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### City Offices Closed in Observance of Martin Luther King Jr. Day

Please note City administrative offices will be **closed** on **Monday, January 16** in observance of the **Martin Luther King Jr.** holiday.

### Regular Council Meeting Tuesday, January 17; Lunch Work Session at 11:30 - Lunch Will be Provided

Council will meet in regular work session at **11:30 A.M.** in the **Council Chamber**. Please note the agenda for the lunch work session is included with the regular meeting agenda and may be accessed via the BoardDocs electronic agenda system:

<https://go.boarddocs.com/nc/raleigh/Board.nsf/Public>

The **regular** Council meeting begins at **1:00 P.M.**

**Reminder:** If there is an item you would like to pull from the consent agenda for discussion, please e-mail [mayorstaff@raleighnc.gov](mailto:mayorstaff@raleighnc.gov) by 11 A.M. the day of the meeting.

## INFORMATION:

### Annual Leaf Collection Program - Status Update

*Staff Resource: Steve Halsey, Transportation, 996-5755, [steve.halsey@raleighnc.gov](mailto:steve.halsey@raleighnc.gov)*

Residents have recently contacted Council offices regarding the timeliness of the annual loose leaf collection service. This update is provided as both a progress report on the 2022-23 program and as a reiteration of background information for the new council members.

#### **Background**

The City provides loose leaf collection for residential properties located inside the City limits each year from November to February/March. Collection is performed by the Raleigh Department of Transportation (RDOT) and is a service provided in addition to the regularly scheduled yard waste collection services provided by the Solid Waste Services department.

Loose leaf collection is currently completed in two collection passes. The City is divided into 12 loose leaf collection zones, and the first collection pass begins in early to mid-November in leaf zones with historically heavy collection volumes. RDOT also provides a special collection service for neighborhoods with a long-standing tradition of holiday events, like holiday walks or luminaria displays. Neighborhoods are required to sign-up for this service in advance of leaf season so the collection can be factored into the overall schedule.

In the late summer each year a collection schedule is developed, and collections begin in early November. The start date varies each year and is a “best estimate” for starting due to the uncertain nature of leaf fall. The starting zone rotates clockwise each year to ensure the same neighborhoods are not always the first or last to receive service.

An average of 18 collection crews work each day to collect the loose leaves in one zone at a time. Crews use both automated collection vehicles and pull-behind vacuum equipment. Once collection is complete in a zone, crews move to the next zone in a clockwise fashion around the City. Historic data is utilized to determine how much time is scheduled for collection in each zone, but leaf collection quantities can vary drastically from year to year depending on when leaves fall, how many customers elect to use the service, weather, staff availability, equipment reliability, and availability of temporary leaf dump sites.

While several variables factor into the efficacy of a leaf collection season, the primary determinant of leaf collection program success remains the weather. Cold, wet weather - especially snow and ice - slows and can even suspend the program for several days with each occurrence as snow and ice removal is a public safety concern and takes priority over leaf collection.

#### **2022-2023 Program Update**

The 2022-23 leaf collection season began November 14, 2022, in Zone 4. In a typical year, the first two to three weeks of work are anticipated to be lower volumes; this factor is reflected in the schedule. This year, leaves fell earlier than in average years; this resulted in larger volumes earlier in the season and extended the schedule in the first two to three weeks of work. Historically, crews have averaged 2.7 loads per crew per day during the first pass. It was anticipated that the first pass for 2022-2023 would be a total of 2,000 loads.

The published schedule was based on this production and anticipated the first pass would take 42 working days. To date crews have collected over 1,800 loads, or 37,800 cubic yards. At this rate of collection, the first

pass is estimated to be over 2,500 loads. RDOT is currently collecting in Zone 12 and anticipates finishing the first pass approximately 13 days behind schedule.

