

Administrative Approval Action

Case File / Name: ASR-0035-2021
DSLC - New Bern and Swain Apartments ASR

City of Raleigh
Development Services Department
One Exchange Plaza
Raleigh, NC 27602
(919) 996-2492
currentplanning@raleighnc.gov
www.raleighnc.gov

LOCATION: The subject property consists of two sites, both generally located at the southwest

corner of New Bern Avenue and S Swain Street, with common street addresses of

574 New Bern Avenue and 18 S Swain Street.

REQUEST: Development of the north site (proposed Lot 1) consists of an approximately 4,816

square foot townhouse type building containing 2 dwelling units, and an approximately 15,475 square foot apartment building containing 10 dwelling units. The north site is zoned OX-3-GR with the portion closest to New Bern Avenue containing the townhouse type building also located in the New Bern - Edenton NCOD. Development of the south site (proposed Lot 2) consists of an approximately 25,146 square foot apartment building containing 18 dwelling units. The south site is zoned OX-3. The north site and the south site are separated by an existing public alley. Combined the subject property is approximately 0.77

acres.

DESIGN

ADJUSTMENT(S)/

ALTERNATES, ETC: N/A

FINDINGS: City Administration finds that this request, with the below conditions of

approval being met, conforms to the Unified Development Ordinance. This approval is based on a preliminary plan dated November 5, 2021 by Wake

Land Design, PLLC.

CONDITIONS OF APPROVAL and NEXT STEPS:

This document must be applied to the second sheet of all future submittals except for final plats. This is a preliminary plan and as such no permits have been issued with this approval. To obtain permits and/or completion of the project, the following steps are required:

☑ <u>SITE PERMITTING REVIEW</u> - For land disturbance of 12,000 square feet or greater, public or private infrastructure, shared stormwater devices, etc. Site Permitting Review may be submitted upon receipt of this signed approval document.

The following items are required prior to approval of Site Permitting Review plans:

General

1. Demonstrate compliance with UDO Section 7.2.5.C (Screening - Service Areas).

Stormwater

- 2. A surety equal to of the cost of clearing, grubbing and reseeding a site, shall be paid to the City (UDO 9.4.4).
- 3. These lots are exempt per UDO Section 9.2.2.A.2.b.i as commercial lots of one-half acre or less recorded prior to May 1, 2001, and not altered to be larger than one-half acre in size, but are subject to impervious limitations of subsection A.4 and subject to further review upon placement of impervious surface areas. Formal submittal of downstream flooding analysis per UDO Section 9.2.2.A.4.b.ii. will be required at site permitting review.



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☑ **LEGAL DOCUMENTS** - Email to legaldocumentreview@raleighnc.gov. Legal documents must be approved, executed, and recorded prior to or in conjunction with the recorded plat on which the associated easements are shown. Copies of recorded documents must be returned to the City within one business day of recording to avoid withholding of further permit issuance.

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V	Cross Access Agreements Required	☑	Utility Placement Easement Required

☑ <u>RECORDED MAP(S)</u> - Submit plat to record new property lines, easements, tree conservation areas, etc.). Plats may be submitted for review when the Site Permitting Review plans, if required, have been deemed ready for mylar signature.

The following items must be approved prior to recording the plat:

Engineering

- 1. A cross access agreement among the lots identified as PINs 1703989859 and 1703988867 shall be approved by the Development Services Department for recording in the Wake County Registry, and a copy of the recorded offer of cross access easement shall be returned to the Development Services Department within one day of plat recordation. If a recorded copy of the document is not provided within this time, further recordings and building permit issuance will be withheld.
- 2. A 5' utility placement easement and associated deed of easement shall be approved by the City and the location of the easement shall be shown on the map approved for recordation. The deed of easement shall be recorded at Wake County Register of Deeds within one day of recordation of the recorded plat. A recorded copy of these documents must be provided to the Development Services Department within one day from authorization of lot recordation. If recorded copies of the documents are not provided, further recordings and building permit issuance will be withheld.
- 3. The required right of way for proposed and/or existing streets shall be dedicated to the City of Raleigh and shown on the map approved for recordation.

