# TOWN OF WEDDINGTON REGULAR PLANNING BOARD MEETING MONDAY, MARCH 22, 2021 – 7:00 p.m. WEDDINGTON TOWN HALL 1924 WEDDINGTON ROAD WEDDINGTON, NC 28104 AGENDA

\*PLEASE NOTE: DUE TO THE CURRENT STATES OF EMERGENCY RELATED TO COVID-19, THE MEETING WILL HAVE LIMITED IN-PERSON CAPACITY. IT WILL BE LIVE STREAMED ON FACEBOOK AND A RECORDING WILL BE AVAILABLE ON YOUTUBE THE FOLLOWING MORNING.

- 1. Call to Order
- 2. Swear in new Planning Board Members Travis Manning and Manish Mittal
- 3. Determination of Quorum
- 4. Election of Chairman/Vice Chairman
- 5. Approval of Minutes
  - A. February 22, 2020 Planning Board Regular Meeting
- 6. Old Business
- 7. New Business
  - A. Discussion and Consideration of Keller Minor Subdivision at 3514 Forest Lawn Drive Parcel number 06063038
  - B. Discussion and Recommendation of Weddington Glen Preliminary Plat
  - C. Providence Road Corridor Study
- 8. Update from Town Planner and Report from the February Town Council and Retreat Meetings
- 9. Board member Comments
- 10. Adjournment

# TOWN OF WEDDINGTON REGULAR PLANNING BOARD MEETING MONDAY, FEBRUARY 22, 2021 – 7:00 p.m. WEDDINGTON TOWN HALL WEDDINGTON, NC 28104 MINUTES PAGE 1 OF 3

#### 1. Call to Order

Chairman Brad Prillaman called the meeting to order at 7:02 p.m.

#### 2. Determination of Quorum

Quorum was determined with Chairman Brad Prillaman, Vice Chair Walt Hogan, Board members Ed Goscicki and Jen Conway present. Board member Jim Vivian arrived via Zoom at 7:07 p.m. and Board member Steve Godfrey was absent.

Visitors: Bill Deter, Rusty Setzer, Travis Manning, Anne Pruitt (via Zoom)

Staff: Town Administrator/Planner Lisa Thompson, Town Clerk Karen Dewey, Town Attorney Kevin Bringewatt (via Zoom)

## 3. Approval of Minutes

## A. December 21, 2020 Planning Board Regular Meeting

*Motion:* Vice Chair Hogan made a motion to approve the December 21, 2020 Planning

**Board Regular Meeting Minutes** 

**Second:** Board member Hogan

**Vote:** The motion passed with a unanimous vote.

The Planning Board unanimously agreed to deliberate new business before old business.

#### 4. New Business

#### A. Discussion and Consideration of Pruitt Minor Subdivision-202 Walden Lane

Ms. Thompson presented the staff report: The applicant, Andrew Pruitt is seeking minor subdivision approval for property located at 202 Walden Lane (parcel 06063045). The property is a total of 6.68 acres and is zoned R40 residential. The resultant lots are approximately 2 acres and 4.68 acres. Both lots meet the minimum size requirement, the minimum front, side, and rear yard setbacks, and are at least 120' wide at the established front setback. The proposed minor subdivision is in general conformity with the Town of Weddington Zoning and Subdivision Ordinances; therefore, staff recommends approval.

**Motion:** Vice Chair Hogan made a motion to approve the Pruitt Minor Subdivision

**Second:** Board member Vivian

**Vote:** The motion passed with a unanimous vote.

#### 5. Old Business

#### A. Discussion and Recommendation of Unified Development Ordinance

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Mr. Bringewatt reviewed the timeline for approval of the Unified Development Ordinance. It will be introduced to the Town Council in March and posted for the public to review. A public hearing will be held in April and barring any complications, the Town Council will consider adoption in April.