### **Potential Service Enhancements**

During the Fiscal Year 2023 budget process, RDOT and Budget prepared a Budget Note outlining potential service enhancements ranging from maintain the current service levels to adding another collection pass (for a total of three passes). The Note included an option to accelerate the schedules to complete the first collection pass prior to the Christmas holiday and the second pass in mid-February for a 2-week reduction in the schedule for each first pass. To meet this enhanced service level additional resources are needed:

- Equipment replacement (\$2.7M)
- Spare Fleet expansion (\$0.7M)
- Additional equipment (\$3.4M)
- 10.0 FTE's (9 Equipment Operators and 1 Mechanic) (\$0.7M)

In order to achieve the intended result of Option 2, appropriate levels of staffing would need to be maintained. Recruitment of new employees has been challenging for these job classifications. Due to issues related to the supply chain and equipment procurement experienced by the City, the impacts of this option may not be realized in the next leaf collection season. The estimated cost for this option is \$7.5M in year one and \$2.1M on-going costs.

*(No attachment)*

### **Raleigh Permit Information System Collaboration Set to Launch**

*Staff Resource: Katie Dombrowski, Planning and Development, 996-2683, [katie.dombrowski@raleighnc.gov](mailto:katie.dombrowski@raleighnc.gov)*

Staff is prepared to launch the *Raleigh Permits* informational program on Tuesday, January 17. This initiative is a collaborative sub-brand allowing multiple departments to share important information about how the City issues permits and conducts inspections to ensure the safety of the public.

The departments included in *Raleigh Permits* are:

- Planning and Development (lead department)
- Transportation
- Raleigh Parks
- Housing and Neighborhoods
- Raleigh Water
- Fire
- Police
- Solid Waste Services
- Engineering Services
- City Manager's Office
- Emergency Management and Special Events
- Sustainability

The *Raleigh Permits* information program will serve as a source for information about the many services related to permitting and inspections, including:

- Tips for project submittal success
- Best practices for inspections
- Process changes
- Fee updates
- Customer service
- Educational and engagement opportunities for residents and customers

To learn everything there is to know about permitting and inspections in Raleigh, follow us on:

- Social media: IG, FB, and Twitter @RaleighPermits
- [Subscribe](#) to Raleigh Permits News and Events
- Text RALEIGH PERMITS to 468311
- Learn more <https://raleighnc.gov/services/permits>

*(No Attachment)*

### **Weekly Digest of Special Events**

*Staff Resource: Sarah Heinsohn, Office of Special Events, 996-2200, [sarah.heinsohn@raleighnc.gov](mailto:sarah.heinsohn@raleighnc.gov)*

Included with the *Update* materials is the special events digest for the upcoming week.

*(Attachment)*

## Council Member Follow Up Items

### Follow Up from the January 3 City Council Meeting

#### **Federal Funding for Affordable Housing Planning (Council Member Melton)**

*Staff Resource: Patrick Young, Planning and Development, 996-2682, [patrick.young@raleighnc.gov](mailto:patrick.young@raleighnc.gov)*

Last month Congress approved a federal spending package for fiscal year 2023, which allocates \$85 million for the “identification and removal of barriers to affordable housing production and preservation.” State and local governments as well as municipal planning organizations will be eligible to apply for the funds through a competitive grant process. The spending bill stipulates that funding must be used to further develop,

evaluate, and implement housing policy plans, improve housing strategies, and facilitate the production and preservation of affordable housing.

Applicants able to demonstrate an acute demand for housing affordable to those with incomes below 100 percent of the area median income and able to demonstrate progress and a commitment to overcoming barriers to affordable housing production and preservation will be prioritized. Funding will be awarded by the Department of Housing and Urban Development (HUD). As of January 9, the agency had not released any additional details about the grant application process. Staff will continue to monitor opportunities to apply and will work with partner Departments to bring City Council options and/or recommendations for applications as soon as possible. A staff memorandum with additional information is included with the *Update* materials.

*(Attachment)*

#### **Public Comment - Rezoning Case Z-3-21 Preston Place (Mayor Baldwin)**

*Staff Resource: Patrick Young, Planning and Development, 919-616-1468, [Patrick.young@raleighnc.gov](mailto:Patrick.young@raleighnc.gov)*

During the meeting, City Council received public comment regarding Z-3-21 Preston Place. Council asked staff for additional information, which is provided via the staff memorandum included with the *Update* materials. Included with this memorandum is a prior staff report from August 2021, regarding the same issues.