Public Utilities

4. Infrastructure Construction Plans (concurrent submittal) must be approved by the City of Raleigh Public Utilities Department for all public water, public sewer and/or private sewer extensions.

Stormwater

- 5. The maximum allocated impervious area for all applicable lots should be identified on all maps for recording.
- 6. All stormwater control measures and means of transporting stormwater runoff shall be shown on all plats for recording as private drainage easements (UDO 9.2).

☑ <u>BUILDING PERMITS</u> - For buildings and structures shown on the approved plans. Commercial building permit plans must include the signed, approved Site Permitting Review plans attached, if applicable. Permit sets may be reviewed prior to the recordation of required plats, but cannot be approved.



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The following items must be approved prior to the issuance of building permits:

General

1. A recombination map shall be recorded recombining the existing lots as shown on the preliminary plan.

Engineering

- A public infrastructure surety for (7) street trees (tree lawn) shall be provided to City of Raleigh Transportation – Development Engineering Division (UDO 8.1.3) in the amount of 100% of the improvement cost for the NCDOT portion and 125% of the improvement cost for the City of Raleigh infrastructure.
- 3. A public infrastructure surety shall be provided to City of Raleigh Transportation Development Engineering Division (UDO 8.1.3) in the amount of 100% of the improvement cost for the NCDOT portion and 125% of the improvement cost for the City of Raleigh infrastructure.

Public Utilities

4. A plat must be recorded at the Wake County Register of Deeds office for all utility easement dedications.

Stormwater

- 5. These lots are exempt per UDO Section 9.2.2.A.2.b.i as commercial lots of one-half acre or less recorded prior to May 1, 2001, and not altered to be larger than one-half acre in size, but are subject to impervious limitations of subsection A.4 and subject to further review upon placement of impervious surface areas.
- 6. An encroachment agreement for Stormwater pipes within the public right-of-way shall be approved by City Council and the City Council approved encroachment agreement shall be filed with the Development Services Department, and the encroachment agreement shall be recorded with the Wake County Register of Deeds. A recorded copy of these documents must be provided to the Development Services Department.
- 7. A payment equal to twenty-four percent (24%) of the estimated cost of constructing all stormwater control facilities shown on the development plans shall be paid by the developer to the City stormwater facility replacement fund (UDO 9.2.2.G.3).

Urban Forestry

8. A tree impact permit must be obtained for the approved streetscape tree installation in the right of way. This development proposes (7) street trees along S. Swain St. and a fee-in-lieu for (1) tree along New Bern Ave.



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City of Raleigh **Development Services Department** One Exchange Plaza Raleigh, NC 27602 (919) 996-2492 currentplanning@raleighnc.gov www.raleighnc.gov

The following are required prior to issuance of building occupancy permit:

General

- 1. All Water, Sanitary Sewer and Reuse facilities shall be installed, inspected, tested and accepted by the City of Raleigh Public Utilities Department for operations and maintenance.
- 2. Required public right-of-way infrastructure improvements shall be, at a minimum, sufficiently completed to provide the necessary, safe emergency and vehicular access.

Stormwater

- As-built impervious survey is accepted by the Engineering Services Department (UDO 9.2).
- 4. As-built drawings and associated forms for all Stormwater devices are accepted by the Engineering Services Department (UDO 9.2.2.D.3).

EXPIRATION DATES: The expiration provisions of UDO Section 10.2.8 E, including the ability to request extensions in the expiration date, apply to this site plan. If significant construction has not taken place on a project after administrative site review approval, that approval may expire and be declared void, requiring re-approval before permits may be issued. To avoid allowing this plan approval to expire the following must take place by the following dates:

3-Year Expiration Date: December 8, 2024

Obtain a valid building permit for the total area of the project, or a phase of the project.

