Provided:

Date:

Action Taken:

Information Provided:

**TOWN OF CLAYTON
PLANNING BOARD WRITTEN RECOMMENDATION
PRELIMINARY SUBDIVISION PLAT**

PSD 2014-95 Gordon Tract Subdivision

On July 27, 2015 the Planning Board heard the above-referenced request and made the following vote:

Recommendation to the Town Council to

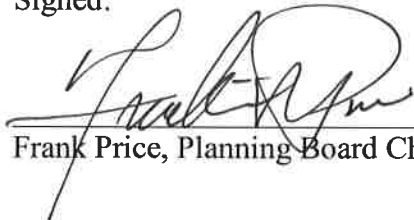
☒ approve the request with the conditions presented by staff;

☐ approve the request with the following modified or added conditions:

☐ deny the request.

Recommendation(s) made this 27 day of July 2015 while in regular session.

Signed:



Frank Price, Planning Board Chair



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

July 27, 2015

STAFF REPORT

Application Number: PSD 2014-95 Project Name: Gordon Tract Subdivision

Tag #: 05i04012, 05i04012a, 05i04012b, 05i04012c, 05i04012d, 05i04012e, 05i04012f, 05i04012g, 05i04012h, 05i04012i, 05i04012r, 05e99007h, 05e99007s

Town Limits/ETJ: Currently ETJ, with three of the parcels located within Johnston County. To be annexed into the Town.

Overlay: Watershed Protection Overlay

Applicant: Dalton Engineering and Associates PA

Owner: CGC Properties LLC, and Powhatan Road Limited Partnership

Location: The property is located east of Glen Laurel Road, and stretches from Vinson Road to Powhatan Road. Powhatan Elementary School borders the parcel on the northeast.

Public Noticing:

- Neighborhood meeting July 2, 2015
- Sign posted July 20, 2015
- Letters mailed prior to August 27, 2015
- Newspaper ad posted prior to August 25, 2015

REQUEST: Preliminary Plat (Subdivision) to allow development of a R-8 residential subdivision with 164 detached, single family residential units.



SITE DATA:

Acreage: 61.29± acres

Existing Use: Agriculture and some residential that will be removed prior to development.

ADJACENT ZONING AND LAND USES:

Direction	Zoning	Existing Use
North	Residential-10 and Residential-Estate (R-E)	Rural residential
South	County Agricultural Residential (AR) and some County Light Industrial (I-1)	Agriculture and rural residential
East	County Agricultural Residential (AR) and Residential-10 (Town)	Agriculture, large-lot rural residential subdivision, and Powhatan Elementary School to the north-northeast
West	Residential-Estate (R-E)	Rural residential subdivision

DEVELOPMENT DATA:

Proposed Uses: Single family detached residential units

Buildings: 177 dwelling units

Number of Stories: Maximum height of 35 feet

Density/Impervious: Maximum 36% impervious surface or 2 dwelling units per acre (because of Watershed Protection Overlay). Applicant has chosen 36% impervious for entire site, which equates to 31.75% (3,329 SF) impervious per lot

Proposed Density: 2.88 units/acre

Required Parking: 2 spaces per unit

Proposed Parking: 2 spaces per unit

Minimum lot area: 8,000 SF

Fire Protection: Town of Clayton

Access/Streets: Primary access to Glen Laurel Road (1) and Powhatan Road (1)

Water/Sewer Provider: Town of Clayton

Electric Provider: TBD

STAFF ANALYSIS:**Overview**

The applicant is requesting preliminary subdivision plat approval for 177 dwelling units in three phases. Approval of this preliminary subdivision plat is subject to approval of Rezoning RZ2014-21. A portion of the property is located outside of the Town's Extraterritorial Planning Jurisdiction (ETJ), so the property owner has entered into

an annexation agreement with the Town. With the annexation agreement in place, Johnston County has authorized the Town to process the development application for the entire property. Under the annexation agreement, the Town will be providing water and sewer services, police and fire protection, and assuming responsibility for the public roads, once accepted by Town Council.

Consistency with Adopted Plans:

- **Comprehensive Plan**

The request is consistent with the Strategic Growth Plan.

- **Unified Development Code**

The proposed development is consistent with and meets the applicable requirements of the Unified Development Code (UDC). Individual lot development specifications including building placement, driveway placement, etc. will be required to meet all Town standards and be consistent with the provisions of the approved subdivision plan and R-8 development standards.

Compatibility with Surrounding Land Uses

The uses surrounding the subject property are primarily agricultural or rural residential which is compatible with the R-8 zoning district. The site is in the Watershed Protection Overlay, which limits the density to 2 dwelling units per acre. The two adjacent developments, Powhatan Glen and Stallings Station are developed closer to one dwelling unit per acre.

Landscaping and Buffering

A 20 foot Class B perimeter buffer is provided along the boundary of the property.

Recreation and Open Space

A fee-in-lieu for recreation and open space is being accepted for the subdivision.

Environmental

Resource conservation areas (stream buffers, 100-year flood zones) shall be preserved by a binding legal instrument recorded with the deed as each phase is platted. Riparian buffers not considered "stream buffers" by the UDC will meet all state preservation requirements.

Access/Streets

The subject property will ultimately be developed as a single-family subdivision with internal public streets. The property also adequate frontage to facilitate connections to Gordon Rd and Glen Laurel Road, providing ingress/egress to the development. Additional connections/stub out streets are required and shown on the subdivision plan.

Multi-Modal Access

Sidewalks are provided along both sides of the street and will extend fully around the cul-de-sac. A 20 foot access point is provided access from the cul-de-sac sidewalk to the intersection of Powhatan Road and Glen Laurel Road.

Garbage / Recycling

Roll-out carts.

Architecture/Design

None.

Waivers/Deviations/Variances from Code Requirements

None.

CONSIDERATIONS:

- The applicant is requesting Preliminary Subdivision Plat approval.
 - This approval is subject to approval of RZ2014-21.
-

FINDINGS:

The applicant has addressed the Major Subdivision Approval Criteria outlined in UDC Section 155.706. The applicant's Findings of Fact are incorporated into the record as an attachment to the Staff Report.

CONDITIONS:

If approved, staff recommends the following conditions be applied to the approval of the preliminary subdivision plan:

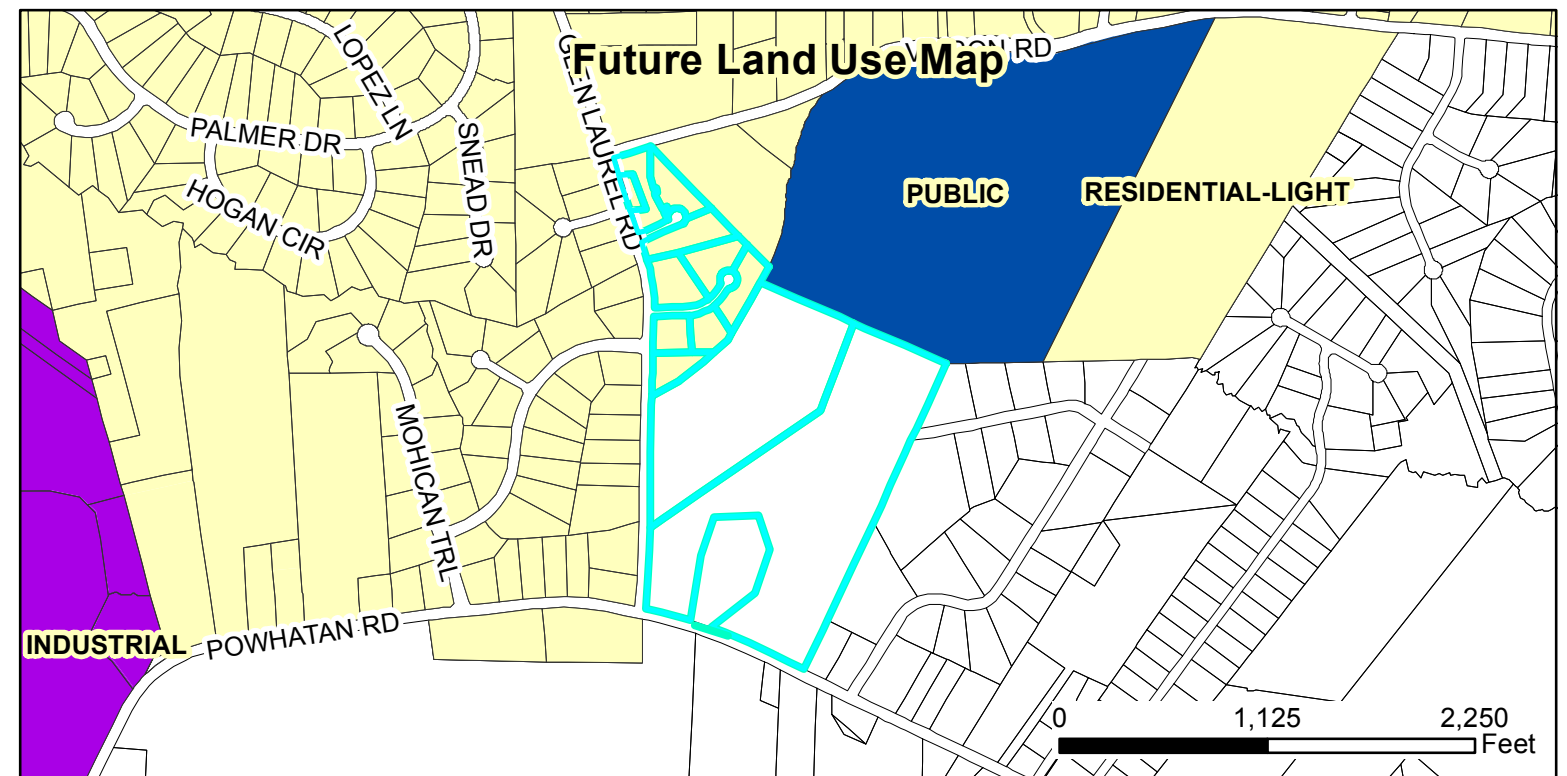
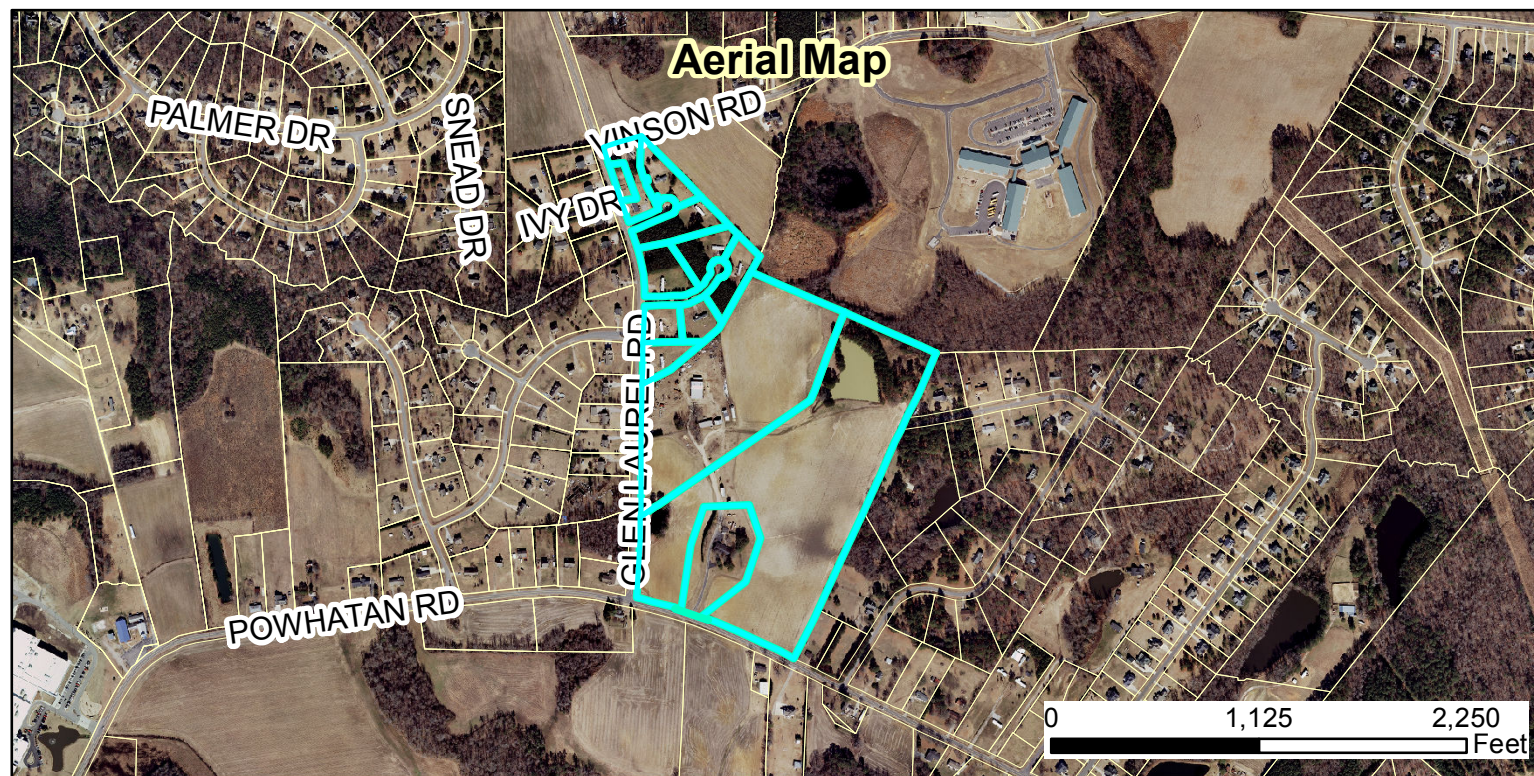
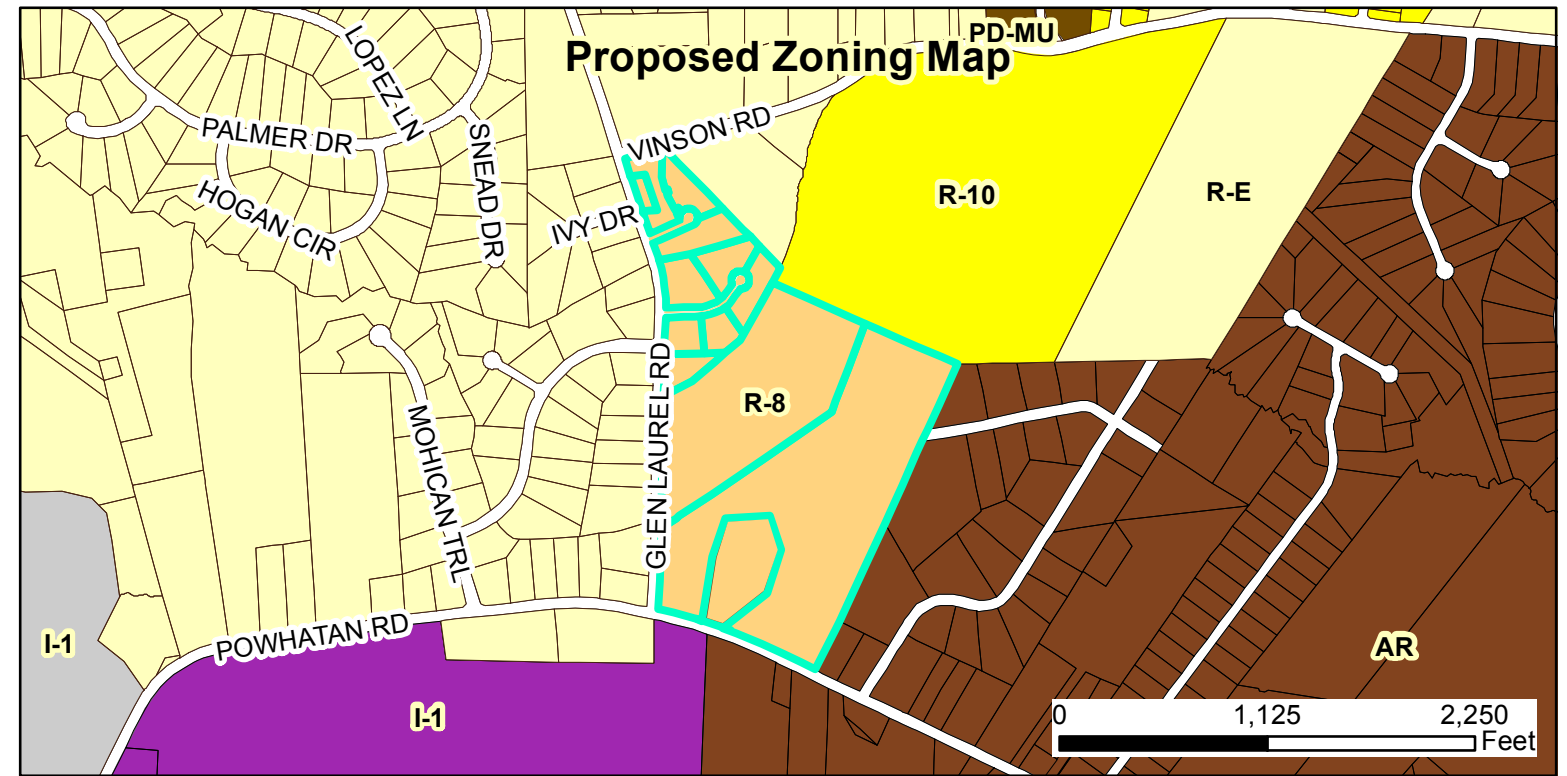
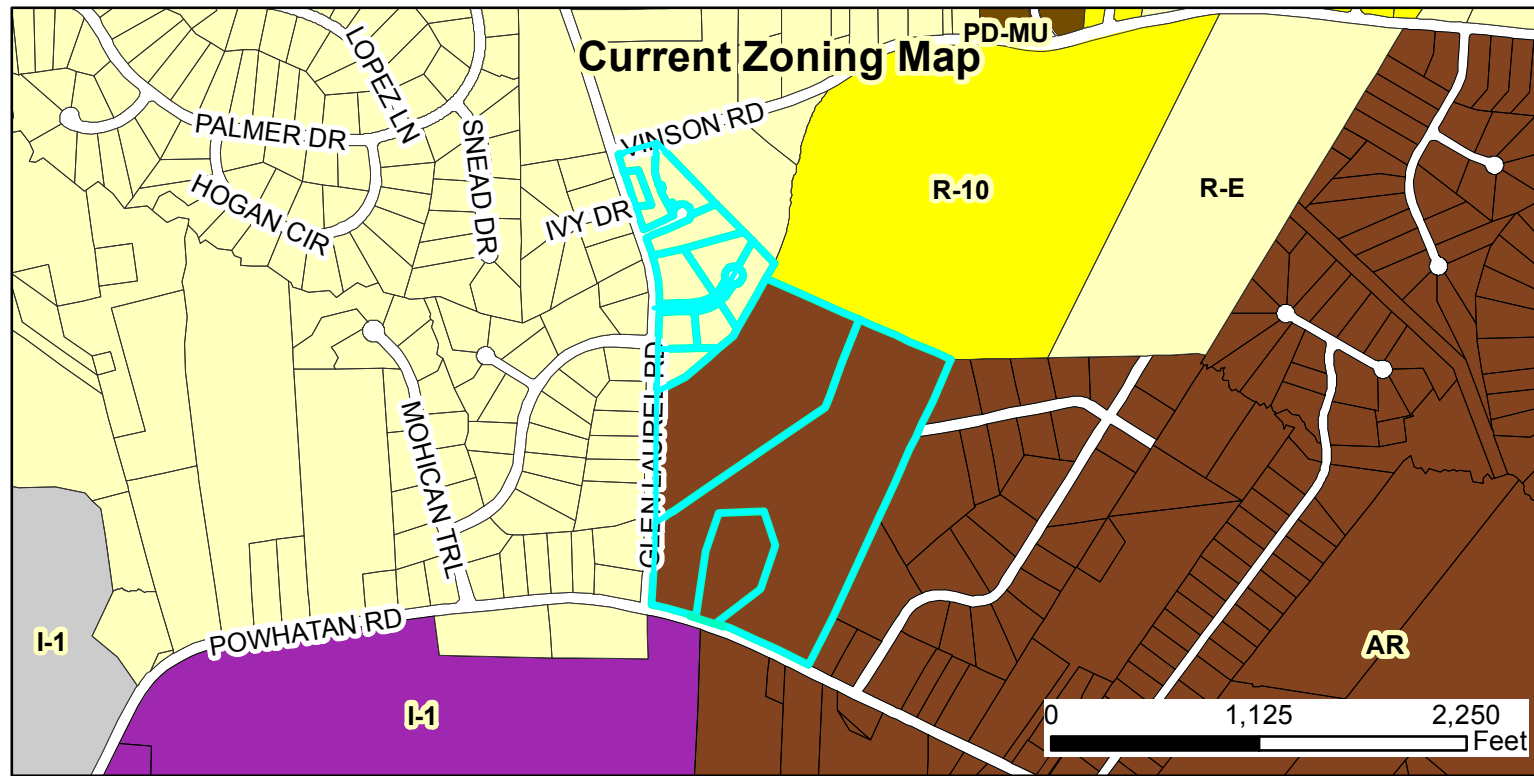
1. Following Council approvals, three copies of the approved Master Plan/Preliminary Subdivision Plan meeting the requirements of the Conditions of Approval shall be submitted to Planning Department.
2. The final plat and subsequent development of the site shall be consistent with the specifications of the approved Preliminary Subdivision Plan. Modifications may require additional approvals pursuant to Section 155.706 of the Unified Development Code.
3. All utility acreage and nutrient offset fees, and recreation and open space fees are due prior to plat recordation. Capacity fees shall be due prior to the issuance of each building permit.
4. Approved street names and addresses shall be applied to the plat prior to recording.
5. The street connections to Glen Laurel Road(SR 1902) and Powhatan Road (SR 1901) shall be approved by NCDOT prior to recording final plats.
6. Resource conservation areas as defined by Section 155.500 of the Unified Development Code (UDC) shall be identified on the final plats as being permanently set aside, and shall be protected in perpetuity by a binding legal instrument recorded with the deed which includes clear restriction on the use of the resource conservation area, as described in Section 155.500(F) of the UDC.
7. Homeowners Association (HOA) documents/covenants which provide for provide for the perpetual maintenance and management of all common facilities within the subdivision must be recorded prior to any plat recordation.