*(Attachment)*

# Weekly Events Digest

Friday, January 13 – Thursday, January 19

City of Raleigh Office of Emergency Management and Special Events  
[specialevents@raleighnc.gov](mailto:specialevents@raleighnc.gov) | 919-996-2200 | [raleighnc.gov/special-events-office](http://raleighnc.gov/special-events-office)

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## Permitted Special Events

### [Illuminate Art Walk](#)

Locations throughout Downtown

Friday, January 13 & Saturday, January 14

Event Time: 5:00pm - 11:00pm

Associated Road Closures: No roads will be closed for the event. Off-street plazas and sidewalks will be used until 4:00pm on 1-15-23. For more details and a full list of participating locations, [view the event website](#).

### [NC Right to Life Rally & March for Life](#)

Halifax Mall & Route

Saturday, January 14

Event Time: 2:00pm - 3:30pm

Associated Road Closures: The following route will be closed from 2:00pm until 3:30pm; note that all cross-streets one block in each direction will be detoured during the event:

- Start on the corner of N. Salisbury Street and W. Lane Street in front of Halifax Mall
- Right onto W. Lane Street
- Right onto N. Blount Street
- Right onto E. Edenton Street
- Right onto N. Salisbury Street to finish at Halifax Mall

### [The Rink Featuring the Raleigh Night Market](#)

Lenoir Street & Red Hat Amphitheater

Saturday, January 14

Event Time: 5:00pm - 10:00pm

Associated Road Closures: Lenoir Street between S. McDowell Street and S. Dawson Street will be closed from 3:00pm until 11:00pm.

### [43<sup>rd</sup> Annual Triangle Martin Luther King, Jr. Memorial March](#)

Fayetteville Street District & Capital District

Monday, January 16

Event Time: 10:00am - 12:00pm

Associated Road Closures: Edenton Street between Salisbury Street and Wilmington Street will be closed from 10:00am until 12:00pm. The following route will be closed from 10:50am until 12:00pm; note that all cross-streets one block in each direction will be detoured during the event:

- Start at Edenton Street between Salisbury Street and Wilmington Street
- Left onto Salisbury Street
- Left onto Morgan Street
- Right onto Fayetteville Street
- Cross Lenoir Street
- Cross through Performing Arts Center parking lots
- Cross South Street for disassembly on Duke Energy Center property

## **Other Upcoming Events**

### **[The Steel Wheels – PineCone](#)**

Friday, January 13  
Fletcher Opera Theater

### **[Rachmaninoff Symphonic Dances – NC Symphony](#)**

Friday, January 13 & Saturday, January 14  
Meymandi Concert Hall

### **[The Rink presented by UNC Health](#)**

Friday, January 13 – Monday, January 16  
Red Hat Amphitheater

### **[MLK Day of Service Mulching](#)**

Friday, January 13 & Wednesday, January 18  
Marsh Creek Park

### **[Miami vs. NC State](#)**

Saturday, January 14  
PNC Arena

### **[Pittsburgh Penguins vs. Carolina Hurricanes](#)**

Saturday, January 14  
PNC Arena

### **[City of Oaks Challenge](#)**

Saturday, January 14 – Monday, January 16  
Raleigh Convention Center

### **[Vancouver Canucks vs. Carolina Hurricanes](#)**

Sunday, January 15  
PNC Arena

### **[King Day: A Celebration of Dr. Martin Luther King, Jr.](#)**

Monday, January 16  
John Chavis Memorial Park

### **[S'Moore Square Social Hour](#)**

Wednesday, January 18  
Moore Square Park

### **[Minnesota Wild vs. Carolina Hurricanes](#)**

Thursday, January 19  
PNC Arena

### **[More Homes, More Choices: Information Session – District E](#)**

Thursday, January 19  
Five Points Center for Active Adults

### **[Social Equity Book Club](#)**

Thursday, January 19  
Virtual

## Weekly Events Digest

Friday, January 13 – Thursday, January 19

City of Raleigh Office of Emergency Management and Special Events  
[specialevents@raleighnc.gov](mailto:specialevents@raleighnc.gov) | 919-996-2200 | [raleighnc.gov/special-events-office](http://raleighnc.gov/special-events-office)

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### Public Resources

**[Pilot Text Alert Program](#)**: Sometimes spontaneous events happen downtown and in other areas that could affect local businesses. If you'd like to receive notifications when those events happen, including unpermitted ones, sign up for text alerts.