Board member Goscicki presented questions and comments regarding the edits:

- D- 703, Section A. subsection 3. Downtown Overlay District paragraph c. Access from thoroughfares-do we want that level of detail in the UDO? Change in the Land Use Plan would require an amendment to the UDO
- Same section needs a definition of collector road
- Article 8: Major subdivisions are required to have an HOA? Mr. Bringewatt responded that with 10% open space required, an entity needs to be formed for maintenance.
- D-803 Section B Outside Agency Involvement NCDENR and NCDWQ is now called NCDEQ (NC Department of Environmental Quality)
- D-804 Section F Duration of Financial Guarantees: When do the financial guarantees start? If the Town is looking for a guarantee, why put a time frame on it? Ms. Thompson responded that municipalities are no longer allowed to accept maintenance bonds. This language is for performance bonds which the time frames were changed with 160D: the duration is initially for 1 year with an extension element depending on if it's needed. Chairman Prillaman asked if the developer misses the timeline, is liability on the town? Mr. Bringewatt responded that the Town is not liable for the work in the performance bond. The purpose is to look out for the neighborhood and the people already living there. It does require some monitoring of dates and timelines to get the extensions. Ms. Thompson added that she has draft bond language that provides for extensions.
- Article 8 Page 10: the town cannot accept public utilities as they are not provided
- Article 9: 917A Blocks: sufficiently deep for houses to be back to back. Ms. Thompson responded that these standards are included in the section for all subdivisions and to maybe make them for traditional subdivisions only. Mr. Bringewatt stated that this article is organized with standards that apply to all subdivisions, if something falls into the category, the conservation standards trump the traditional standards- Ms. Thompson asked if this section is needed. The Planning Board unanimously agreed to delete this section from the UDO.
- Paragraph H-Public Roads-exceptions: The title is confusing. The Planning Board unanimously agreed to change the title to read "H. Lots to Abut Public Roads"
- Article 9 page 5: the term "shall be designed" speaks to intent and not requirement. Ms. Thompson stated that this language comes from working with Randall Arendt. Chairman Prillaman commented that it gives flexibility through the charette process and allows consulting and planning for the development on the fly.
- Page 6: connecting to public water lines county water and sewer policy an ordinance. No corresponding section for sewer systems.
- Page 6: R. Open Space Chairman Prillaman clarified that an HOA will be set up for open space vs. a conservation area. Ms. Thompson responded that it is required for a maintenance plan agreement in a different section
- Page 22 K. Land Use for schools: are we adopting as an ordinance? Ms. Thompson replied that this
  language is in the current ordinance, the school board asked for all municipalities adopt the same
  language. Mr. Bringewatt responded that the Town does have standing. School Boards must comply
  with all local zoning. If the parcel for a school is in an RCD zoning, they would go through the
  conditional process
- Delete the last sentence of the introductory paragraph of Land Use for Schools.

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> Motion: Vice Chairman Hogan made a motion to recommend approval of the Unified

> > Development Ordinance to the Town Council, with changes and edits suggested

tonight.

Second: Board member Vivian

Vote: The motion passed with a unanimous vote.

## 6. Update from Town Planner and Report from the January and February Town Council Meetings

Ms. Thompson presented the update: The Town Council will hold their annual retreat on Friday, February 26 at Rolling Hills Country Club. Due to COVID protocols, there is limited capacity, so a Zoom invitation will be sent to the Planning Board. The Council will be specifically discussing planning areas/ETJ at the Weddington borders and a Providence Road corridor study. The Council approved two resolutions, one opposing Glenhurst Subdivision rezoning for 101 lots on about 40 acres in Indian Trail and the other opposing rezoning for an apartment complex at Providence and New Town intersection. Two new members of the Planning Board were appointed: welcome to Travis Manning and Manish Mittal. Thank you to Brad Prillaman for his years of service. Brad was appointed in 2015 and has served Weddington for 5.5 years. This can be a thankless job, but thank you for your time, your candor, and everything you've done for Weddington.

#### 7. Board member Comments

Vice Chairman Hogan: I think we did a good job on this UDO. Board member Jim Vivian: A lot of good work on the UDO.

Board member Ed Goscicki: I just wanted to take a second to comment on Brad: it's been a pleasure

working with him. Brad, you run a tight ship and keep us on track and do good work.

Chairman Brad Prillaman: I have enjoyed my time on the Board. It is thankless at times, but it is a necessary job. I was very fortunate to have some people before me to do that. Chairman Prillaman read a prepared statement. It is attached for the record.

#### 8. Adjournment

Motion:	Vice Chairman Hogan	made a motion to adjourn	the February 22, 2021 I	Regular
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Planning Board Meeting at 7:47 p.m.

Board member Vivian Second:

Vote: The motion passed with a unanimous vote.