STAFF RECOMMENDATION:

Staff is recommending approval of the rezoning of the subject parcel.

ATTACHMENTS:

- 1) Staff Report Maps
- 2) Site Plan
- 3) Application
- 4) Neighborhood Meeting Materials



RZ2014-21 Gordon Tract Rezoning
Request: Rezoning from R-E (Town) and AR (County) to R-8 (Town)
PSD2014-95 Gordon Tract Subdivision
Request: 177 single family detached residential units

Applicant: Dalton Engineering and Associates, PA
 Property Owner: CGC Properties LLC and Powhatan Road Limited Partnership
 Tag #: 05i04012, 05i04012a, 05i04012b, 05i04012c, 05i04012d, 05i04012e,
 05i04012f, 05i04012g, 05i04012h, 05i04012i, 05i04012r, 05e99007h, 05e99007s



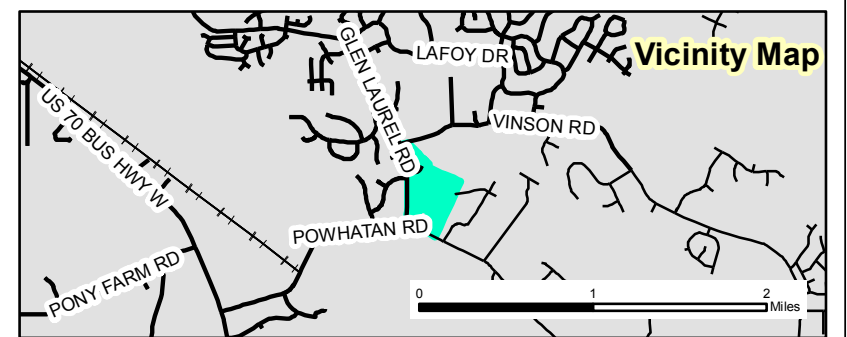
- Site
- Special Use District
- Thorough Fare Overlay
- Scenic Highway Overlay

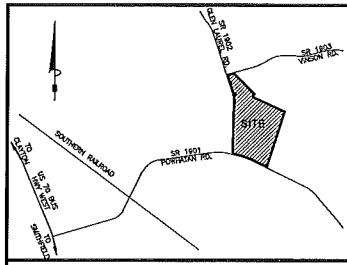
07/17/2015

Produced by: TOC Planning

Disclaimer: Town of Clayton assumes no legal responsibility for the information represented here.

Document Path: O:\PLANNING\REZONING\Rezoning\2014\RZ 2014-21 Gordon Tract Rezoning\Maps\Maps Gordon Tract RZ2014-21 .mxd





VICINITY MAP (NOT TO SCALE)

JAMES & SANDRA ELLIS
DB3626 PG0755
PIN #: 167804-81-3105
ZONED: R-E

DEREK EVANS
DB1488 PG0001
PIN #: 167804-80-8595
ZONED: I-1

EUGENE & BETTY SUE WOODALL
DB0674 PG0034
PIN #: 167804-90-0621
ZONED: AR

DONALD ADAMS
PIN #: 167804-90-2960
ZONED: AR

ERIC & AMANDA GORDON
DB1705 PG0469
PIN #: 167804-90-4403
ZONED: AR

DEREK EVANS
DB3909 PG0905
PIN #: 167804-91-5079
ZONED: AR

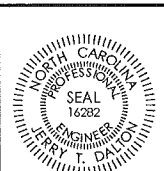
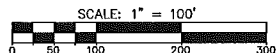
LARRY & LISA BAILEY
DB0895 PG0369
PIN #: 167804-81-7490
ZONED: AR

RICKIE AVATE
DB3822 PG0096
PIN #: 168803-01-1958
ZONED: AR

KIMBERLY BOWLES
DB3556 PG0045
PIN #: 168803-02-2456
ZONED: AR

PRELIMINARY SUBDIVISION PLAN
FOR
GORDON FARM
TOWN OF CLAYTON - JOHNSTON COUNTY, NC

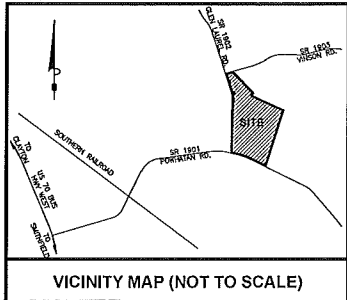
REVISION 001: ADDRESSED TOWN OF CLAYTON COMMENTS - 6/22/15



Dalton Engineering and Associates, P. A.		
448 East Main Street P.O. Box 426 Clayton, NC 27520		
		(919) 550-4740 Fax (919) 550-4741
Job: 13014	Date: 11/6/14	Revision: 001
File: PRELIMINARY	Drawn: WJB	Sheet: 1 OF 4

NOTES:
THE 10'x70' SIGHT TRIANGLES SHALL TAKE PRECEDENCE OVER ANY SIGN EASEMENTS.

THE FINAL PLAT WILL ENSURE THAT ALL DRAINAGE EASEMENTS INTERSECT THE PUBLIC RIGHT-OF-WAY
ALONG A LOT LINE. DRAINAGE EASEMENTS WITHIN THE INTERIOR OF THE PROJECT MAY OR MAY NOT
COMPLETELY CENTER ALONG A LOT LINE.



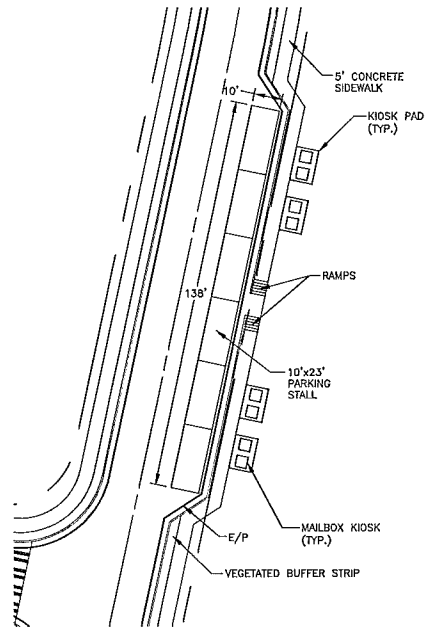
VICINITY MAP (NOT TO SCALE)

- NOTES:
1. CONSTRUCTION DRAWINGS ARE TO BE SUBMITTED TO THE TOWN OF CLAYTON PUBLIC WORKS ENGINEERING DIVISION FOR REVIEW AND APPROVAL.
 2. N.C.D.O.T. DRIVEWAY PERMIT APPROVAL IS REQUIRED FOR ROADWAY CONNECTION TO PORTWATN ROAD AND GLEN LAUREL ROAD.
 3. ALL RESOURCE CONSERVATION AREAS SHALL REMAIN UNDISTURBED IN ACCORDANCE WITH ARTICLE 5 OF THE UNIFIED DEVELOPMENT CODE.
 4. STREET YARD TREES ARE REQUIRED ALONG ALL INTERNAL RIGHTS OF WAY AT A RATE OF ONE CANOPY TREE PER LOT, OR ONE FOR EVERY 40 LINEAR FEET (SPACED A MAXIMUM OF 50 FEET APART) IN ACCORDANCE WITH UDC SECTION 155.402 (F).
 5. AS PER JOHNSTON COUNTY GIS, A 100-YEAR FLOODPLAIN DOES NOT EXIST ON THIS PROPERTY.
 6. NCDOT WILL REVIEW AND APPROVE ASSOCIATED IMPROVEMENTS/ALTERATIONS TO GLEN LAUREL ROAD AND PORTWATN ROAD.
 7. INFRASTRUCTURE RELATED CONSTRUCTION DRAWINGS WILL BE REVIEWED BY PUBLIC WORKS - ENGINEERING DIVISION.
 8. STRUCTURE RELATED DRAWINGS WILL BE PERMITTED, REVIEWED, AND INSPECTED IN ACCORDANCE WITH NORTH CAROLINA BUILDING CODE BY THE TOWN OF CLAYTON BUILDING INSPECTIONS.
 9. GRADE UTILITY EASEMENTS TO TOWN OF CLAYTON STANDARDS.
 10. CONSTRUCTION/UTILITY PLANS TO BE REVIEWED AND APPROVED BY THE ENGINEERING DEPARTMENT PRIOR TO CONSTRUCTION.