**[Event Feedback Form](#)**: Tell us what you think about Raleigh events! We welcome citizen and participant feedback and encourage you to provide comments or concerns about any events regulated by the Office of Emergency Management and Special Events. We will use this helpful information in future planning.

**[Road Closure and Road Race Map](#)**: A resource providing current information on street closures in Raleigh.

**[Online Events Calendar](#)**: View all currently scheduled events that impact City streets, public plazas, and Dorothea Dix Park.



# Council Member Follow Up



# memo

To	Marchell Adams-David, City Manager
Thru	Patrick O. Young, Director, Planning and Development
From	Sarah Shaughnessy, Senior Planner
Date	January 9, 2023
Subject	Council Follow-up Item: January 3, 2023 Meeting Affordable Housing Grant Funding

At the January 3, 2023 City Council meeting Councilor Melton made a request for a report on Affordable housing grant funding, which is provided in this memo.

In December 2022, the US Congress approved a federal spending package for fiscal year 2023, which allocates \$85 million for the “identification and removal of barriers to affordable housing production and preservation.” State and local governments as wells as municipal planning organizations will be eligible to apply for the funds through a competitive grant process. The spending bill stipulates that funding must be used to further develop, evaluate, and implement housing policy plans, improve housing strategies, and facilitate the production and preservation of affordable housing.

Applicants who can demonstrate an acute demand for housing affordable to those with incomes below 100 percent of the area median income and who are able to demonstrate progress and a commitment to overcoming barriers to affordable housing production and preservation will be prioritized.

Funding will be awarded by the Department of Housing and Urban Development (HUD). As of January 9, 2023, the agency had not released any additional details about the grant application process. Staff will continue to monitor opportunities to apply.

### **Recommendation**

Based on the scope of funding sought, lead department should be selected. Until more information about the grant opportunity is made available, staff will continue to:

- Compile data to show the need for affordable housing in Raleigh.
- Document previous and ongoing activities that demonstrate the City’s commitment to affordable housing production and preservation.
- Identify planning activities that would benefit from additional funding.
- Monitor the HUD website and similar sources for opportunities for more information.

To	Marchell Adams-David, City Manager
Thru	Patrick O. Young, AICP Director
From	Daniel L. Stegall, Land Development Manager Bynum Walter, AICP, Planning Supervisor
Date	January 13, 2023
Subject	5601 Preston Place

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During the January 3, 2023 City Council Meeting there were members of the public who spoke about 5601 Preston Place. Council asked staff for additional information, which is provided in this memo.

#### About the Rezoning Request

This property was rezoned from Conservation Management (CM) to Residential-6 (R-6) on July 6, 2021 when City Council acted to approve Z-3-2021. Notice was required at a number of steps in the rezoning process, staff has reviewed the case file and records indicate that all notice requirements were met. All forms of notice must begin at least 10, but no more than 25 days in advance of a noticed event. Planning Commission and Public Hearing notice indicated that the request was to rezone from CM to R-6.

Some specifics for this rezoning request:

- Mailed notice was sent December 7, 2020 for the first neighborhood meeting held on January 12, 2021. There were six attendees, including five individuals resident on Preston Place.
- Notice for the first neighborhood meeting indicated the applicant's desire to rezone to Residential-4 (R-4). The initial February 4, 2021 application was for the R-4 district.
- The request was subsequently revised March 16, 2021 to a request for Residential-6 (R-6). An additional neighborhood meeting was not required by UDO regulation.
- Mailed notice was sent May 6, 2021 for the first Planning Commission discussion on May 27, 2021. Notice was posted on the site about May 11, 2021.
- During Planning Commission's discussion of the request on May 27, Mr. Robert Allison signed up to speak during the virtual meeting and addressed the Planning Commission.
- Mailed notice was sent June 24, 2021 for the City Council public hearing on July 6, 2021. Advertised notice ran in the N&O on June 24 and July 1.
- No one signed up to speak in opposition during the public hearing.
- After the rezoning request was approved, Mr. Robert Allison spoke to Council about it on September 27, 2021 during public comment. Staff prepared a follow up memo (attached).
- Mr. Hazin spoke to Council about Z-3-2021 during the January 3, 2023 meeting; he lives within 500' of the subject rezoning and so would have been sent mailed notice for the request. The neighborhood homeowner's association owns adjacent land to the rezoning request, has a Knightdale mailing address, and also was sent mailed notice.