Approved:		
	Chairman	
Karen Dewey, Town Clerk		

# TOWN OF WEDDINGTON

#### **MEMORANDUM**

**TO:** Chairman and Planning Board

**FROM:** Lisa Thompson, Town Administrator/Planner

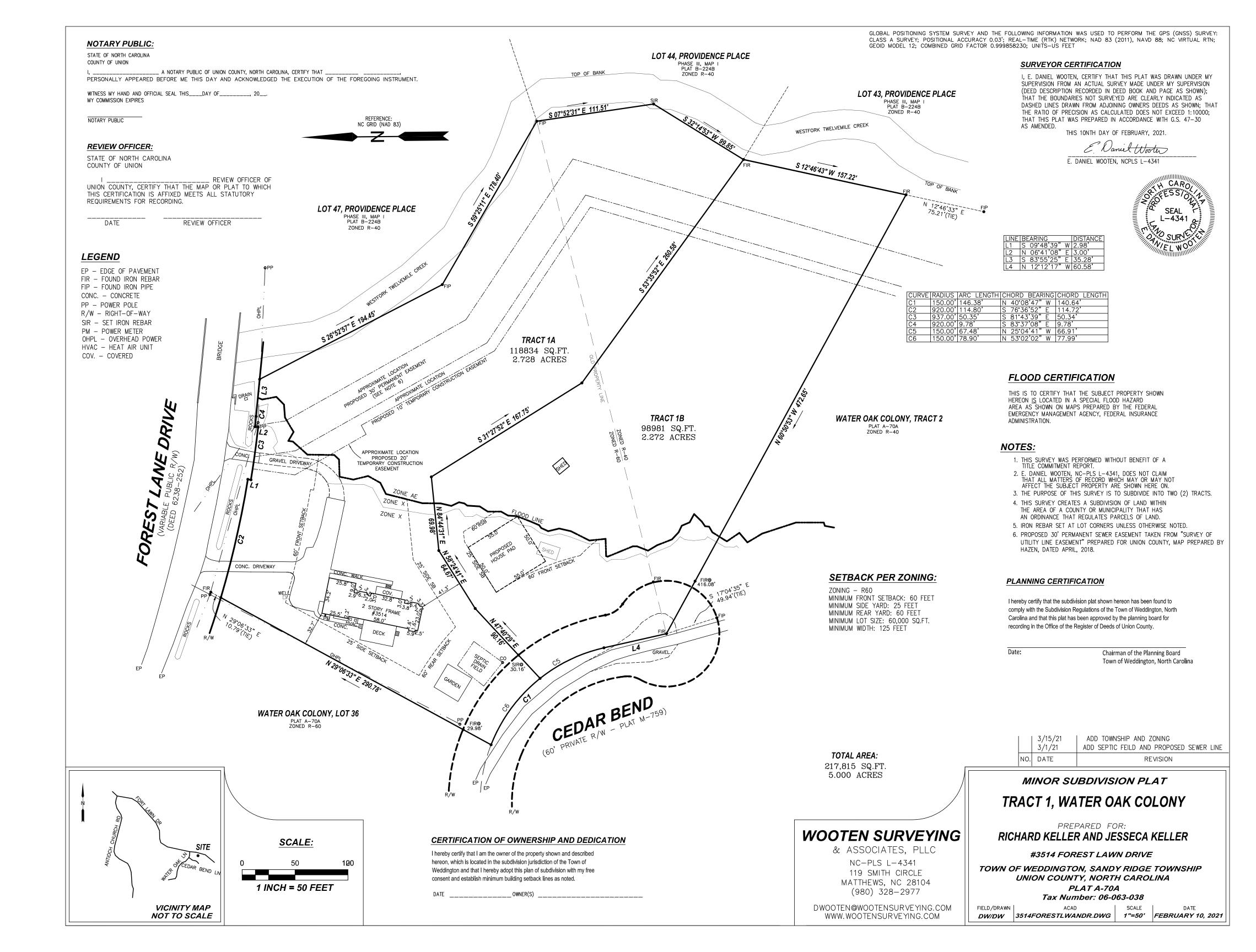
**DATE:** March 22, 2021

**SUBJECT:** Keller Minor Subdivision

The applicants, Richard and Jesseca Keller are seeking minor subdivision approval for property located at 3514 Forest Lawn Drive (parcel 06063038). The property is a total of 5.12 acres and is zoned R60 residential within the Water Oak Colony subdivision.

The resultant lots are approximately 2.272 acres and 2.728 acres. Both lots meet the minimum lot size requirement, the minimum front, side, and rear yard setbacks, and are at least 125' wide at the established front setback.