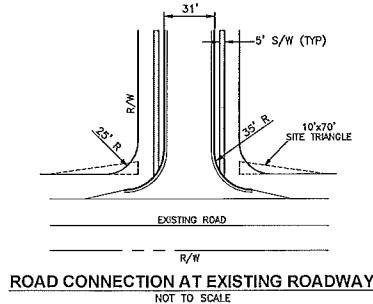
LOT SUMMARY	
LOT #	PARCEL AREA
1	8503 SF
2	8440 SF
3	8779 SF
4	9385 SF
5	10875 SF
6	13343 SF
7	9405 SF
8	9385 SF
9	9384 SF
10	9386 SF
11	9413 SF
12	9481 SF
13	9240 SF
14	8750 SF
15	8750 SF
16	8753 SF
17	9157 SF
18	15617 SF
19	11323 SF
20	11073 SF
21	9357 SF
22	8885 SF
23	8550 SF
24	12910 SF
25	11717 SF
26	8125 SF
27	9241 SF
28	9241 SF
29	8125 SF
30	8125 SF
31	8125 SF
32	8125 SF
33	8125 SF
34	8125 SF
35	8125 SF
36	8125 SF
37	8125 SF
38	8125 SF
39	8125 SF
40	8125 SF
41	8125 SF
42	8125 SF
43	9241 SF
44	8875 SF
45	8894 SF
46	8914 SF
47	8934 SF
48	8953 SF
49	8973 SF
50	8992 SF
51	8982 SF
52	14615 SF
53	11408 SF
54	8096 SF
55	8013 SF
56	8023 SF
57	8078 SF
58	9550 SF
59	9619 SF
60	9887 SF
61	9758 SF
62	9824 SF
63	9893 SF
64	9960 SF
65	12341 SF
66	12385 SF
67	9866 SF
68	10000 SF
69	10000 SF
70	10000 SF
71	10000 SF
72	10491 SF
73	14718 SF
74	12407 SF
75	9684 SF
76	9686 SF
77	9684 SF
78	9684 SF
79	9684 SF
80	9684 SF
81	9684 SF
82	10242 SF
83	10242 SF
84	9684 SF
85	9684 SF
86	9684 SF
87	9684 SF
88	9683 SF
89	9986 SF

LOT SUMMARY	
LOT #	PARCEL AREA
90	16208 SF
91	12385 SF
92	11893 SF
93	13528 SF
94	8959 SF
95	8737 SF
96	8757 SF
97	8776 SF
98	8796 SF
99	8816 SF
100	8835 SF
101	8855 SF
102	8125 SF
103	8125 SF
104	8125 SF
105	8125 SF
106	8125 SF
107	8125 SF
108	8125 SF
109	11709 SF
110	9703 SF
111	8264 SF
112	8125 SF
113	8125 SF
114	8125 SF
115	8125 SF
116	8125 SF
117	8125 SF
118	11399 SF
119	8750 SF
120	8750 SF
121	8759 SF
122	8750 SF
123	8750 SF
124	9241 SF
125	12416 SF
126	12446 SF
127	13792 SF
128	13850 SF
129	12594 SF
130	12787 SF
131	13209 SF
132	11797 SF
133	9838 SF
134	12163 SF
135	12057 SF
136	11963 SF
137	14402 SF
138	24051 SF
139	21849 SF
140	13948 SF
141	14697 SF
142	17776 SF
143	11784 SF
144	16119 SF
145	17934 SF
146	26232 SF
147	16402 SF
148	12311 SF
149	11650 SF
150	9882 SF
151	12572 SF
152	18361 SF
153	10826 SF
154	13477 SF
155	16671 SF
156	17709 SF
157	13205 SF
158	13200 SF
159	13200 SF
160	13200 SF
161	10491 SF
162	10000 SF
163	10000 SF
164	10000 SF
165	10000 SF
166	9886 SF
167	9873 SF
168	10000 SF
169	10000 SF
170	10000 SF
171	10000 SF
172	10468 SF
173	13573 SF
174	15441 SF
175	15089 SF
176	12872 SF
177	11385 SF

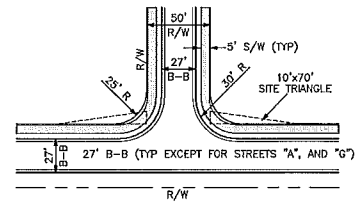
NOTE: A MINIMUM LOT AREA OF 8,000 SF IS REQUIRED.



MAIL KIOSK LAYOUT
SCALE: 1"=30'



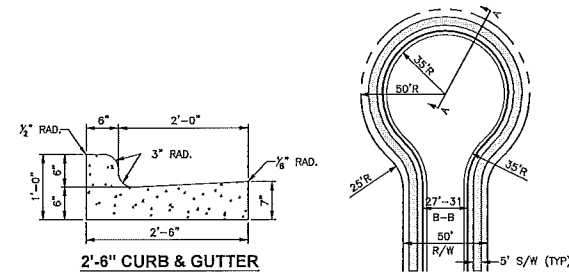
ROAD CONNECTION AT EXISTING ROADWAY
NOT TO SCALE



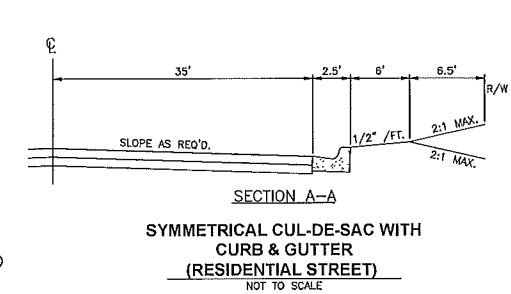
INTERNAL INTERSECTION DETAIL
NOT TO SCALE

IMPERVIOUS SURFACE AREA SUMMARY	
1. TOTAL AREA CONTAINED WITHIN TRACT	= 61.29 AC. OR 2,670,029.39 S.F.
2. MAXIMUM ALLOWABLE IMPERVIOUS SURFACE AREA	= 2,670,029.39 S.F. x 36% = 961,210 S.F.
3. AREA CONTAINED WITHIN BUILDING LOTS	= 1,855,239.69 S.F.
4. ALLOWABLE IMPERVIOUS SURFACE AREA WITHIN LOTS	= 1,855,239.69 S.F. x 31.76% = 589,328 S.F.
5. IMPERVIOUS SURFACE CONTAINED WITHIN ASPHALT AND C & G	= 281,825 S.F.
6. IMPERVIOUS SURFACE CONTAINED WITHIN CONCRETE SIDEWALK	= 90,057 S.F.
7. TOTAL PROPOSED IMPERVIOUS SURFACE AREAS	= 281,825 S.F. + 90,057 S.F. = 371,882 S.F.
8. 961,210 S.F. $\leq$ 961,210 S.F. (OKAY) MAXIMUM PROJECT IMPERVIOUS = 36.00% (MAXIMUM IMPERVIOUS PER LOT = 589,328 S.F. / 177 LOTS = 3,329 S.F./LOT)	

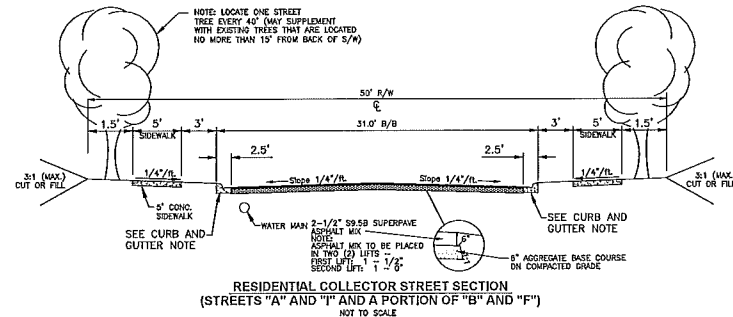
SUMMARY INFORMATION	
DEVELOPMENT NAME: GORDON FARM	
PARCEL INFORMATION:	
1. 167804-83-5516	TAX ID: 0304012 D.B. PG. 03119 0725
2. 167804-83-5732	0304012A 03119 0725
3. 167804-83-1057	0304012B 03119 0725
4. 167804-83-7391	0304012C 03119 0725
5. 167804-83-7047	0304012D 03119 0725
6. 167804-83-8137	0304012E 03119 0725
7. 167804-83-1057	0304012F 03119 0725
8. 167804-83-1830	0304012G 03119 0725
9. 167804-82-7738	0304012H 03119 0725
10. 167804-82-7831	0304012I 03119 0725
11. 167804-82-1555	0304199R 03544 0488
12. 167804-91-5923	05E99007H 03544 0488
13. 167804-91-0564	05E99007S 04270 0488
TOTAL AREA CONTAINED WITHIN TRACTS: 61.29 AC.	
TOTAL FLOOD AREA: 0.00 AC.	
NET USABLE LAND: 61.29 AC.	
TOTAL AREA IN OPEN SPACE PROVIDED: 6.80 AC.	
MAX DENSITY IN WATERSHED PROTECTION AREA: 2 UNITS/ACRE OR 36% IMPERVIOUS	
DENSITY PROPOSED: 2.88 DWELLING UNITS PER ACRE	
TOTAL NUMBER OF UNITS PROPOSED: 177	
TOTAL: 177 SINGLE-FAMILY RESIDENTIAL	
MINIMUM LOT AREA: 8,000 S.F.	
MIN. LOT WIDTH: 60'	
MIN. FRONT SETBACK: 25'	
MIN. SIDE INTERIOR SETBACK: 10'	
MIN. SIDE STREET: 15'	
MIN. REAR SETBACK: 25'	
AREA IN SIDEWALKS: 90,057 S.F.	
AREA IN PAVEMENT: 281,825 S.F.	
LINEAR FEET OF STREET: 9,468 L.F.	
WATER SYSTEM PROVIDER: TOWN OF CLAYTON	
SANITARY SEWER SYSTEM PROVIDER: TOWN OF CLAYTON	
ELECTRICAL SERVICE PROVIDER: DUKE ENERGY PROGRESS OR TOWN OF CLAYTON. (NOTE: TO BE DETERMINED.)	
ZONING DISTRICT: R-E AND AR	
WATERSHED PROTECTION AREA: YES	
PROPOSED ZONING: R-B	
INSIDE CITY LIMITS? SITE IS WITHIN THE TOWN OF CLAYTON ETJ (ANNEXATION PENDING)	
OWNER INFORMATION:	
1. CGO PROPERTIES, LLC POST OFFICE BOX 10768 WILMINGTON, NORTH CAROLINA 28404	
2. PORTWATN ROAD LIMITED PARTNERSHIP POST OFFICE BOX 327 CLAYTON, NORTH CAROLINA 27528 (919) 553-7504 (OFFICE)	
PRELIMINARY LAYOUT PREPARED BY: DALTON ENGINEERING AND ASSOCIATES, PA. POST OFFICE BOX 428 CLAYTON, NC 27528 (919) 550-4740	



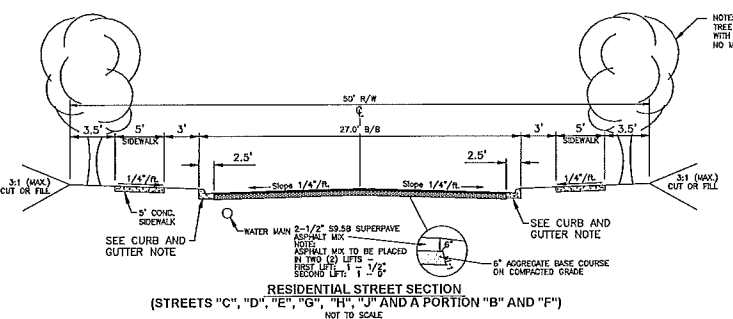
2'-6" CURB & GUTTER



SYMMETRICAL CUL-DE-SAC WITH
CURB & GUTTER
(RESIDENTIAL STREET)
NOT TO SCALE



RESIDENTIAL COLLECTOR STREET SECTION
(STREETS "A" AND "I" AND A PORTION OF "B" AND "F")
NOT TO SCALE



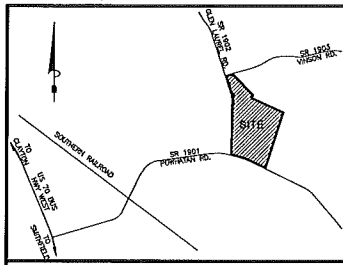
RESIDENTIAL STREET SECTION
(STREETS "C", "D", "E", "G", "H", "J" AND A PORTION "B" AND "F")
NOT TO SCALE

PRELIMINARY SUBDIVISION PLAN
FOR
GORDON FARM
TOWN OF CLAYTON - JOHNSTON COUNTY, NC

REVISION 001: ADDRESSED TOWN OF CLAYTON COMMENTS -- 6/22/15



Dalton Engineering and Associates, P. A.		
446 East Main Street P.O. Box 426 Clayton, NC 27520		
(919) 550-4740 Fax (919) 550-4741		
Job: 13014	Date: 11/6/14	Revision: 001
File: PRELIMINARY	Drawn: WJB	Sheet: 2 OF 4



VICINITY MAP (NOT TO SCALE)

NOTES:
1. CONSTRUCTION DRAWINGS ARE TO BE SUBMITTED TO THE TOWN OF CLAYTON PUBLIC WORKS ENGINEERING DIVISION FOR REVIEW AND APPROVAL.
2. N.C.D.O.T. DRIVEWAY PERMIT APPROVAL IS REQUIRED FOR ROADWAY CONNECTION TO POWHATAN ROAD AND GLEN LAUREL ROAD.

- LEGEND:
- OPEN SPACE
 - SANITARY SEWER MANHOLE
 - 8" GRAVITY SANITARY SEWER LINE
 - 6" WATER LINE
 - FIRE HYDRANT ASSEMBLY (FH)
 - CURB INLET
 - STORM DRAINAGE

JAMES & SANDRA ELLIS
DB3526 PG0755
PIN #: 167804-81-3106
ZONED: R-E

YAZAN ISSA
DB1652 PG0652
PIN #: 167804-81-4402
ZONED: R-E

YAZAN ISSA
DB1652 PG0652
PIN #: 167804-81-4622
ZONED: R-E

ANDREW & SHERRY DAVIS
DB2031 PG0808
PIN #: 167804-81-3884
ZONED: R-E

KETH SMITH &
MARIBETH BARNES
DB1509 PG0389
PIN #: 167804-82-3082
ZONED: R-E

RALPH & PATSY HESTER
DB3207 PG0403
PIN #: 167804-82-4108
ZONED: R-E

TREVOR &
KATHRYN BEYMA
DB3325 PG0890
PIN #: 167804-82-4229
ZONED: R-E

GARY &
JENNIFER FULLER
DB1483 PG0738
PIN #: 167804-82-4443
ZONED: R-E

ROBERT JR. &
SHARON FARRISH
DB1899 PG0282
PIN #: 167804-82-4550
ZONED: R-E

NATHAN & RITA BYARS
DB2093 PG0883
PIN #: 167804-82-4877
ZONED: R-E

KENNETH & DONNA WATSON
DB1776 PG0595
PIN #: 167804-83-4043
ZONED: R-E

DONOVAN SPENCE
DB3403 PG0373
PIN #: 167804-83-3290
ZONED: R-E

DONOVAN SPENCE
DB2115 PG0423
PIN #: 167804-83-3543
ZONED: R-E

SHARON WHITLEY
DB2115 PG0423
PIN #: 167804-83-2439
ZONED: R-E

SHARON WHITLEY
DB2115 PG0423
PIN #: 167804-83-2635
ZONED: R-E

TGS PROPERTIES LLC
DB3962 PG0891
PIN #: 167804-85-1849
ZONED: R-E

TGS PROPERTIES LLC
DB3962 PG0891
PIN #: 167804-84-7129
ZONED: R-E

DEREK EVANS
DB1468 PG0001
PIN #: 167804-80-8595
ZONED: I-1

EUGENE & BETTY SUE WOODALL
DB0574 PG0534
PIN #: 167804-90-0621
ZONED: AR

DONALD ADAMS
PIN #: 167804-90-2960
ZONED: AR

ERIC & AMANDA GORDON
DB1705 PG0469
PIN #: 167804-90-4403
ZONED: AR

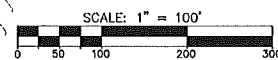
DEREK EVANS
DB3909 PG0805
PIN #: 167804-91-5979
ZONED: AR

LARRY & LISA BAILEY
DB0895 PG0369
PIN #: 167804-91-7490
ZONED: AR

SICKLE AVATE
DB3822 PG0096
PIN #: 168803-01-1958
ZONED: AR

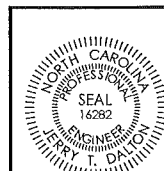
KIMBERLY BOWLES
DB3536 PG0245
PIN #: 168803-02-2456
ZONED: AR

JOHNSTON COUNTY
DB3410 PG0223
PIN #: 168803-03-5526
ZONED: R-10



PRELIMINARY UTILITY LAYOUT
FOR
GORDON FARM
TOWN OF CLAYTON - JOHNSTON COUNTY, NC

REVISION 001: ADDRESSED TOWN OF CLAYTON COMMENTS - 6/22/15

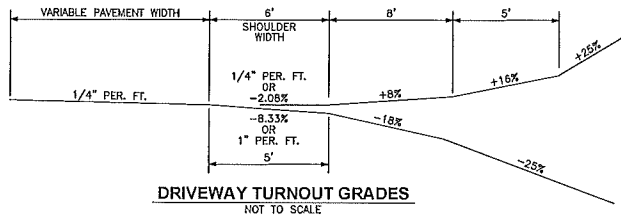
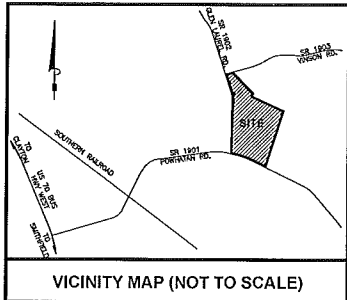