- Neighbors have requested that the property be rezoned back to Conversation Management, however state and city regulations prevent anyone other than the owner from petitioning the city to downzone property without the written consent of the property owner.

#### About the Approved Development Request

The applicant indicated intent to develop this subject site for a single-family dwelling via a residential permit application. As a result of the approval and permit issuance, neighboring property owners have taken issue with the development. Below are specifics about the building permit, concerns from the neighbors and Current Planning's responses to the neighbors:

- BLDR-049094-2021
  - Processed for review on October 12, 2021
  - Issued on June 09, 2022
  - Expired on December 6, 2022 and no inspections were scheduled
- Setbacks. Neighbors wanted Homeowner's Association Setbacks to be implemented
  - The building was not subject to Infill due to its location on a cul-de-sac per UDO Section 2.2.7
  - The site plan demonstrated compliance with UDO Section 2.2.1 and was properly permitted
  - City of Raleigh regulations do not enforce homeowner's association regulations or covenants. Private regulations and covenants must be enforced by the homeowner's association.
- Private Utility Easement. The building is extremely close to a 20' utility easement which may be owned by Aqua.
  - A compliant site plan may be approved by the City, however the applicant is responsible for contacting the easement holder to determine what activity is permissible in or around the private utility easement.
- A new permit will be required for any future development proposal.



Raleigh

MEMO

TO: Marchell Adams-David, City Manager  
THRU: Ken Bowers, AICP, Deputy Director  
FROM: Sara Ellis, Senior Planner  
DEPARTMENT: Planning and Development  
DATE: August 09, 2021

**SUBJECT: City Council Follow Up – Rezoning Case Z-3-21; 5601 Preston Place**

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Staff was requested to provide a response to a concern about the ability to develop a recently rezoned parcel of land. Z-3-21; 5601 Preston Place was a request to rezone from Conservation Management (CM) to Residential-6 (R-6) to permit the construction of a single family detached dwelling. The site can be viewed on [iMAPS here](#). A resident concern was expressed that due to the floodplain on the lot, construction of a home is not possible, the attached memo details the code regulations as they pertain to this site. It is possible under the current entitlement to construct an attached or detached home on the lot.

While the request was inconsistent with the Future Land Use Map (FLUM) designation of Public Parks & Open Space, the request was consistent overall with the 2030 Comprehensive Plan and the Planning Commission recommended approval.

After the approval of the rezoning, the site is now zoned Residential-6 with no associated conditions. In a Residential-6 or R-6 zoning district the minimum lot size is 6,000 square feet for the detached and attached building types. The subject site is 7,840 square feet, which is larger than the minimum required size for the detached and attached building types.

Given the size and location of this lot, the most likely use of the property will be for one or two-unit living in a detached house or attached house (duplex). TC-5-20, which was adopted on July 6th and went into effect August 5th, permits an attached house on any lot in the City which allows a detached house to be constructed. For either of these uses, a Tier 1 site plan (administrative approval) would be required in addition to a building permit. The lot would also be eligible for one accessory dwelling unit (ADU). The lot is too small at approximately 7,840 square feet to be subdivided for or contain more than two principal dwelling units regardless of building type.

Based on information available in iMaps, the property is not in any Floodway or 100-year floodplain. The rear third (approximately) of the lot is located in the 500-year floodplain, which the City does not regulate. There is a recorded 20' sewer easement along the rear property line (BM 1986 PG 2123) and according to Raleigh Water there is an 8" sewer line that runs roughly from the

Municipal Building  
222 West Hargett Street  
Raleigh, North Carolina 27601

One Exchange Plaza  
1 Exchange Plaza, Suite 1020  
Raleigh, North Carolina 27601

City of Raleigh  
Post Office Box 590 • Raleigh  
North Carolina 27602-0590  
(Mailing Address)

northwest corner of the lot to a point approximately 40' in from the rear property line on the southern property line.

The property owner's contact information is available below:

Larry Watkins, Dolan Design and HVAC, [larry@dolandesignhvac.com](mailto:larry@dolandesignhvac.com), 919.710.4133