The proposed minor subdivision is in general conformity with the Town of Weddington Zoning and Subdivision Ordinances; therefore, staff recommends approval.



# TOWN OF WEDDINGTON

#### **MEMORANDUM**

**TO:** Chairman and Planning Board

**FROM:** Lisa Thompson, Town Administrator/Planner

**DATE:** March 22, 2021

**SUBJECT:** Weddington Glen- R-CD Conservation Subdivision - Preliminary

Plat/Construction Plans



CH Land Company, LLC submitted a preliminary plat and construction plans for 35 lots on 49.69 acres located at the southwest corner of Weddington-Matthews Road and Hemby Road.

# **Application Information:**

Date of Application: March 5, 2021

Parcel ID#: 06123012 (portion), 06120003, and 06120002B

Property Location: Weddington-Matthews Road and Hemby Road

Zoning: R-CD

Existing Land Use: Residential

Proposed Land Use: Residential Conservation

## **Project Information:**

The proposed subdivision contains 35 lots on 49.69 acres with a total density of .70 units per acre.

This is a conservation subdivision where 50% of the gross acreage must be retained as conservation land. 24.85 acres is required, and 27.40 acres has been provided.

The 100' viewshed buffer includes a 10' landscape buffer along the thoroughfares to screen residential lots from the thoroughfare. A 50' buffer surrounds the property separating the proposed lots from existing parcels.

The subdivision will be served by Union County Public Water and Sewer.

The subdivision is accessed by an entrance off Weddington-Matthews Road. NCDOT is requiring a left turn lane with 100' of storage on Weddington Matthews Road to serve the property. A stub road is provided to serve any future development on the Morris property to the north. The Town's consultant reviewed the trip threshold which is around 335 ADT, 27 at the AM peak and 35 trips at the PM peak. This does not warrant a TIA for the Town.

The Town Engineer reviewed the construction plans and provided minor comments that will not change the layout of the lots. Outside agency reviews are underway, including NCDOT, Public Works, NCDEQ and the Army Corps of Engineers.

A draft maintenance plan and CCRs have been submitted for review.

### **Project History:**

PIMs were held on February 20, 2017, at Town Hall and on-site. Questions were raised about process, lot sizes, road improvements, the water tower, and sewer.

The sketch plan was approved by the Planning Board on February 27, 2017. The Board discussed the radius of the turnaround/stub being large enough to accommodate large vehicles, a sewer easement to the fire department, tree save areas, wetland areas, and access easements to the Helms property and cell tower parcels.

The Board reviewed the preliminary plat on December 18, 2017 and recommend approval. A sewer easement and connection to the Hemby Rd fire station was added to the plans.

The Town Council approved the Preliminary Plat on February 12, 2018.

Per Section 46-45(c)(1) a final plat shall be submitted within two years of the approval of the preliminary plat. Because the two-years has lapsed the applicant is seeking re-approval. The town's current process requires the preliminary plat to go through the conditional rezoning process and therefore a public hearing will be held by Town Council.