4-Year Completion Date:

Within four years after issuance of the first building permit for the site plan, the construction of the entire site plan must be completed unless an applicant has been granted vested rights. Failure to complete construction within this specified time frame shall automatically void the approved site plan for which no building permits have been issued.

I hereby certify this administrative decision.

Signed:	All	ysia	\mathcal{B}_{l}	ril	ay_	Ta	4	or		Date:	12/08/2021
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Development Services Dir/Designee

Staff Coordinator: Kasey Evans



	SITE DATA
PROPERTY OWNER:	GRAYSON HOMES, LLC 5711 SIX FORKS RD. SUITE 103 RALEIGH, NC 27609
SITE ADDRESS:	574 NEW BERN AVENUE & 18 S. SWAIN STREET
SITE AREA: BEFORE R/W DEDICATION	LOT 1: 17,443 SF = 0.400 AC. LOT 2: 17,345 SF = 0.398 AC.
AFTER RAY DEDICATION:	LOT 1: 16,255 SF - 0.373 AC. LOT 2: 16,902 SF - 0.388 AC.
WAKE COUNTY PIN #:	1703989859 & 1703989749
ZONING DISTRICT:	LOT 1: OX-3-GR (NEW BERN EDENTON OVERLAY NCOD)
	LOT 2: OX-3
EXISTING USE:	VACANT
PROPOSED USE:	MULTFUNIT LIVING (TOWNHOME & APARTMENT BUILDING TYPE)
STREET CLASSIFICATION:	NEW BERN - 4-LANE AVE - PARALLEL PARKING (ONE-WAY) S. SWAIN STREET- NEIGHBORHOOD STREET
STREETSCAPE REQUIRED:	GREEN FRONTAGE - COMMERCIAL (UDO 3.4.6 -> 8.5.2.C) 6' TREE LAWN 6' SIDEWALK
STREETSCAPE PROVIDED:	NEW BERN AVE: FEE-IN-LIEU DUE TO BUS RAPID TRANSIT (BRT) S. SWAIN STREET: 6' TREE LAWN WITH 6' SIDEWALK
BUILD-TO REQUIREMENTS: TOWNHOMES & BUILDING A:	GR FRONTAGE: 50% BUILDING WIDTH IN PRIMARY ST. BUILD TO *10-2 : 35% BUILDING WIDTH IN SIDE ST. BUILD-TO *10-25' "NEW BERN EDENTON NCOO: 10" MIN. AND 25' MAX. SETBACKS ESTABLISH PRIORITY FOR BUILD-TO ZONE
PROVIDED BUILD TO: TOWNHOMES & BUILDING A:	NEW BERN AVE.: 44,0' BUILDING / 66.3' FRONTAGE= 66.3% S. SWAIN ST.: 68' BUILDING / 192.7' FRONTAGE= 35.2%
BUILDING GROSS FLOOR AREA:	TOWNHOMES: 4,816 SF BUILDING 'A': 15,475 SF BUILDING 'B': 25,146 SF
	TOTAL: 45,437 SF
REQUIRED PARKING:	LOT 1: 0 SPACES (GR FRONTAGE): (4) 1 BEDROOM, (6) 2-BEDROOM, (2) 3 BEDROOM UNITS "UDO 7.1.3.C.2 - NO PARKING REQUIRED FOR FIRST 16 UNITS
	LOT 2: 25 SPACES (4) 1-BEDROOM UNITS = 4 SPACES (14) 2-BEDROOM UNITS = 21 SPACES
PROVIDED PARKING:	LOT 1: 12 SPACES (INCL. (1) VAN ACCESSIBLE IN BUILDING 'A') 2 SPACES IN TOWNHOME 1-CAR GARAGES
	LOT 2: 25 SPACES (INCL. (1) ACCESSIBLE & (1) VAN ACCESSIBLE)
BICYCLE PARKING REQUIRED:	LOT 1: 4 SPACES (SHORT TERM: 1 SPACE PER 20 UNITS, MINIMUM 4) LOT 2: 4 SPACES (SHORT TERM: 1 SPACE PER 20 UNITS, MINIMUM 4)
PROVIDED:	LOT 1: 4 SPACES LOT 2: 4 SPACES
AMENITY AREA REQUIRED:	LOT 1: 1,626 SF (10%) LOT 2: 1,690 SF (10%)
PROVIDED:	LOT 1: 2,077 SF (12.7%) - 1,555 SF AT GRADE, 522 SF ROOFTOP LOT 2: 3,342 SF ROOFTOP (19.7%)
NEW BERN - EDENTON NEIGHBORHOOD (NCOD)	MIN. LOT SIZE: 4,000 SF MIN. LOT FROMTAGE: 30' FRONT SETBACK: 10' MIN., 25' MAX. SIDE YARD SETBACK: 0' BUILDING SEPARATION: MIN. 10' MAX. BUILDING HEIGHT: 35'

