



COUNTY OF DURHAM, NORTH CAROLINA BOARD OF COUNTY COMMISSIONERS Agenda Action Form

ITEM: Unified Development Ordinance Text Amendment, Technical Updates Regarding Sedimentation and Erosion Control and State Legislation (TC1700006)

DATE OF BOCC MEETING: February 26, 2018

REQUEST FOR BOARD ACTION:

The Board is requested to conduct a public hearing and receive public comments on the *Unified Development Ordinance* Text Amendment, Technical Updates Regarding Sedimentation and Erosion Control and State Legislation (TC1700006); and

First Motion: To adopt the appropriate Statement of Consistency pursuant to NCGS §153A-341; and

Second Motion: To adopt an ordinance amending the *Unified Development Ordinance*, incorporating revisions to Article 3, Applications and Permits; Article 9, Landscaping and Buffering; Article 12, Infrastructure and Public Improvements; and Article 15, Enforcement.

Summary. Text amendment TC1700006 (Attachment B) includes proposed amendments based upon changes in State law regarding the following:

- Modification to exemptions to subdivision requirements (SL2017-10);
- Modifications to performance guarantees for infrastructure improvements associated with a development project (SL2015-187 and SL2017-40); and
- Amendments requested by Sedimentation and Erosion Control.

Along with Joint City-County Planning Committee (JCCPC) review, other city and county departments, including the respective Attorney's offices, have reviewed proposed text prior to initiating the public hearing process.

Attachments:

Attachment A: Statement of Consistency Pursuant to NCGS § 153A-341

Attachment B: An Ordinance to Amend Various Provisions of the Unified Development Ordinance Related to Sedimentation and Erosion Control and Due to State Legislation (TC1700006)

Attachment C: Planning Commission Comments

ALIGNMENT WITH STRATEGIC PLAN: The text amendment emphasizes Goal 1 by offering fair and reasonable regulations for the citizens and business community of Durham while adhering to Goal 5 by maintaining a transparent government and welcoming public input.

RESOURCE PERSONS: Michael Stock, AICP, Senior Planner, and Patrick Young, AICP, Planning Director

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board conduct a public hearing on the proposed *Unified Development Ordinance* text amendment and, if appropriate based on the comments received during the hearing, adopt the appropriate Statement of Consistency and approve the amendment.

County Manager: _____

	Motion	Yes	No
() Approved	Carter	_____	_____
() Denied	Hill	_____	_____
	Howerton	_____	_____
	Jacobs	_____	_____
	Reckhow	_____	_____