



**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: \_\_\_\_\_

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