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II (DLA	
CE-I	EXISTING CONDITIONS AND DEMOLITION PLAN
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CE-3	BUILD-TO PLAN
CE-4	GRADING & DRAINAGE PLAN
CE-5	UTILITY PLAN
CE-6	FIRE APPARATUS PLAN
LA-I	LANDSCAPE PLAN
LA-2	LANDSCAPE DETAILS & NOTES
A4.01	ARCHITECTURAL ELEVATIONS
A4.02	ARCHITECTURAL ELEVATIONS
A4.03	ARCHITECTURAL ELEVATIONS
A4.04	ARCHITECTURAL ELEVATIONS
A4.05	ARCHITECTURAL ELEVATIONS
A4.06	ROOF PLAN
Δ407	ROOF DETAILS

NEW BERN AND SWAIN **APARTMENTS**

TIER 3 SITE PLAN ASR-0035-2021 RALEIGH, NORTH CAROLINA

APRIL 29, 2021 REVISED JULY 16, 2021 REVISED SEPTEMBER 22, 2021 **REVISED NOVEMBER 5, 2021**

UDO SEC. 8.3.2.A BLOCK PERIMETER

IS R-10 RESIDENTIAL. THEREFORE, IN ACCORDANCE WITH UDG 8.3.2.A.2.b, BLOCK PERIMETER IS NOT APPLICABLE DUE TO THE

UDO SEC. 8.3.2 A CROSS ACCESS

ARE NOT APPLICABLE TO THE FOLLOWING ADJOINING PROPERTIES

- PIN# 1703989917 (WESTERN BOUNDARY) PROPERTY IS OCCUPIED BY A DETACHED BUILDING TYPE (UDO SEC.
- PIN# 1703987875 (WESTERN BOUNDARY) PROPERTY IS OCCUPIED BY A DETACHED BUILDING TYPE (UDO SEC. 8.3.5.D.5.a)
- PIN# 1703989408 (SOUTHERN BOUNDARY) ABUTTING PROPERTY OCCUPIED BY A SCHOOL. (UDO SEC. 8.3.5.D.5.C)

OWNER/DEVELOPER:

GRAYSON HOMES, LLC

5711 Six Forks Rd, Suite 103 Raleigh, NC 27609 919-578-6222 mike@graysonhomes.com

CIVIL ENGINEER:



WAKE LAND DESIGN, PLLC

NC LICENSE P-1839 PHONE: 919-889-2614 EMAIL: JASON@WAKELANDDESIGN.COM P.O. BOX 418 CLAYTON, NC 27528

HORIZONTAL DATUM: NAD83 VERTICAL DATUM: NAVD88

SOLID WASTE INSPECTIONS STATEMENT ROLL OFF TRASH AND RECYCLING CONTAINERS SHALL BE STORED WITHIN THE PARKING GARAGES OF EACH BUILDING AND COLLECTED BY A PRIVATE COLLECTION SERVICE.