**Dalton Engineering
and Associates, P. A.**

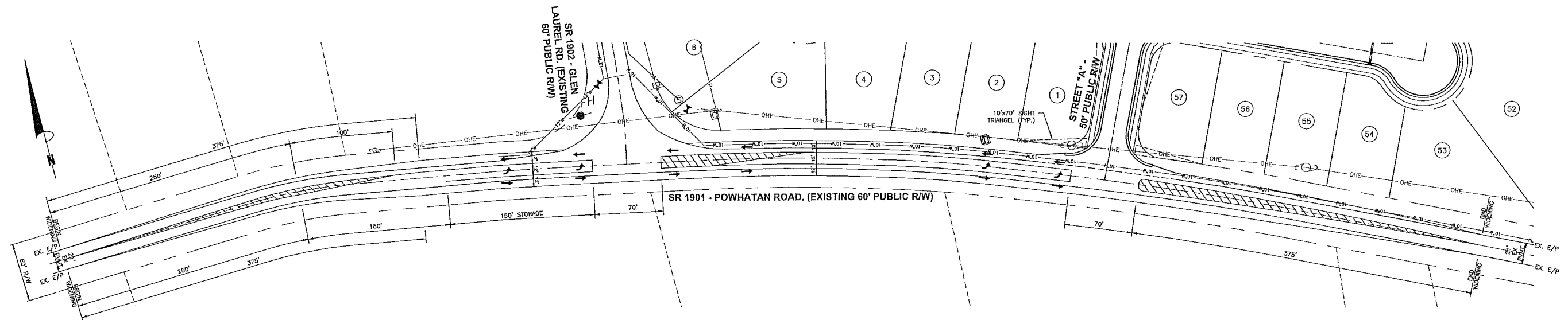
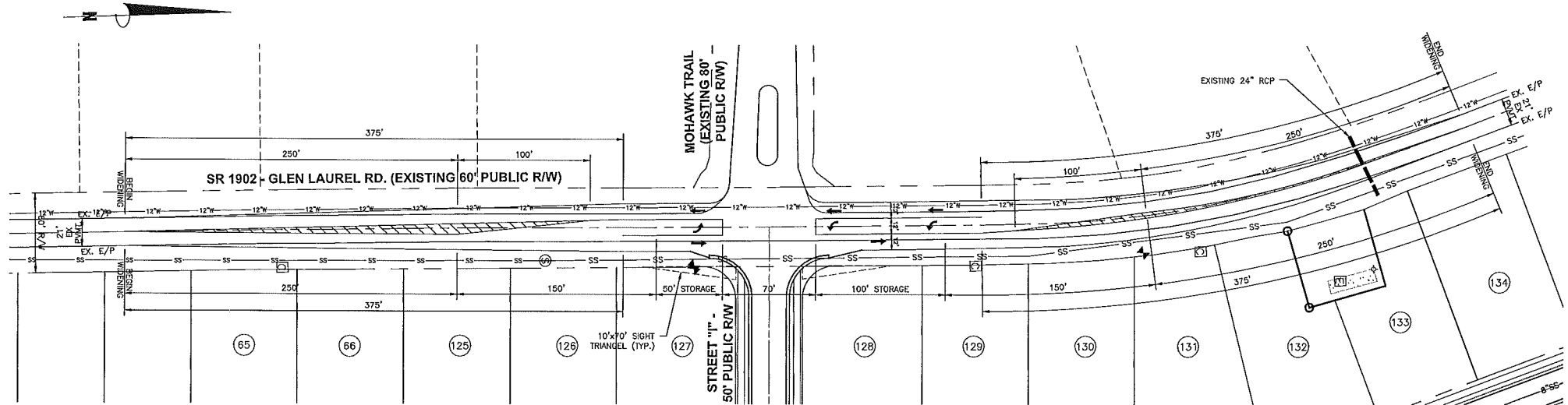
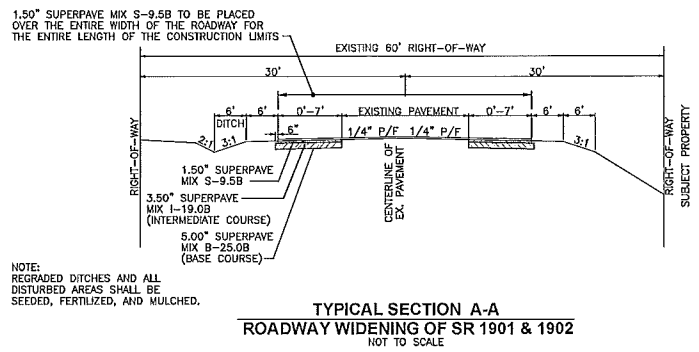
446 East Main Street
P.O. Box 426
Clayton, NC 27520

(919) 550-4740
Fax (919) 550-4741

Job: 13014	Date: 11/6/14	Revision: 001
File: PRELIMINARY	Drawn: WJB	Sheet: 3 OF 4

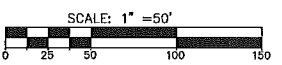


- NOTES TO CONTRACTOR:
1. THIS CONSTRUCTION SHALL CONSIST OF THE ROADWAY WIDENING OF SR 1901 & SR 1902 REQUIRED FOR THE LEFT TURN LANE AND SYMMETRICAL WIDENING FOR GORDON TRACT SUBDIVISION, AS SHOWN ON THIS PLAN. THE CONSTRUCTION SHALL ALSO INCLUDE THERMAL STRIPING, INSTALLATION OF PAVEMENT MARKERS, AND THE PLACEMENT OF THE FINAL PAVEMENT OVERLAY.
 2. THE CONSTRUCTION SHALL CONFORM TO N.C. DEPARTMENT OF TRANSPORTATION, DIVISION OF HIGHWAYS STANDARD SPECIFICATIONS.
 3. THERMOPLASTIC PAVEMENT MARKINGS AND RAISED PAVEMENT MARKERS SHALL BE INSTALLED WITHIN THE TURN LANE CONSTRUCTION LIMITS IN ACCORDANCE WITH N. C. DEPARTMENT OF TRANSPORTATION STANDARDS AND SPECIFICATIONS.
 4. TRAFFIC FLOW SHALL BE MAINTAINED AT ALL TIMES DURING CONSTRUCTION BY MEANS OF FLAGGERS.



CALL BEFORE YOU DIG!
NORTH CAROLINA LAW REQUIRES NOTIFICATION OF THE UNDERGROUND UTILITY OWNER NOT LESS THAN TWO (2) BUT NO MORE THAN TEN (10) WORKING DAYS PRIOR TO EXCAVATION OR DEMOLITION.
North Carolina One-Call Center, Inc.
www.ncocc.org
1-800-632-4949

SOME WATER, SANITARY SEWER, ELECTRIC, TELEPHONE AND CABLE SERVICES COULD EXIST ALONG THE CONSTRUCTION ROUTE THAT MAY NOT BE SHOWN ON THE PLANS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR NOTIFYING THE PROPER UTILITY IN ADVANCE TO LOCATE THESE SERVICES.



ROADWAY WIDENING
AND
TURN LANE IMPROVEMENTS SHEET
FOR
GORDON FARM
TOWN OF CLAYTON - JOHNSTON COUNTY, NC

REVIEW ONLY
NOT FOR CONSTRUCTION

Dalton Engineering and Associates, P. A.
448 East Main Street
P.O. Box 428
Clayton, NC 27520
(919) 550-4740
Fax (919) 550-4741

Job: 13014	Date: 5/26/15	Revision:
File: MASTER	Drawn: WJB	Sheet: 1 OF 1



TOWN OF CLAYTON

Planning Department

111 E. Second Street, Clayton, NC 27520

P.O. Box 879, Clayton, NC 27528

Phone: 919-553-5002

Fax: 919-553-1720

SUBDIVISION: MAJOR SUBDIVISION (Preliminary Subdivision Plat)

Pursuant to Article 7, §155.706 of the Unified Development Code (UDC), an owner of land within the jurisdiction of the Town (or a duly authorized agent) may petition the Town of Clayton to approve a subdivision of land. Please complete all fields in this application and submit to the Planning Department with all required materials.

Application fees: Major Preliminary Subdivision Plat: \$400.00 + \$5.00 per lot

Modifications to approved plans:

Major Modification: \$400.00 + \$5.00 per lot modified

Minor Modification: \$200.00 + \$5.00 per lot modified

See §155.706(F) of the UDC for a definition of Major vs. Minor Subdivisions.

See §155.706(I) for Preliminary Plat approval (major subdivision) process/approval information.

See §155.203(F), (G), and (H) for information on Conventional vs. Open Space Subdivisions.

See §155.706(N) for information on minor and major modifications.

See UDC Article 6 for Subdivision Standards.

SITE INFORMATION

☒ New Major Subdivision

Conventional: ☒ Open Space: ☐

☐ Modification to Approved Preliminary Plat

Major: ☐ Minor: ☐

☐ New Subdivision Master Plan

Name of Project: Gordon Tract Subdivision Acreage of Property: 61.29 Acres

Tag #: See list, attached NC PIN: See list, attached

Location: 2990 Powhatan Road, Clayton, NC 27527

Number of Lots (existing): 0 (Proposed) 177 Min Lot Size: 8,000 sf

Zoning District: R-8 Electric Provider: Duke

☐ Septic

☐ Well

Wastewater: ☒ Sewer (check one)

Water: ☒ Public/Private Water (check one)

Recreation/Open Space Requirement: ☒ Fee in lieu ☐ Land Dedication – Acreage:

FOR OFFICE USE ONLY

Date Received: JUN 03 2015

Amount Paid:

File Number: PSP 2014-95

Town of Clayton
Planning Department

PROPERTY OWNER INFORMATION

Name: See list, attached

Mailing Address: _____

Phone Number: _____

Fax: _____

Email Address: _____

APPLICANT INFORMATION

Applicant: Dalton Engineering & Associates PA

Mailing Address: PO Box 426, Clayton, NC 27528

Phone Number: 919-550-4740

Fax: _____

Contact Person: Jonathan Barnes

Email Address: jlbarnes@daltonengineering.com

REQUIRED INFORMATION (to be submitted with the application)

The following items must accompany the application:

To be completed by the applicant:			To be completed by staff:		
Submit 9 copies of all materials unless otherwise directed by staff	Yes	N/A	Yes	No	N/A
1. A pre-application meeting was held with Town Staff. Date: _____	☒				
2. Completed Application	☒				
3. Review Fee	☒				
4. Findings of Fact, signed <i>Not required for minor modifications. Form is included in this packet.</i>	☒	☐			
5. Owner's Consent Form <i>Required if applicant is not the property owner. Included in this packet</i>	☒	☐			
6. Preliminary Plat Subdivision Requirements Checklist form, completed and signed <i>Checklist is included in this packet</i>	☒				
7. Plat sheet(s) meeting requirements of the Requirements Checklist	☒	☐			
8. If subdivision waivers are requested, applicant must attach a separate typed document requesting the waivers. The document must specifically list the waivers requested, including Code references, and must address the 4 considerations outlined in §155.706(l)(7).	☐	☒			
9. Adjacent Property Owners List	☒	☐			
10. Road Name Application <i>Included in this packet</i>	☒	☐			
11. Wastewater allocation request OR verification of wastewater allocation <i>Letter format, to the attention of the Town Manager.</i>	☐	☐			

12. A signed and sealed Traffic Impact Analysis (required for projects which generate at least 100 vehicle trips at peak hour. See §155.708 of the UDC)	☐	☒			
13. Neighborhood Meeting Notice Letter* See sample letter and meeting requirement, included in this packet. *Not required for minor modifications or subdivisions *Not required for subdivisions that are part of an approved planned development	☐	☒			
14. Neighborhood Meeting summary form* Included in this packet – NOT submitted with application. *Not required for minor modifications or subdivisions *Not required for subdivisions that are part of an approved planned development		☒	Must be submitted after neighborhood meeting is held and at least 10 days prior to Planning Board meeting.		
15. Stamped, addressed, empty envelopes with no return address, using the adjacent property owner list. This for a public notice of the public hearing mailed by the Town – thus, neighbors will receive both a neighborhood meeting letter from the applicant, and a notice of the hearing from the Town.	☐	☐			

EXPLANATION OF PROJECT

Please provide detailed information concerning all requests. Attach additional sheets if necessary.

The owner is requesting approval to develop subject property as a conventional residential subdivision. The subdivision consist of 61.29 acres subdivided into 177 residential lots with a minimum of 8,000 sf per lot. Access to the development will utilize the existing roadway system off of Powhattan Road and Glen Laurel Road. Improvements include curb and gutter streets with sidewalk, storm drainage and public water and sewer services provided by the Town of Clayton. All improvements are to meet current Town of Clayton specifications.

APPLICANT AFFIDAVIT

I/We, the undersigned, do hereby make application and petition to the Planning Board of the Town of Clayton to approve the subject Subdivision. I hereby certify that I have full legal right to request such action and that the statements or information made in any paper or plans submitted herewith are true and correct to the best of my knowledge. I understand this application, related material and all attachments become official records of the Planning Department of the Town of Clayton, North Carolina, and will not be returned.

**DALTON ENGINEERING
AND ASSOCIATES P.A.**
JONATHAN BARNES

Print Name

[Signature]
Signature of Applicant

6/2/15
Date

FINDINGS OF FACT

Section 155.706(I)(10) of the Unified Development Code requires that certain findings must be made by the Town Council before a Major Subdivision may be approved. Outline below (you may attach additional sheets) how the application addresses each of the following findings:

- (1) That the subdivision meets all required specifications of the town Subdivision Regulations and conforms to the town Unified Development Code.

~~A rezoning Application has been submitted to rezone the property to R-8. The proposed development conforms to the R-8 zoning.~~

- (2) That the subdivision will not be detrimental to the use or orderly development of other properties in the surrounding area and will not violate the character of existing standards for development of properties in the surrounding area.

~~The subject property will complement the surrounding properties and is consistent with surrounding development. The location of subject property in relation to downtown Clayton will encourage continued residential growth and development of the surrounding properties.~~

- (3) That the subdivision design will provide for the distribution of traffic in a manner that will avoid or mitigate congestion within the immediate area, will provide for the unified and orderly use of or extension of public infrastructure, and will not materially endanger the environment, public health, safety, or the general welfare.

~~The subject project will provide proper distribution of traffic to avoid congestion to the public in the immediate area. The project will utilize connection to existing infrastructure to provide products and services to the public that are desired and will not be an endangerment to the environment or the public.~~

- (4) That the subdivision will not adversely affect the general plans for the orderly growth and development of the town and is consistent with the planning policies adopted by the Town Council.

~~The proposed development of the subject property is consistent with the overall development plan of the Town.~~

Project Name: Gordon Tract Subdivision

DALTON ENGINEERING
AND ASSOCIATES, P.A.
JONATHAN BARNES

Print Name


Signature of Applicant

6/2/15
Date

MAJOR SUBDIVISION – PRELIMINARY PLAT REQUIREMENTS CHECKLIST

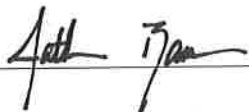
The applicant is responsible for completing this checklist. Please sign and submit with the completed application.