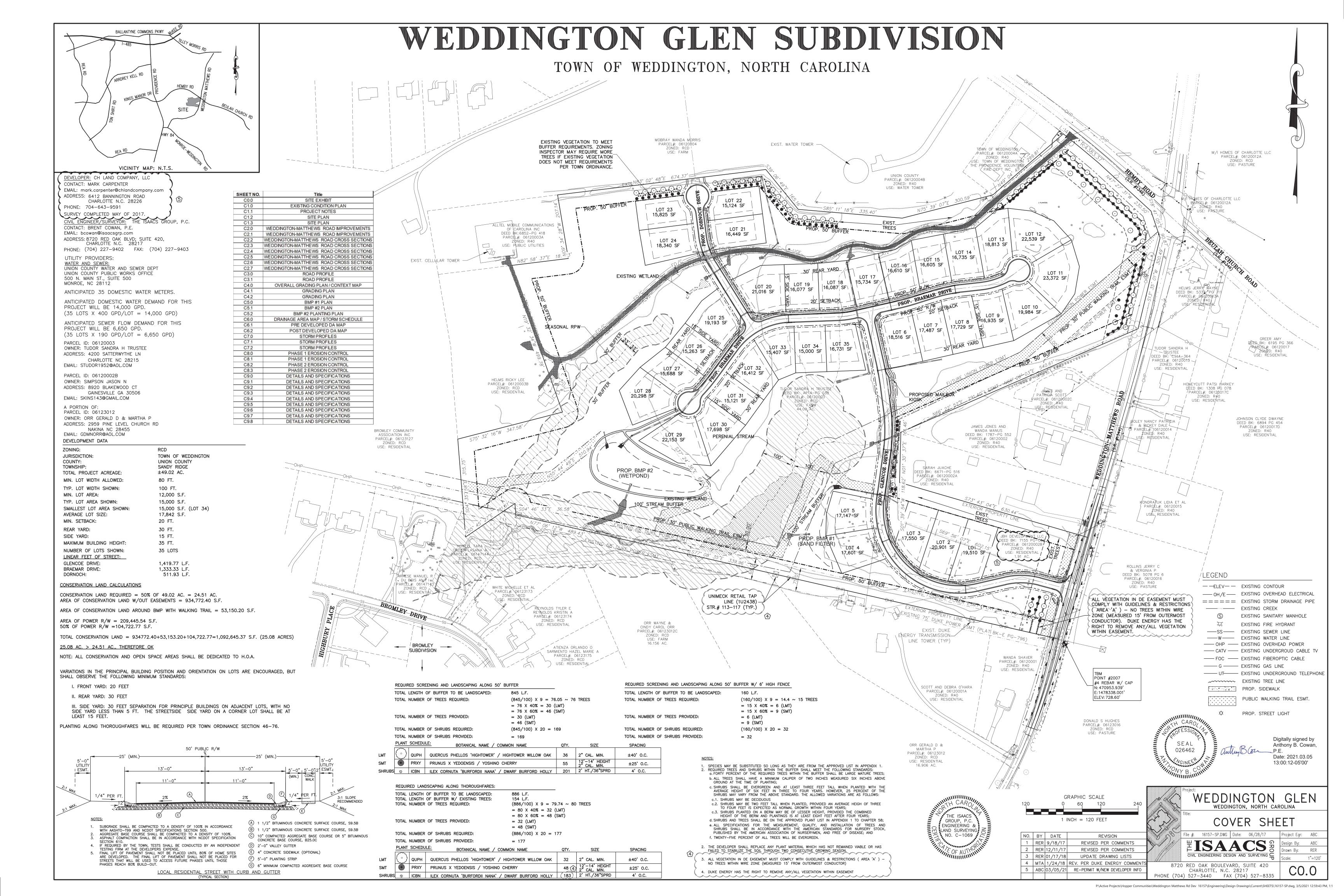
## **Recommendation and Land Use Plan Consistency:**

State Statute requires that all zoning regulations shall be made in accordance with a comprehensive plan. When adopting or rejecting any zoning amendment, the governing board shall also approve a statement describing whether its action is consistent with an adopted comprehensive plan or any other officially adopted plan that is applicable, and briefly explaining why the board considers the action taken to be reasonable and in the public interest.

Proposed Land Use Consistency Statement

The Land Use Plan designates the property as Conservation Residential. The subdivision is consistent with the Land Use Plan as it promotes conservation area, view shed buffers, and open space. It is reasonable in that alternative lot sizes accommodate a variety of age and income groups yet ensures new residential development consisting of single-family homes and is providing buffering along adjacent properties.

The updated preliminary plat is similar to the original approved sketch plan and is the same as the previous approved plat; therefore, staff recommends approval.



# TOWN OF WEDDINGTON

#### MEMORANDUM

**TO:** Mayor and Town Council

**FROM:** Lisa Thompson, Town Administrator/Planner

**DATE:** March 22, 2021

**SUBJECT:** Hwy 16 Corridor Study

Staff presented the following ideas and questions at the town retreat.

- What are the best uses in and around the highlighted areas along the NC16 corridor (attached)?
- What does the future of the corridor look like?
- Does the town need to update the Land Use Plan or conduct a corridor study?
- How do we get public feedback with alternatives?
- Do we want an overlay to protect the viewshed coming into town?
- Do we want to further define/promote Agriculture uses (agritourism/agribusiness)?
- How do we save the historic homes?

The goal is to protect this corridor and to plan for the future.

Staff recommends taking the following steps: provide of list of uses we don't want along the corridor; take inventory of the properties including the zoning and existing uses; list properties with historic potential, create a corridor map with boundaries, consider a short survey with open questions about land use, and draft an update to the Land Use Plan.