		ced in Unified Development Ordinance (UDO) Se dude the plan checklist document when submittir
Office Use Only: Case #:		Planner (print):
	eeded a Site Pla	ange case TC-14-19 to determine the site plan t an Tier Verification request can be submitted on is verification service.)
Site Plan Tier: Tier Two Site Plan	Tier Three S	Site Plan 🗸
Building Type		Site Transaction History
Detached	General	Subdivision case #:
Attached	Mixed use	Scoping/sketch plan case #: SCOPE-0017-2821
		Certificate of Appropriateness #:
Apartment	Open lot	
Townhouse	Civic	Zoning Case #:
	GENERAL II	NFORMATION
Development name: New Bern and Swain A		a ordinarion
Inside City limits? Yes V No	p	
574 New Be	ern Ave, 1	18 S. Swain St
Site P.I.N.(s): 1703989859, 17039897		
Sile F.I.IV.(5). 1700303003, 17003037	49	
Please describe the scope of work. Include	any additions, uidlings, (1) 2	-Unit Townhome building, shared alley,
Please describe the scope of work. Include Construction of (2) apartment style buillities, stormwater infrastructure, ar Current Property Owner/Developer Contact	any additions, uidlings, (1) 2 nd other site in	-Unit Townhome building, shared alley, nprovements. J. Poupard (Purchase Contract Included with Submittal)
Please describe the scope of work. Include Construction of (2) apartment style b utilities, stormwater infrastructure, ar Current Property Owner/Developer Contan NOTE: please attach purchase agreeme	any additions, uidlings, (1) 2 nd other site in	-Unit Townhome building, shared alley, approvements. J. Poupard (Purchase Contract Included with Subnitial) litting this form.
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350

OccuSion Envelope ID: FA94633E-RE98-41C9-RAR7-62R9D3043RE

Gross site acreage: 0.773 AC

of parking spaces required: 2

of parking spaces proposed: 39

Overlay District (if applicable): New Bern Edenton NCOD Proposed # of stories for each Existing use (UDO 6.1.4): Vacant Existing Impervious Surface: Is this a flood hazard area? If this a flood nazard If yes, please provide Alluvial soils: Flood study: FEMA Map Panel #:

Proposed # of buildings: 3

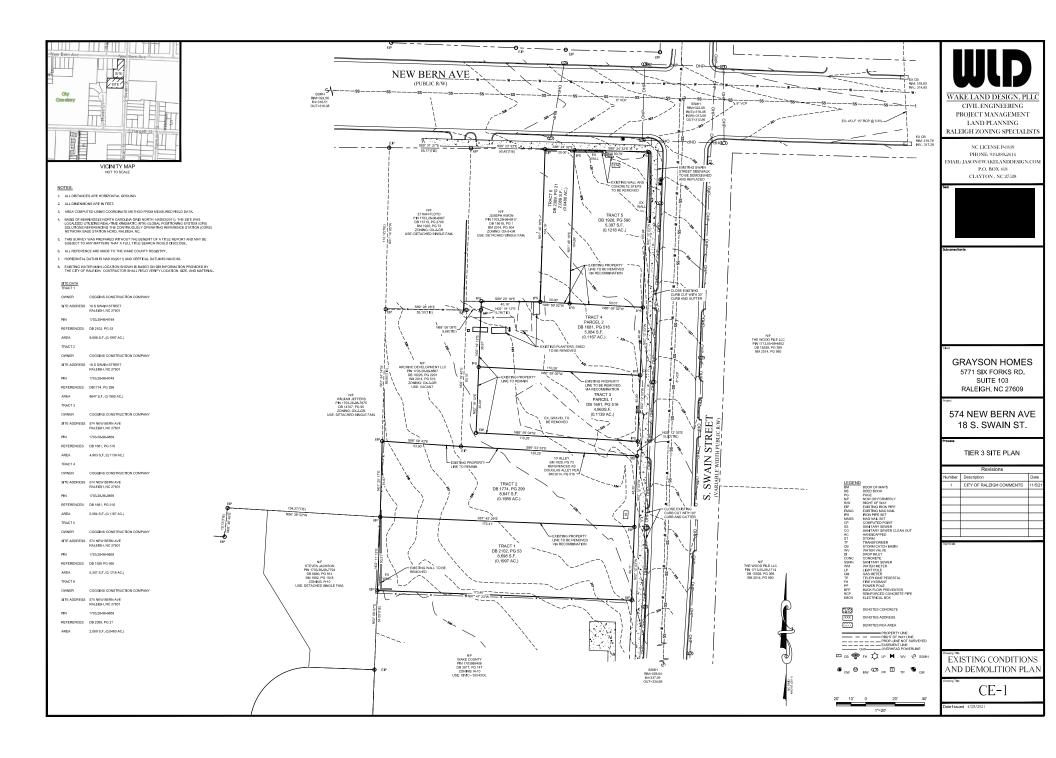
RESIDENTIAL DEVELOPMENTS									
Total # of dwelling units: 30 units	Total # of hotel units:								
# of bedroom units: 1br 8 units 2br 20 units	3br 2 units 4br or more								
# of lots: 2	Is your project a cottage court? Yes No								