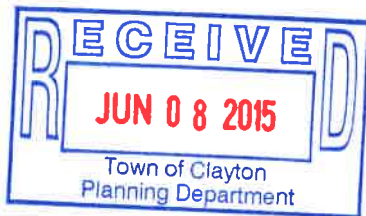
To be completed by the applicant:			Staff:
	Yes	N/A	
GENERAL (ALL SHEETS):			
1. Plans are a maximum of 24" x 36", folded to an 8.5" x 11" format, with a scale no smaller than 1 inch = 100 feet (scale of 1" = 20' to 60' preferred).	☒	☐	
2. Separate sheets for each : Subdivision Plan, Preliminary Engineering Plan, Existing Conditions. Information in this checklist should be placed on the appropriate sheet. (Additional sheets may be required depending on scope of the project).	☒	☐	
3. Multiple sheets are consecutively numbered (e.g. Sheet 1 of 4).	☒		
4. Engineer/Surveyor Logo Box (name, address, phone number, fax, and e-mail, if applicable)	☒	☐	
5. Name of subdivision (including phase numbers if applicable) and plan type (Subdivision, Final Plat, Exempt Plat, or Recombination).	☒	☐	
6. Revision Date	☐	☒	
PRELIMINARY PLAN SHEET:			
7. Name of township, county, and state in which the property is located.	☒	☐	
8. Vicinity sketch/map.	☒	☐	
9. Surveyor or professional engineer's name and seal.	☒	☐	
10. Date of survey and plat preparation.	☒	☐	
11. Provide the following project data in <u>Tabular</u> form:			
- Area of tract in square feet and acres	☒	☐	
- Parcel Identification # (and/or Tag #)	☒	☐	
- Owner's name and address	☒	☐	
- Within Town limits or ETJ	☒	☐	
- Zoning District	☒	☐	
- Overlay District (if applicable)	☒	☐	
- Indicate if the site is within a Watershed Protection Overlay	☒	☐	
- Total Number of Lots	☒	☐	
- Number of lots per acre (density)	☒	☐	
- Acreage in Resource Conservation Areas (UDC §155.500)	☒	☐	
- Annexation # (if applicable)	☒	☐	
- FEMA designated flood plain and floodway (include FIRM panel reference number and effective date) or certification that no flood plain exists within the subdivision.	☒	☐	
- Electric Provider	☒	☐	
- Water Provider (or indicate if well)	☒	☐	

To be completed by the applicant:			Staff:
	Yes	N/A	
- Sewer Provider (or indicate if septic)	☒	☐	
- Impervious (existing and proposed, square feet and %) – provide impervious for overall development and per lot	☒	☐	
- Maximum allowed impervious	☒	☐	
- Existing Use	☒	☐	
- Proposed Use	☒	☐	
12. An accurately positioned north arrow indicating true north, magnetic north, North Carolina grid ("NAD 83" or "NAD 27"), or is referenced to old deed or plat bearings. If the north index is magnetic or referenced to an old deed or plat bearings, the date and the source (if known) the index was originally determined is clearly indicated.	☒	☐	
13. The exact course and distance of every boundary line of the tract to be subdivided, fully dimensioned (metes and bounds) along with the location of intersecting boundary lines of adjoining lands in accordance with the North Carolina General Statutes § 47-30 – Plats and subdivisions; mapping requirements.	☒	☐	
14. Accurate location and description of all monuments, markers and control points.	☒	☐	
15. Show the 100 year flood plain, riparian buffer, wetlands, and any Resource Conservation Areas on all sheets.	☒	☐	
16. Blocks numbered consecutively throughout entire subdivision with lots numbered consecutively in each block. Lot numbers shall be placed in a circle or labeled "Lot __".	☒	☐	
17. Phase lines. Phases are clearly labeled.	☒	☐	
18. The name and location of all adjoining subdivisions and adjoining lot property lines drawn with dotted lines at the same scale. Include the names of adjacent landowners.	☒	☐	
19. Location and width of all existing and proposed rights-of-way, Resource Conservation Areas, easements and areas dedicated to public use with the purpose of each stated.	☒	☐	
20. Location of safe sight triangles at project ingress/egress points, or as required.	☒	☐	
21. Minimum building setbacks /envelope are noted.	☒	☐	
22. All dimensional standards are shown in table format. Dimensional standards shall include: min. lot size, min. lot width, max building coverage, max impervious surface (entire subdivision), max impervious surface (per lot, in %), density, max height, and min dwelling unit size.	☒	☐	
23. Location of all existing and proposed easements, labeled as "public" or "private" and labeled with easement type.	☒	☐	
24. Width and type of any buffers and easements.	☒	☐	
25. Indicate the boundaries of any utility or greenway easements dedicated to the Town of Clayton and label "To Be Dedicated to the Town of Clayton."	☒	☐	
26. Proposed streets are labeled, named and dimensioned. Correct street cross	☒	☐	

To be completed by the applicant:			Staff:
	Yes	N/A	
section detail provided. Label street type based on definitions in §155.602(D). If streets are private: - All private streets shall be maintained by a designated responsible party. The party shall be noted on the plat. - Streets are labeled "Private Streets – No Town Maintenance." Street names must be approved by Town of Clayton via a Road Name Application.	☒ ☒	☐ ☐	
27. Lengths of all cul-de-sacs.	☒	☐	
28. Identify proposed traffic control signs and striping.	☒	☐	
29. Location, purpose and dimensions of non-residential areas (such as parks, playgrounds, open space, churches, school sites, etc.) - All open space, parks, and similar common areas shall be maintained by a designated responsible party. The party shall be noted on the plat.	☒	☐	
30. Resource Conservation Areas must be shown and dimensioned on the plat. The following note must also be provided: "The Resource Conservation Area shown hereon is provided per the requirements of Article 5 of the Town of Clayton's Unified Development Code. This Resource Conservation Area must be preserved in perpetuity per the standards of the Unified Development Code"	☒	☐	
31. Proposed stormwater retention/detention features and dimensions. If fenced, include fence location.	☒	☐	
32. Existing and proposed sidewalk system, access ramps, and crosswalks.	☒	☐	
33. Identify alternative modes of transportation including school stops, pedestrian connections, bicycle paths and bicycle racks.	☒	☐	
34. Show how streets are connected to property lines ("stub-out" streets) to provide for cross-connectivity and development on adjacent parcels. Show cross-access easements.	☒	☐	
35. Location of clustered mailboxes.	☒	☐	
36. Location and orientation of freestanding signs (signage is permitted separately).	☒	☐	
LANDSCAPING PLAN SHEET (See §155.402 for Landscaping Requirements)			
37. Show location, width, and type of all landscape buffers.	☐	☐	
38. Provide a plant list summary table which includes: - A planting key identifying the various planting elements - The quantity of each type of plant material proposed - The size, height, caliper and spacing of plant material proposed - The Botanical and common names of plant material proposed	☐	☐	
39. If common landscaped areas are provided, provide an irrigation note to read as follows: "All landscaped areas shall be provided with an automatically operated irrigation system that will adequately cover all living plant material, such system shall include a rain sensor." (If irrigation will not be utilized, drought-tolerant	☐	☐	

To be completed by the applicant:			Staff:
	Yes	N/A	
species must be used).			
40. Location, species, and caliper of any existing trees that will remain on site. If used to meet planting requirements, make note of what requirements are fulfilled by the preserved trees.	☐	☐	
EXISTING CONDITIONS SHEET:			
41. On the existing conditions sheet, provide topography with two-foot contour intervals, showing the location of any natural features such as water courses, wooded areas, steep slopes (above 25%), or other geological features.	☐	☐	
42. Location of all existing buildings and structures, water/sewer/gas infrastructure, underground structures, easements, or other existing features.	☐	☐	
43. Existing structures, existing streets and roadway improvements, and existing utilities within 100 feet of the site.	☐	☐	
44. Label adjacent property acreage, owners, and zoning districts.	☐	☐	
45. Label subject parcel property owner, acreage, and zoning.	☐	☐	
PRELIMINARY ENGINEERING PLAN SHEET:			
46. Show subdivision layout, streets, and all pertinent information from subdivision plat sheet.	☒	☐	
47. Identify curb radii for all internal and external vehicular use areas.	☒	☐	
48. Location of all existing and proposed utilities (water, sewer, electric, natural gas, etc.).	☒	☐	
49. Location of all existing and proposed drainage structures.	☒	☐	
50. Location of all existing and proposed fire hydrants.	☒	☐	
51. Location of all existing and proposed easements, labeled as "public" or "private."	☒	☐	
52. Show street cross-sections.	☒	☐	
53. Indicate method of slope stabilization measures for all slopes steeper than 2.5:1.	☒	☐	
54. Identify the proposed storm water management system with location of inlets, piping and positive outfall along with typical section and top surface area of storm water retention/detention pond, including soil types, slope, bottom and top elevations, and finish floor elevations.	☒	☐	
OTHER			
55. If subdivision includes townhomes, include architectural elevations sheet, noting construction materials, finishes and colors, height, and number of stories.	☐	☐	
56. Any other information considered by either the applicant or the Town to be pertinent to the review.	☐	☐	

Signed by Applicant:  Date: 6/2/15



TOWN OF CLAYTON

Planning Department

111 E. Second Street, Clayton, NC 27520

P.O. Box 879, Clayton, NC 27528

Phone: 919-553-5002

Fax: 919-553-1720

OWNER'S CONSENT FORM

Consent is required from the property owner(s) if an agent will act on their behalf. A separate form is required from each owner. Consent is valid for one year from date of notary, unless otherwise specified. All fields must be completed.

Project Name: GORDON FARM Address or PIN #: SEE LIST, ATTACHED.

AGENT/APPLICANT INFORMATION:

DALTON ENGINEERING

AND ASSOCIATES, P.A.

(Name - type, print clearly)

P.O. Box 426

(Address)

CLAYTON, NC 27528

(City, State, Zip)

I hereby give **CONSENT** to the above referenced agent/applicant to act on my behalf, to submit applications and all required materials and documents, and to attend and represent me at all meetings and public hearings pertaining to the following processes (*list applicable requests*):

MAJOR SUBDIVISION APPLICATION

REZONING APPLICATION

Furthermore, I hereby give consent to the party designated above to agree to all terms and conditions which may arise as part of the approval of this application.

I hereby certify that I have authority to execute this consent form as/on behalf of the property owner. I understand that any false, inaccurate or incomplete information provided by me or my agent will result in the denial, revocation or administrative withdrawal of this application, request, approval or permits. I further agree to all terms and conditions which may be imposed as part of the approval of this application.

OWNER AUTHORIZATION:

Charles B Gordon Jr

(Name - type, print clearly)

Charles B Gordon Jr

(Owner's Signature)

P.O. Box 327

(Address)

CLAYTON, N.C. 27520

(City, State, Zip)

STATE OF

North Carolina

COUNTY OF

Wake

Sworn and subscribed before me Lynn A. Watkins, a Notary Public for the above State and County, this the 8 day of June, 2015.

SEAL

Lynn A. Watkins
Notary Public

My Commission Expires: 12-7-2016

Owner Information :

1. CGC Properties, L.L.C.
113 State Avenue
Suite 101
Clayton, North Carolina 27520
2. Powhatan Road Limited Partnership
Post Office Box 327
Clayton, North Carolina 27528
(919) 553 - 7904 (office)
(919) 553 - 3706 (fax)

ADJACENT PROPERTY OWNERS LIST

Project Name: GORDON FARM

The following are all the persons, firms, or corporations owning property within 100 feet and immediately adjacent to the property (including across street rights of way) subject to this request. It is the responsibility of the applicant to correctly identify the current owner, based upon records in the Johnston County GIS Office, for all property owners of land within the required public notice radius.

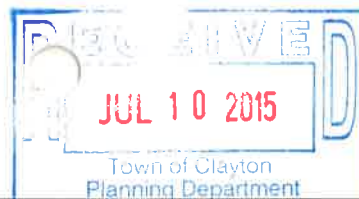
PARCEL NUMBER	NAME	ADDRESS
167804-84-7129	TGS Properties, L.L.C.	514 Daniels St., Suite 414 Raleigh, NC 27605
167804-93-0658	Eugene and Betty Sue Woodall	484 Packing Plant Road Smithfield, NC 27577
168803-03-5526	County of Johnston	P.O. Box 1049 Smithfield, NC 27577
168803-02-2456	Samuel and Kimberly Bowles	513 Green Path Clayton, NC 27527
168803-01-1958	Rickie Avate	508 Green Path Clayton, NC 27527
167804-82-4105	Ralph and Patsy Hester	109 Glen Laurel Rd. Clayton, NC 27527
167804-82-4229	Trevor and Kathryn Beyma	135 Glen Laurel Rd. Clayton, NC 27527
167804-82-4443	Gary and Jennifer Fuller	148 Ridgemont Dr. Columbia, SC 29212-8690
167804-82-4650	Robert and Sharon Parrish	189 Glen Laurel Rd. Clayton, NC 27527
167804-82-4877	Rita and Nathan Byars	245 Glen Laurel Rd. Clayton, NC 27527
167804-83-4043	Kenneth and Donna Watson	315 Glen Laurel Rd. Clayton, NC 27527
167804-83-3290	Donovan Spence	331 Hereford Dr. Clayton, NC 27520
167804-83-3343	Donovan Spence	331 Hereford Dr. Clayton, NC 27520
167804-83-2439	Sharon Whitley	317 Hereford Dr. Clayton, NC 27520
167804-83-2635	Sharon Whitley	317 Hereford Dr. Clayton, NC 27520
167800-85-1849	TGS Properties, L.L.C.	514 Daniels St., Suite 414 Raleigh, NC 27605

Project Name: GORDON FARM

The following are all the persons, firms, or corporations owning property within 100 feet and immediately adjacent to the property (including across street rights of way) subject to this request. It is the responsibility of the applicant to correctly identify the current owner, based upon records in the Johnston County GIS Office, for all property owners of land within the required public notice radius.

PARCEL NUMBER	NAME	ADDRESS
167804-82-4443	Gary and Jennifer Fuller	148 Ridgemont Dr. Columbia, SC 29212-8690
167804-82-4229	Trevor and Kathryn Fuller	135 Glen Laurel Rd. Clayton, NC 27527
167804-82-4105	Ralph and Patsy Hester	109 Glen Laurel Rd. Clayton, NC 27527
167804-82-3082	Keith Smith and Maribeth Barnes	81 Glen Laurel Rd. Clayton, NC 27527
167804-81-3884	Sherry and Andrew Davis	55 Glen Laurel Rd. Clayton, NC 27527
167804-81-4622	Yazan Hassan Issa	23 Glen Laurel Rd. Clayton, NC 27527
167804-81-4402	Yazan Hassan Issa	23 Glen Laurel Rd. Clayton, NC 27527
167804-81-3106	James and Sandra Ellis	2007 Ridge Ct. Clayton, NC 27520
167804-60-8595	Novo Nordisk Pharm Ind	3612 Powhatan Rd. Clayton, NC 27527
167804-90-0621	Eugene and Betty Woodall	484 Packing Plant Rd. Smithfield, NC 27577
167804-90-2960	Donald Adams	2925 Powhatan Rd. Clayton, NC 27527
167804-90-4403	Eric and Amanda Gordon	2909 Powhatan Rd. Clayton, NC 27527
167804-91-5079	Derek Evans	2894 Powhatan Rd.. Clayton, NC 27527
167804-91-7490	Larry and Lisa Bailey	2901 Powhatan Rd.. Clayton, NC 27527
168803-01-1958	Rickie Avate	508 Green Path Clayton, NC 27527
168803-02-2456	Kimberly Bowles	513 Green Path Clayton, NC 27527

GORDON

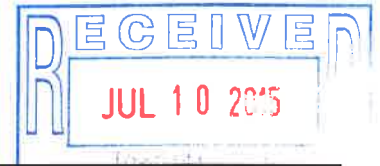


NEIGHBORHOOD MEETING ATTENDANCE ROSTER

Applicant: Dalton Engineering and Associates, P.A.

Location/Date: Dalton Engineering and Associates, P.A. 446 East Main Street Clayton, NC / 7/2/15

	NAME	ADDRESS
1	Jonathan Barnes	446 East Main Street Clayton, NC
2	Rita D. Jones	2452 Vinson Rd Clayton NC
3	Betty Woodall	484 Packing Plant Rd Smithfield NC
4	Rick Avate	508 GREEN PATH CLAYTON NC
5	MARWET AVATE	508 GREEN PATH CLAYTON NC
6	Sharon Parrish	189 Glen Laurel Rd
7	Robert Parrish	" Clayton NC
8	Lisa Bailey	2901 Powhatan Rd, Clayton
9	LARRY Bailey	2901 Powhatan Rd, Clayton
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		



NEIGHBORHOOD MEETING SUMMARY FORM

FILL OUT THE FOLLOWING:

Date of Mailing: 6/19/15

I hereby attest that letters were mailed to the addresses listed on the Adjacent Property Owners List (attached):

Printed Name: Jonathan Barnes

Signature: [Signature]

Date of Meeting: 7/2/15

Time of Meeting: 7:30 p.m.

Location of Meeting: Dalton Engineering and Associates, P.A. 446 East Main Street Clayton, NC

Meeting Summary/Minutes: provide a summary of the discussion held at the meeting, including issues raised and any changes made by the applicant as a result of the meeting.

- (1) As an owner of farmland on Vinson Road that joins the subdivision I am concerned about a fence or burm of some sort being constructed along the property line to prevent trespassing onto our crops.
- (2) Also, we have no intent to develop our field. The street does not need to deadend at the field. This is a perfect way for children to ride the bikes or 4-wheelers onto our field.

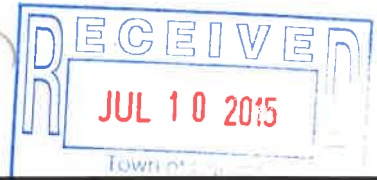
Please write clearly (or submit a typed summary), and use additional sheets if necessary.

November 2014

Farm Owner

Page 6 of 18

Betty O. Woodall HSN Packing Plant Rd Smithfield NC



NEIGHBORHOOD MEETING SUMMARY FORM

FILL OUT THE FOLLOWING:

Date of Mailing: 6/19/15

I hereby attest that letters were mailed to the addresses listed on the Adjacent Property Owners List (attached):

Printed Name: Jonathan Barnes

Signature: [Signature]

Date of Meeting: 7/2/15

Time of Meeting: 7:30 p.m.

Location of Meeting: Dalton Engineering and Associates, P.A. 446 East Main Street Clayton, NC

Meeting Summary/Minutes: provide a summary of the discussion held at the meeting, including issues raised and any changes made by the applicant as a result of the meeting.

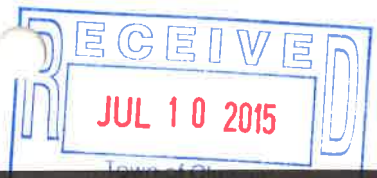
- ① Issue of the family cemetery - shown on map - NOT TO BE DESTROYED
Need to maintain access for maintenance - ditch is steep & we usually park in yard of the house near it.
How will we keep access when lots are sold & developed?
Would the developers want to do any relocation? If so, the family would need to be informed & approve it.
- ② Lots are too small - will cause major traffic congestion.
- ③ Road to farm on Vinson Rd. needs to be removed & just be a cul-de-sac. Also, there should be a divider (NOT TREES) between lots & the farm lot.
- ④ Should fence in & protect the ponds.

Please write clearly (or submit a typed summary), and use additional sheets if necessary.

November 2014

Page 6 of 18

Rita O. Jones, descendent of the Cemetery residents



NEIGHBORHOOD MEETING SUMMARY FORM

FILL OUT THE FOLLOWING:

Date of Mailing: 6 / 19 / 15

I hereby attest that letters were mailed to the addresses listed on the Adjacent Property Owners List (attached):

Printed Name: Jonathan Barnes

Signature: [Signature]

Date of Meeting: 7/2/15

Time of Meeting: 7:30 p.m.

Location of Meeting: Dalton Engineering and Associates, P.A. 446 East Main Street Clayton, NC

Meeting Summary/Minutes: provide a summary of the discussion held at the meeting, including issues raised and any changes made by the applicant as a result of the meeting.

* Wetland *

1. Stallings Station Sub division has a pond - that homeowners property backs up and is a property value - concern that pond will dry up - drop property value of house
CONCERN ABOUT POND!
2. Stalling Station sub division roads cannot handle ~~XXXXX~~ ~~XXXXX~~ ~~XXXXX~~ additional traffic
Stalling Station does not have gutters - run off - no curbs
3. Too many houses - make lots bigger
Way too many - like Bailey
- 4- Need at least a berm or divider between stalling station sub division - homeowners prefer a berm.
5. Price of Houses - ?? Really small houses! ?! ?
- 6 Traffic

Please write clearly (or submit a typed summary), and use additional sheets if necessary.

November 2014

7. Indian Artifacts -
8. Street Lights

Page 6 of 18

Margaret Austin
[Signature]

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Public Hearings

Meeting Date:

December 7, 2015

ITEM TITLE:

Gordon Tract Subdivision - PSD 2014-95

DESCRIPTION:

Request for approval of major preliminary subdivision for a property located to the east of Glen Laurel Rd., between Vinson and Powhatan Roads.

POTENTIAL ACTION:

Approval/Disapproval

DEPARTMENT:

Planning + Zoning

PRESENTER:

David DeYoung, Planning Director

ITEM HISTORY:

Date:

August 17, 2015

Action Taken:

Presentation & Set Public Hearing for September 8, 2015

Information Provided:

Staff Report / Planning Board Recommendation

Date:

November 16,
2015

Action Taken:

Tabled - September 21, 2015
September 21, 2015 - Tabled - October 5, 2015
October 5, 2015 - Tabled - October 19, 2015
October 19, 2015 - Tabled - November 2, 2015
November 2, 2015 - Tabled - November 16, 2015
November 16, 2015 - Tabled - December 7, 2015

Information Provided:

Staff Update

TOWN OF CLAYTON
ZONING AMENDMENT
CONSISTENCY AND REASONABLENESS STATEMENT

RZ2014-21, Gordon Tract Rezoning

The Town Council of the Town of Clayton hereby states:

Section 1: The above referenced zoning amendment IS CONSISTENT with:

The Town of Clayton's Strategic Growth Plan, specifically:

- Objective 2.5 – More Housing Opportunities: Beyond Starter Homes

Section 2: Based upon information presented at the public hearings and by the applicant, and based upon the recommendations and detailed information developed by staff and the Planning Board contained in the staff report, and considering the criteria applicable sections of the Unified Development Code of the Town of Clayton, specifically **(insert specifics to case)**

the above referenced zoning amendment is reasonable and in the public interest.

**TOWN OF CLAYTON
COUNCIL MOTION SHEET
ZONING ORDINANCE AMENDMENT**

RZ 2014-21 Gordon Tract Rezoning

On July 27, 2015 the Planning Board heard the above-referenced request and made the following vote:

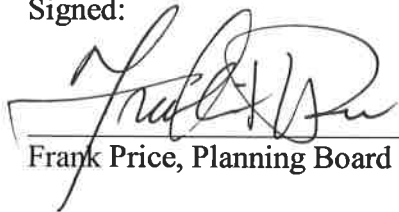
Recommendation to the Town Council to

☒ approve the request;

☐ deny the request.

Recommendation(s) made this 27 day of July 2015 while in regular session.

Signed:



Frank Price, Planning Board Chair



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-1545
Fax: 919-553-1720

*Planning Board
July 27, 2015*

STAFF REPORT

Application Number: RZ2014-21 Project Name: Gordon Tract Rezoning

Tag #: 05i04012, 05i04012a, 05i04012b, 05i04012c, 05i04012d, 05i04012e, 05i04012f, 05i04012g, 05i04012h, 05i04012i, 05i04012r, 05e99007h, 05e99007s

Town Limits/ETJ: Currently ETJ, with three of the parcels located within Johnston County. To be annexed into the Town.

Overlay: Watershed Protection Overlay

Applicant: Dalton Engineering and Associates PA

Owner: CGC Properties LLC, and Powhatan Road Limited Partnership

Location: The property is located east of Glen Laurel Road, and stretches from Vinson Road to Powhatan Road. Powhatan Elementary School borders the parcel on the northeast.

Public Noticing:

- Neighborhood meeting July 2, 2015
- Sign posted July 20, 2015
- Letters mailed prior to August 27, 2015
- Newspaper ad posted prior to August 25, 2015

REQUEST: Rezoning from Residential-Estate (R-E) (Town) and Agricultural Residential (AR) (County) to Residential-8 (R-8).



SITE DATA:

Acreage: 61.29± acres

Existing Use: Agriculture and some residential that will be removed.

ADJACENT ZONING AND LAND USES:

Direction	Zoning	Existing Use
North	Residential-10 and Residential-Estate (R-E)	Rural residential
South	County Agricultural Residential (AR) and some County Light Industrial (I-1)	Agriculture and rural residential
East	County Agricultural Residential (AR) and Residential-10 (Town)	Agriculture, large-lot rural residential subdivision, and Powhatan Elementary School to the north-northeast
West	Residential-Estate (R-E)	Rural residential subdivision

STAFF ANALYSIS AND COMMENTARY:**Overview**

The applicant is requesting to rezone 61.29 ± acre property located at the northeast corner of Powhatan Road and Glen Laurel Road from Residential-Estate to Residential-8. Historically, the property was used for residential (mobile home park) and agricultural uses with some accessory outdoor storage. Since a portion of the property is located outside of the Town's Extraterritorial Planning Jurisdiction (ETJ), the property owner has entered into an annexation agreement with the Town. With the annexation agreement in place, Johnston County has authorized the Town to process the development application for the entire property.

Compatibility with Surrounding Land Uses

The uses surrounding the subject property are primarily agricultural or rural residential which is compatible with the R-8 zoning district. The site is in the Watershed Protection Overlay, which limits the density to 2 dwelling units per acre. The two adjacent developments, Powhatan Glen and Stallings Station are developed closer to one dwelling unit per acre.

Access/Streets:

The subject property will ultimately be developed as a single-family subdivision with internal public streets. The property also adequate frontage to facilitate connections to Gordon Rd and Glen Laurel Road, providing ingress/egress to the development. Additional connections to stub out streets will be required during subdivision approval.

Consistency with the Strategic Growth Plan

The 2008 Strategic Growth Plan designates this area as a "Residential-Light". This rezoning is consistent with the intent of the Future Land Use for these and surrounding lands.

Consistency with Overlays

The entire property is located in the Watershed Protection Overlay District and subject to the development limitations of that classification. The primary restriction limits residential development to two dwelling units per acre or a maximum impervious surface area of 36 percent.

CONSIDERATIONS:

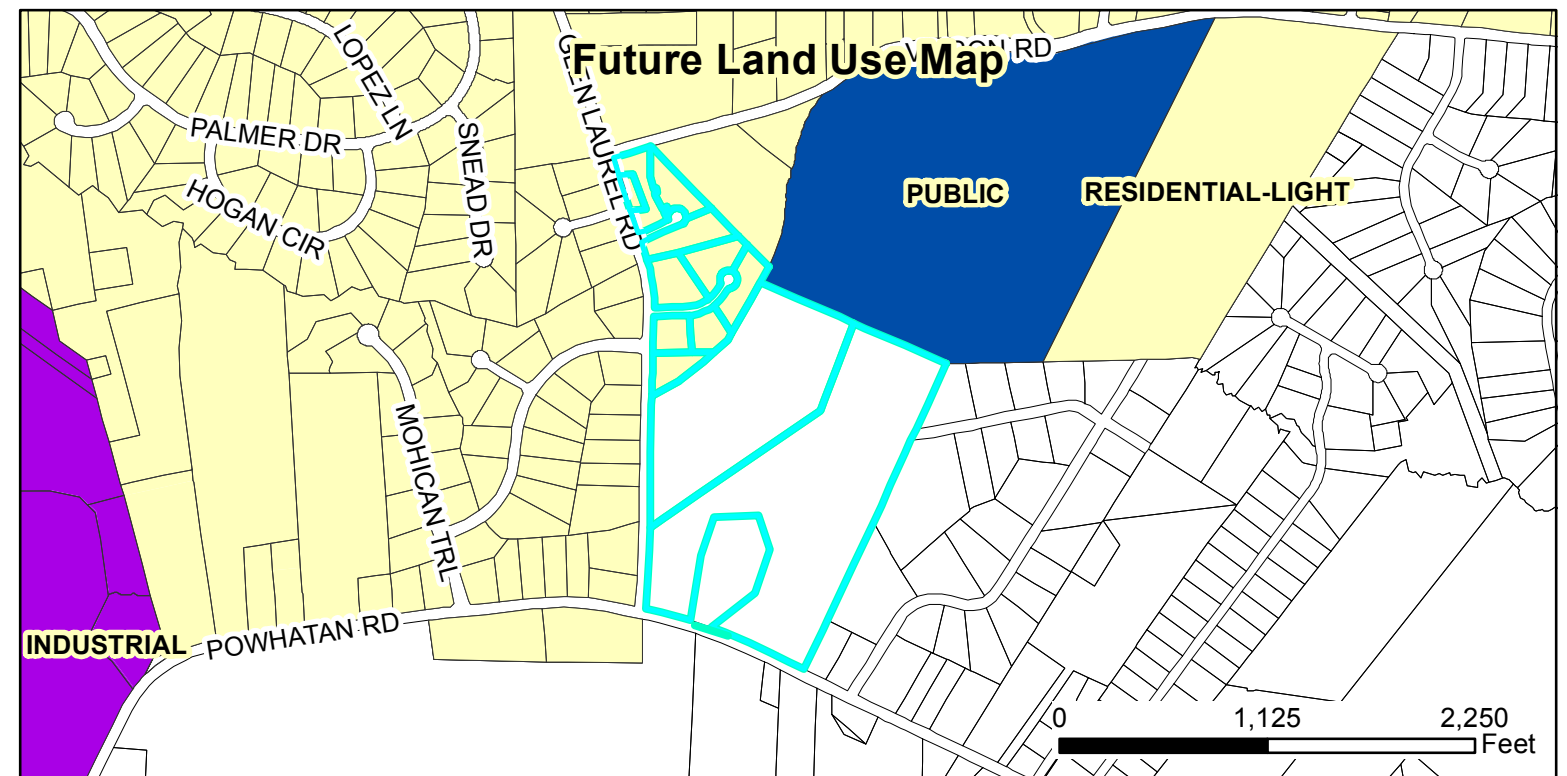
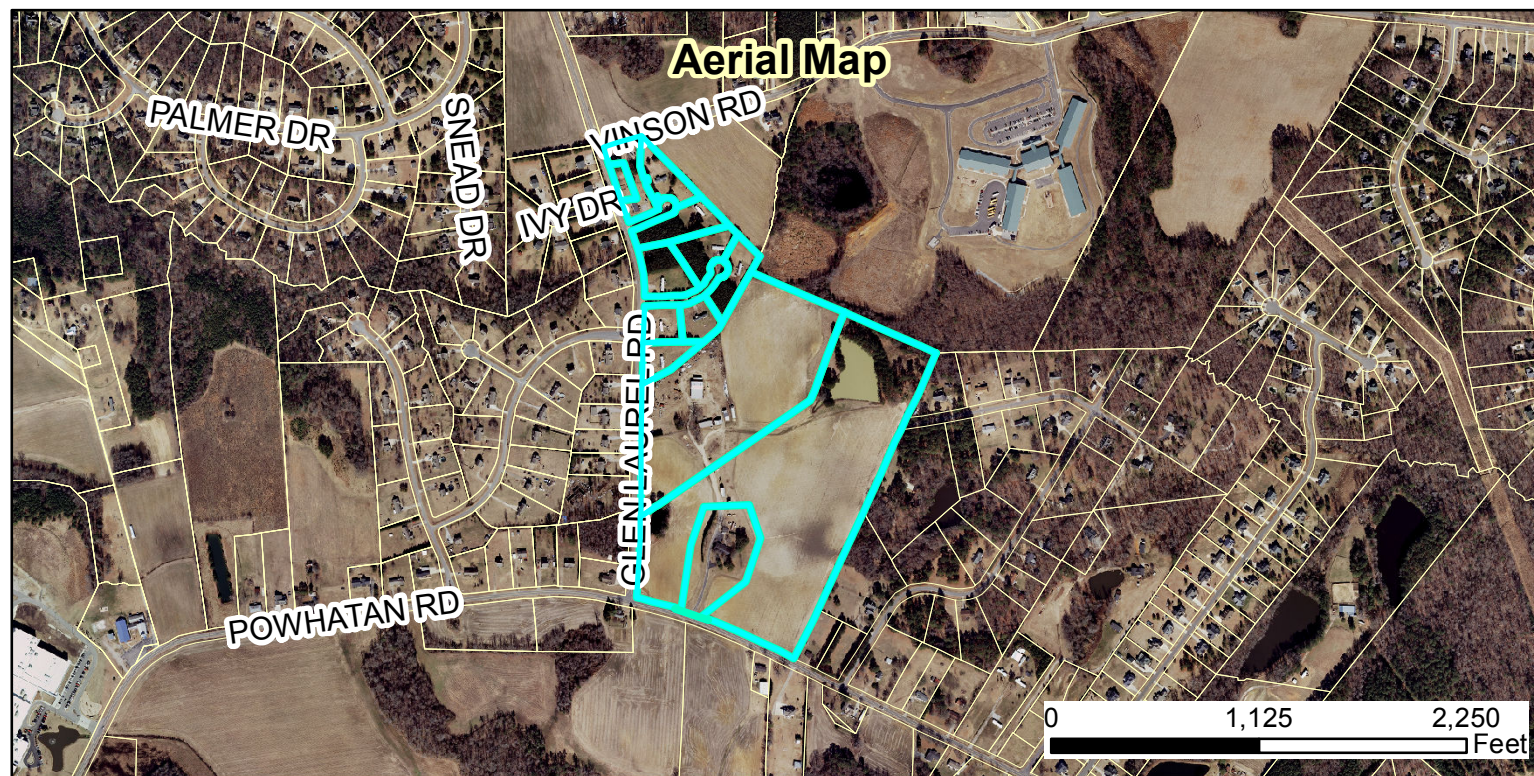
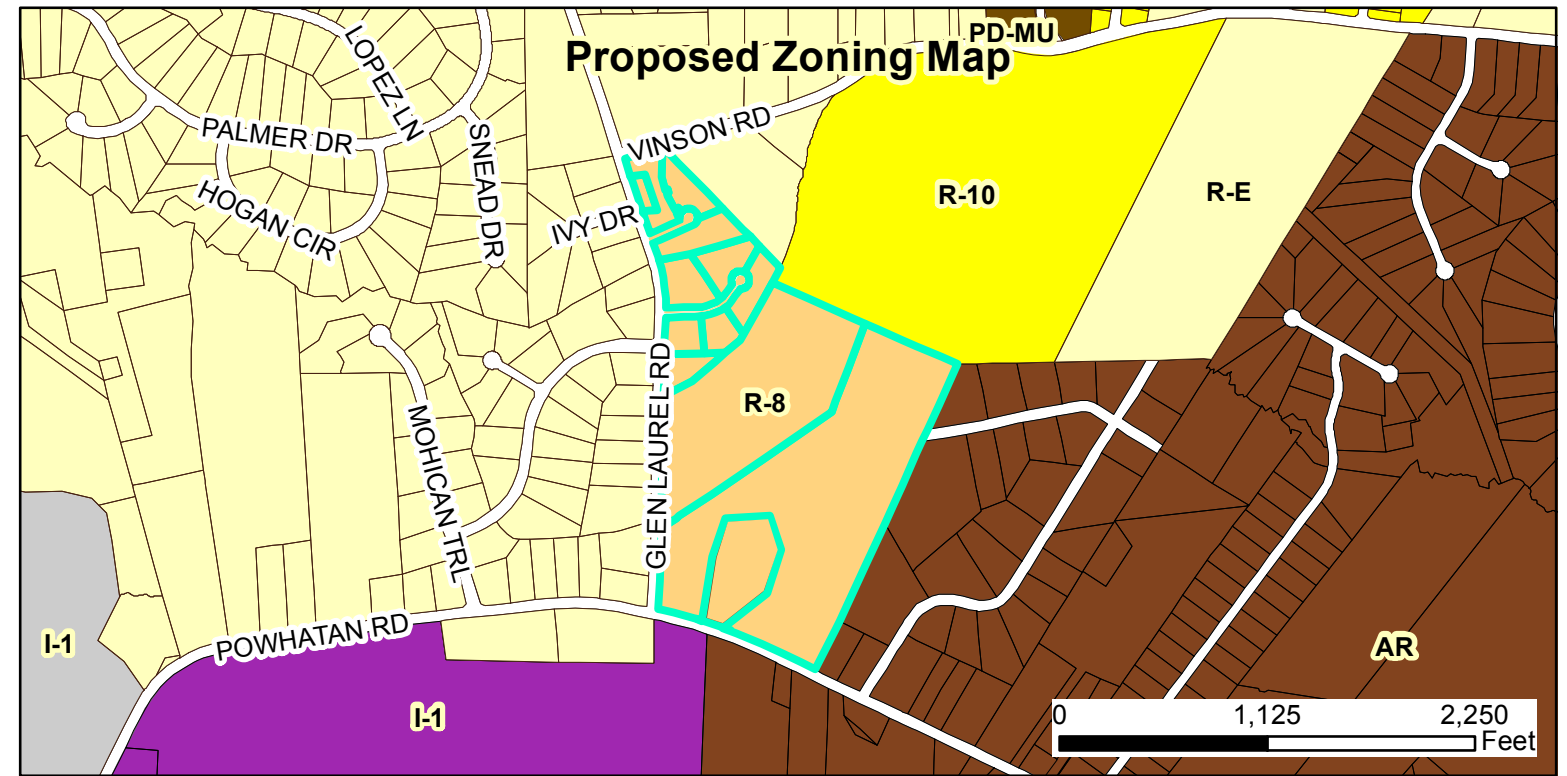
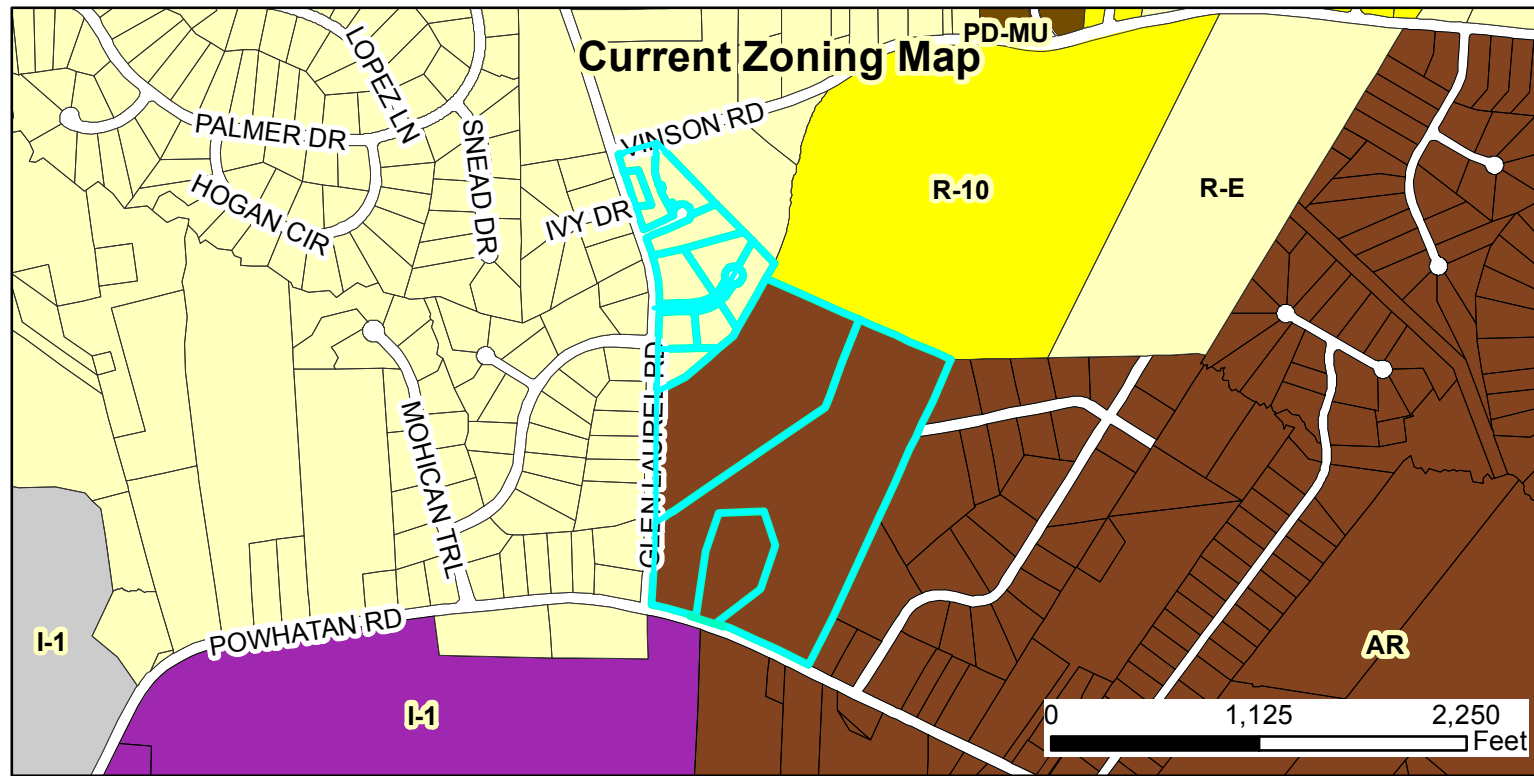
- Rezoning is decided by the Town Council. The Planning Board shall make a recommendation to the Town Council.
- When adopting or rejecting the rezoning, the Town Council shall approve a statement describing whether its action is consistent with adopted plans and/or policies of the Town and explaining why the Council considers the action taken to be reasonable and in the public interest.

STAFF RECOMMENDATION:

Staff is recommending approval of the rezoning of the subject parcel.

ATTACHMENTS:

- 1) Staff Report Maps
- 2) Application
- 3) Neighborhood Meeting Materials



RZ2014-21 Gordon Tract Rezoning
Request: Rezoning from R-E (Town) and AR (County) to R-8 (Town)
PSD2014-95 Gordon Tract Subdivision
Request: 177 single family detached residential units

Applicant: Dalton Engineering and Associates, PA
 Property Owner: CGC Properties LLC and Powhatan Road Limited Partnership
 Tag #: 05i04012, 05i04012a, 05i04012b, 05i04012c, 05i04012d, 05i04012e,
 05i04012f, 05i04012g, 05i04012h, 05i04012i, 05i04012r, 05e99007h, 05e99007s



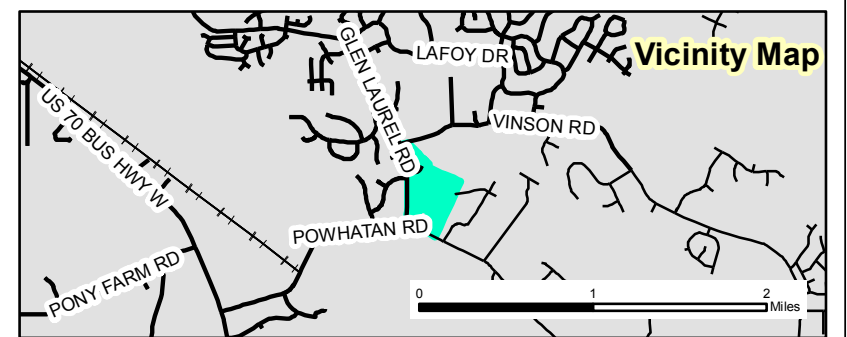
- Site
- Special Use District
- Thorough Fare Overlay
- Scenic Highway Overlay

07/17/2015

Produced by: TOC Planning

Disclaimer: Town of Clayton assumes no legal responsibility for the information represented here.

Document Path: O:\PLANNING\REZONING\Rezoning\2014\RZ 2014-21 Gordon Tract Rezoning\Maps\Maps Gordon Tract RZ2014-21 .mxd





Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

REZONING APPLICATION

Pursuant to Article 7, Section 155.704 of the Unified Development Code, an owner of land within the jurisdiction of the Town (or a duly authorized agent) may petition the Town Council to amend the Official Zoning Map.

Rezoning applications must be accompanied by nine (9) sets of the application, nine (9) sets of required plans, an Owner's Consent Form (attached) and the application fee. The application fee is \$500.00 for a rezoning to a Standard District. A rezoning to a Planned Development District requires a fee of \$1,000.00 +\$5.00 per acre. All fees are due when the application is submitted.

If the rezoning request is to a Planned Development District, the application must be accompanied by a Major Site Plan application and associated fees.

Please note that Section 155.702(B) of the Unified Development Code requires a Neighborhood Meeting for all Rezoning Petitions.

SITE INFORMATION:

Name of Project: Gordon Tract Acreage of Property: 31.74 acres (approx.)
Parcel ID Number: See list, attached. Tax ID: See list, attached.
Deed Book: See list, attached. Deed Page(s): See list, attached.
Address: Glen Laurel Road
Location: On the East side of Glen Laurel Road, between the Vinson Road / Glen Laurel Road intersection and the Powhatan Road / Glen Laurel Road intersection.
Existing Use: Residential and Agriculture Proposed Use: Residential Subdivision
Existing Zoning District: R-E (Town of Clayton) and AR (Johnston County)
Requested Zoning District R-10 Open Space Subdivision
Is project within a Planned Development: ☐ Yes ☒ No
Planned Development District (if applicable): n/a
Is project within an Overlay District: ☐ Yes ☒ No
Overlay District (if applicable): n/a

FOR OFFICE USE ONLY

File Number: 2014-21 Date Received: 3/5/14 Amount Paid: 500.00

OWNER INFORMATION:

Name: See list, attached.

Mailing Address:

Phone Number:

Fax:

Email Address:

APPLICANT INFORMATION:

Applicant: Dalton Engineering & Associates, P.A.

Mailing Address: Post Office Box 426 Clayton, NC 27528

Phone Number: (919) 550-4740

Fax: (919) 550-4741

Contact Person: Jonathan Barnes

Email Address: jlbarnes@daltonengineering.com

REQUIRED PLANS AND SUPPLEMENTAL INFORMATION

The following items must accompany a rezoning application. This information is required to be present on all plans, except where otherwise noted:

- ☐ A signed and sealed boundary survey (**not more than a year old unless otherwise approved by the Planning Department**) with the azimuth or courses and distances of every property line shown. Distances shall be in feet or meters and decimals thereof. The number of decimal places shall be appropriate to the class of survey required. The survey must include any and all easements of record (referenced by Deed Book and Page) and must be prepared by a surveyor registered in the State of North Carolina.
- ☐ Property legal description typed (10 pt. font or greater) on an 8.5 inch by 11 inch paper with one inch margins. The legal description must also be submitted electronically in Microsoft Word format.
- ☐ A copy of the last recorded deed for the subject property.

JUSTIFICATION STATEMENT

Please provide detailed information concerning all requests. Attach additional sheets if necessary.

The Owners of subject properties are requesting the rezoning of approximately 31.74 acres, adjacent to Glen Laurel Road. Approximately 12.68 acres is located within the Town of Clayton E.T.J., and approximately 18.96 acres is located within Johnston County zoning jurisdiction. A 'Petition Requesting Annexation' for the 31.74 acres has been submitted to the Town, and the acreage is pending annexation.

APPROVAL CRITERIA

All applications for a Rezoning must address the following findings:

1. Consistency with the adopted plans of the Town.

The subject property is proposed to be zoned R-10 Open Space Subdivision and the project would comply with all zoning requirements of the Town of Clayton Unified Development Code.

2. Suitability of the subject property for uses permitted by the current vs. the proposed district.

The subject property is proposed to be zoned R-10 Open Space Subdivision and the project would comply with all zoning requirements of the Town of Clayton Unified Development Code.

3. Whether the proposed change tends to improve the balance of uses, or meets specific demand in the Town.

The subject property is proposed to be zoned R-10 Open Space Subdivision and the project would comply with all zoning requirements of the Town of Clayton Unified Development Code.

4. The capacity of adequate public facilities and services including schools, roads, recreation facilities, wastewater treatment, potable water supply and stormwater drainage facilities is available for the proposed use.

The capacity of public facilities in the area is adequate to support the proposed use of the anticipated development.

5. It has been determined that the legal purposes for which zoning exists are not violated.

The subject property is proposed to be zoned R-10 Open Space Subdivision and the project would comply with all zoning requirements of the Town of Clayton Unified Development Code.

6. It has been determined that there will be no adverse effect upon adjoining property owners unless such effect can be justified by the overwhelming public good or welfare.

The subject property is proposed to be zoned R-10 Open Space Subdivision and the project would comply with all zoning requirements of the Town of Clayton Unified Development Code.

No adverse effects upon adjoining properties are expected.

7. It has been determined that no one property owner or small group of property owners will benefit materially from the change to the detriment of the general public.

The development of this property would be beneficial to the Town of Clayton as well as surrounding businesses.

APPLICANT AFFIDAVIT

I/We, the undersigned, do hereby make application and petition to the Town Council of the Town of Clayton to amend the Zoning Ordinance and change the Official Zoning Map of the Town of Clayton as requested. I hereby certify that I have full legal right to request such action and that the statements or information made in any paper or plans submitted herewith are true and correct to the best of my knowledge. I understand this application, related material and all attachments become official records of the Planning Department of the Town of Clayton, North Carolina, and will not be returned.

DALTON ENGINEERING
AND ASSOCIATES, P.A.

CONTACT : JONATHAN BARNES
Print Name


Signature of Applicant

3/4/14
Date

L E G A L D E S C R I P T I O N

Beginning at a point where the Southern Right-of-way line of Vinson road (SR 1903) Intersects the Eastern Right-of-way line of Glen Laurel Road (SR1902);

THENCE South 18 degrees 23 minutes 45 seconds East for a distance of 226.48 feet along the Eastern Right-of-way line of Glen Laurel road to a point marking the Northeastern corner of a cemetery;

THENCE North 80 degrees 06 minutes 04 seconds East for a distance of 44.07 feet Along the Northern line of the cemetery to an existing iron pipe;

THENCE South 10 degrees 43 minutes 03 seconds East for a distance of 22.89 feet along the Eastern line of the cemetery to an existing iron pipe;

THENCE South 79 degrees 04 minutes 22 seconds West for a distance of 40.80 feet along the Southern line of the cemetery to a point in the Eastern Right-of-way line of Glen Laurel Road;

THENCE South 18 degrees 34 minutes 47 seconds East for a distance of 208.03 feet along the Eastern Right-of-way line of Glen Laurel Road to a Point;

THENCE South 18 degrees 11 minutes 32 seconds East for a distance of 109.53 feet along the Eastern Right-of-way line of Glen Laurel Road;

THENCE South 16 degrees 16 minutes 51 seconds East for a distance of 46.08 feet along the Eastern Right-of-way line of Glen Laurel road;

THENCE South 14 degrees 26 minutes 01 seconds East for a distance of 39.51 feet along the Eastern Right-of-way line of Glen Laurel Road;

THENCE South 12 degrees 31 minutes 54 seconds East for a distance of 36.61 feet along the Eastern right-of-way line of Glen Laurel Road;

THENCE South 09 degrees 51 minutes 39 seconds East for a distance of 37.35 feet along the Eastern Right-of-way line of Glen Laurel Road;

THENCE South 06 degrees 51 minutes 23 seconds East for a distance of 39.16 feet along the Eastern Right-of-way line of Glen Laurel Road;

THENCE South 03 degrees 55 minutes 46 seconds East for a distance of 41.76 feet along the Eastern Right-of-way line of Glen Laurel Road;

THENCE South 00 degrees 12 minutes 01 seconds East for a distance of 88.32 feet along the Eastern Right-of-way line of Glen Laurel road;

THENCE South 01 degrees 23 minutes 46 seconds West for a distance of 62.14 feet along the Eastern Right-of-way line of Glen Laurel Road;

THENCE South 86 degrees 44 minutes 30 seconds East for a distance of 1406.09 feet to an Existing iron pipe Marking the end of the Southern Right-of-way of Green Path (SR 2014);

THENCE North 24 degrees 44 minutes 54 seconds East for a distance of 456.83 feet to an existing iron pipe, a corner with Kimberly S. Bowles and Johnston County;

THENCE North 65 degrees 45 minutes 36 seconds West for a distance of 1101.45 feet along the line of Johnston County to an existing iron pipe;

THENCE North 28 degrees 58 minutes 15 seconds East for a distance of 99.74 feet along the line of Johnston County to an existing iron pipe, a corner with Johnston County and Eugene D. Woodall;

THENCE North 44 degrees 31 minutes 07 seconds West for a distance of 913.32 feet along the line of Woodall to a point in the Southern Right-of-way of Vinson Road;

THENCE South 75 degrees 06 minutes 18 seconds West for a distance of 213.76 feet along the Southern Right-of-way line of Vinson Road to the Place and Point of Beginning, and containing 31.76 acres more or less.

ADJACENT PROPERTY OWNERS LIST

Project Name: GORDON TRACT

The following are all the persons, firms, or corporations owning property within 100 feet and immediately adjacent to the property (including across street rights of way) subject to this request. It is the responsibility of the applicant to correctly identify the current owner, based upon records in the Johnston County GIS Office, for all property owners of land within the required public notice radius.

PARCEL NUMBER	NAME	ADDRESS
167804-84-7129	TGS Properties, L.L.C.	514 Daniels St., Suite 414 Raleigh, NC 27605
167804-93-0658	Eugene and Betty Sue Woodall	484 Packing Plant Road Smithfield, NC 27577
168803-03-5526	County of Johnston	P.O. Box 1049 Smithfield, NC 27577
168803-02-2456	Samuel and Kimberly Bowles	513 Green Path Clayton, NC 27527
168803-01-1958	Rickie Avate	508 Green Path Clayton, NC 27527
167804-82-4105	Ralph and Patsy Hester	109 Glen Laurel Rd. Clayton, NC 27527
167804-82-4229	Trevor and Kathryn Beyma	135 Glen Laurel Rd. Clayton, NC 27527
167804-82-4443	Gary and Jennifer Fuller	148 Ridgemont Dr. Columbia, SC 29212-8690
167804-82-4650	Robert and Sharon Parrish	189 Glen Laurel Rd. Clayton, NC 27527
167804-82-4877	Rita and Nathan Byars	245 Glen Laurel Rd. Clayton, NC 27527
167804-83-4043	Kenneth and Donna Watson	315 Glen Laurel Rd. Clayton, NC 27527
167804-83-3290	Donovan Spence	331 Hereford Dr. Clayton, NC 27520
167804-83-3343	Donovan Spence	331 Hereford Dr. Clayton, NC 27520
167804-83-2439	Sharon Whitley	317 Hereford Dr. Clayton, NC 27520
167804-83-2635	Sharon Whitley	317 Hereford Dr. Clayton, NC 27520
167800-85-1849	TGS Properties, L.L.C.	514 Daniels St., Suite 414 Raleigh, NC 27605



Town of Clayton Planning Department

111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

OWNER'S CONSENT FORM

Consent is required from the property owner(s) and if applicable, to an agent if the property owner(s) do not intend to attend all meetings and public hearings and submit in person all material pertaining to the application. A separate form is required from each owner. Consent is valid for one year from date of notary, unless otherwise specified. Attach copy of last recorded deed for subject property.

Project Name: Gordon Tract Submittal Date: 3/4/14

I hereby give CONSENT to DALTON ENGINEERING AND ASSOCIATES, P.A. (type, stamp or print clearly full name of agent) to act on my behalf, to submit or have submitted this application and all required material and documents, and to attend and represent me at all meetings and public hearings pertaining to the application(s) indicated above. Furthermore, I hereby give consent to the party designated above to agree to all terms and conditions which may arise as part of the approval of this application.

I hereby certify that I have ownership interest in the subject of this application. I understand that any false, inaccurate or incomplete information provided by me or my agent will result in the denial, revocation or administrative withdrawal of this application, request, approval or permits. I further agree to all terms and conditions, which may be imposed as part of the approval of this application.

OWNER INFORMATION: (Corporations must submit verification that signatory has authorization to sign)

Charles B. Gordon, Jr.
(Name - type, print clearly)

[Signature]
(Signature)

Clayton, North Carolina 27528

Post Office Box 327
(Address)

(City, State, Zip)

AGENT INFORMATION:

Dalton Engineering and Associates, P.A.
(Name - type, print clearly)

[Signature]
(Signature)

Clayton, North Carolina 27528

Post Office Box 426
(Address)

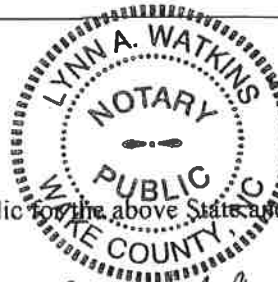
(City, State, Zip)

STATE OF North Carolina
COUNTY OF Johnston

Sworn and subscribed before me March 4, 2014, a Notary Public for the above State and County,
this the 4 day of March, 2014.

SEAL

[Signature]
Notary Public



Lynn A. Watkins

My Commission Expires: 12-7-2016

Parcel Information :

<u>Parcel I.D.</u>	<u>Tax I.D.</u>	<u>D.B.</u>	<u>PG.</u>	
1. 167804-83-5516	05I04012	03119	0725	
2. 167804-83-5732	05I04012A	03119	0725	
3. 167804-83-7557	05I04012B	03119	0725	
4. 167804-83-7391	05I04012C	03119	0725	
5. 167804-83-7047	05I04012D	03119	0725	
6. 167804-83-9137	05I04012E	03119	0725	
7. 167804-93-1057	05I04012F	03119	0725	
8. 167804-82-9830	05I04012G	03119	0725	
9. 167804-82-7738	05I04012H	03119	0725	
10. 167804-82-7631	05I04012I	03119	0725	
11. 167804-92-1555	05I04199R	03544	0488	(Note : portion of tract.)
12. 167804-91-5923	05E99007H	03544	0488	(Note : portion of tract.)

Owner Information :

1. CGC Properties, L.L.C.
113 State Avenue
Suite 101
Clayton, North Carolina 27520
2. Powhatan Road Limited Partnership
Post Office Box 327
Clayton, North Carolina 27528
(919) 553 – 7904 (office)
(919) 553 – 3706 (fax)

LETTER OF TRANSMITTAL

TO: TOWN OF CLAYTON ATTENTION: EMILY BEDDINGFIELD
 DATE: 3/5/14 REFERENCE: GORDON TRACT

We are sending You:

☐ PLANS ☐ SPECIFICATIONS ☐ REVISED PLANS ☐ PERMITS	☒ CHECK ☐ COPY OF LETTER ☒ APPLICATIONS ☐ OTHER
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Copies	Date	Dwg. #	Description
9			REZONING APPLICATION
9			OWNER'S CONSENT FORM
1			APPLICATION FEE - CHECK # 3209 : \$ 250.00 CHECK # 1513 : \$ 250.00

These are transmitted as checked below:

☒ For Approval ☐ As Requested ☐ Review & Comment ☐ For Your Use	☐ Revisions As Requested ☐ Return Corrected Copies ☐ Make Corrections Needed ☐ Other
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COMMENTS

THANK YOU

Jonathan Barnes



ADJACENT PROPERTY OWNERS LIST

Project Name: GORDON TRACT

The following are all the persons, firms, or corporations owning property within 100 feet and immediately adjacent to the property (including across street rights of way) subject to this request. Where the subject property immediately adjoins a public or private right-of-way, landscape or riparian buffer, commonly-owned private area, public property, or homeowners' association property, then letters of notification shall be sent to adjoining property owners as if they directly abut the subject property. Please use a separate sheet if necessary

It is the responsibility of the applicant to correctly identify the current owner, based upon records in the Johnston County GIS Office, for all property owners of land within the required public notice radius.

PARCEL NUMBER	NAME	ADDRESS
167804-84-7129	TGS Properties, L.L.C.	514 Daniels St., Suite 414 Raleigh, NC 27605
167804-93-0658	Eugene and Betty Sue Woodall	484 Packing Plant Road Smithfield, NC 27577
168803-03-5526	County of Johnston	P.O. Box 1049 Smithfield, NC 27577
168803-02-2456	Samuel and Kimberly Bowles	513 Green Path Clayton, NC 27527
168803-01-1958	Rickie Avate	508 Green Path Clayton, NC 27527
167804-82-4105	Ralph and Patsy Hester	109 Glen Laurel Rd. Clayton, NC 27527
167804-82-4229	Trevor and Kathryn Beyma	135 Glen Laurel Rd. Clayton, NC 27527
167804-82-4443	Gary and Jennifer Fuller	148 Ridgemont Dr. Columbia, SC 29212-8690
167804-82-4650	Robert and Sharon Parrish	189 Glen Laurel Rd. Clayton, NC 27527
167804-82-4877	Rita and Nathan Byars	245 Glen Laurel Rd. Clayton, NC 27527
167804-83-4043	Kenneth and Donna Watson	315 Glen Laurel Rd. Clayton, NC 27527
167804-83-3290	Donovan Spence	331 Hereford Dr. Clayton, NC 27520
167804-83-3343	Donovan Spence	331 Hereford Dr. Clayton, NC 27520
167804-83-2439	Sharon Whitley	317 Hereford Dr. Clayton, NC 27520
167804-83-2635	Sharon Whitley	317 Hereford Dr. Clayton, NC 27520
167800-85-1849	TGS Properties, L.L.C.	514 Daniels St., Suite 414 Raleigh, NC 27605

Dalton Engineering

and Associates, P.A.

March 10, 2014

167804-84-7129
167800-85-1849
TGS Properties, LLC.
514 Daniels Street
Suite 414
Raleigh, NC 27605

Dear Clayton Area Property Owner:

The purpose of this letter is to notify you of an application filed with the Town of Clayton for a land use proposal involving property adjacent to, or in close proximity to, property shown in your ownership by Johnston County tax records. Per Town of Clayton regulation, a neighborhood meeting will be held to provide information to area residents about the nature of the proposal. A representative of the applicant will be present to explain their application, answer questions, and solicit comments.

Meeting Date: Wednesday, March 26, 2014

Location: Dalton Engineering
446 East Main Street
Clayton, NC 27520

Time: 6:00 pm.

Type of Application: Rezoning

General Description: Rezoning land for residential subdivision.

If you have any questions prior to or after this meeting, you may contact the Clayton Planning Department at (919) 553-5002.

Thank you very much.

Sincerely,



Jonathan Barnes
Dalton Engineering and Associates, P.A.
(919) 550-4740

cc: Clayton Planning Dept

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Public Hearings

Meeting Date:

December 7, 2015

ITEM TITLE:

Gordon Tract - Rezoning - RZ 2014-21

DESCRIPTION:

Request for rezoning located east of Glen Laurel Rd., from Residential Estate - R-E (Town) to Residential-8 - R-8

POTENTIAL ACTION:

Approval/Disapproval

DEPARTMENT:

Planning + Zoning

PRESENTER:

David DeYoung, Planning Director

ITEM HISTORY:

Date:

August 17, 2015

Action Taken:

Presentation & Public Hearing Set for September 8, 2015

Information Provided:

Staff Report

Date:

November 16,
2015

Action Taken:

Tabled - September 21, 2015
September 21, 2015 - Tabled - October 5, 2015
October 5, 2015 - Tabled - October 19, 2015
October 19, 2015 - Tabled - November 2, 2015
November 2, 2015 - Tabled - November 16, 2015
November 16, 2015 - Tabled - December 7, 2015

Information Provided:

Staff Update

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Introductions & Special Presentations

Meeting Date:

September 21, 2015

ITEM TITLE:

Report on Recent CALEA Evaluation

DESCRIPTION:

Chief Bridges will present information regarding the recently completed CALEA Evaluation.

POTENTIAL ACTION:

None – Informational Only

DEPARTMENT:

Police Department

PRESENTER:

Chief R.W. Bridges

ITEM HISTORY:

Date:

Action Taken:

Information Provided:

Date:

Action Taken:

Information Provided:

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

AGENDA LOCATION:

Introductions & Special Presentations

Meeting Date:

September 21, 2015

ITEM TITLE:

Community & Senior Services of Johnston County

DESCRIPTION:

Neal Davis will be present to discuss possible partnership opportunities with the Town of Clayton.

POTENTIAL ACTION:

None – Informational Only

DEPARTMENT:

Administration

PRESENTER:

Steven Biggs

ITEM HISTORY:

Date:

Action Taken:

Information Provided:

Date:

Action Taken:

Information Provided:

Proclamation

WHEREAS?domestic violence is a serious crime that affects people of all races, ages, gender and income levels; and

WHEREAS?domestic violence is widespread and affects over one million Americans each year; and

WHEREAS?one in three Americans have witnessed an incident of domestic violence; and

WHEREAS?children that grow up in violent homes are believed to be abused and neglected at a higher rate than the national average; and

WHEREAS?only a coordinated community effort will put a stop to this heinous crime; and

Whereas?Domestic Violence Awareness Month provides an excellent opportunity for citizens to learn more about prevention of domestic violence and to show support for Harbor of Johnston County and other local organizations and individuals who provide critical advocacy, services and assistance to victims.

Now?therefore?let.it.be.PROCLAIMED by the Honorable Mayor and Town Council of the Town of Clayton that October, 2015 be recognized as:

Domestic Violence Awareness Month

Duly adopted this 5th day of October, 2015.

Jody McLeod

Mayor