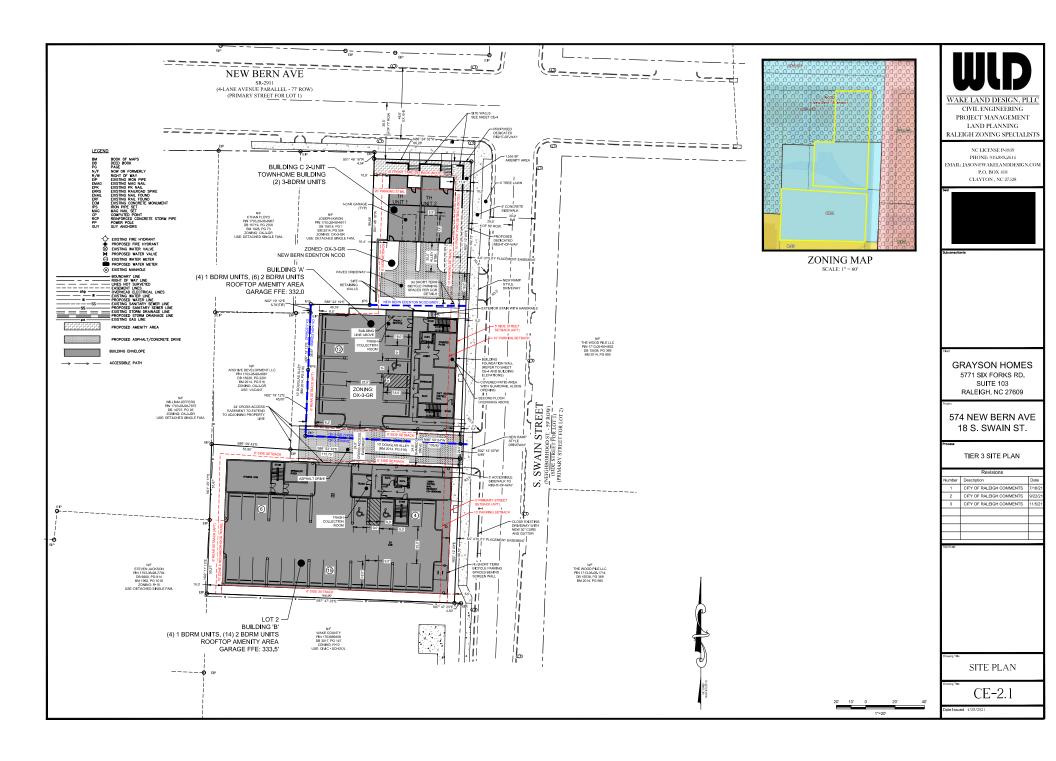
The undersigned indicates that the property owner(s) is aware of this application and that the proposed project described in this application will be maintained in all respects in accordance with the plans and specifications is therewith, and in accordance with the provisions and regulations of the City of Raleigh Unified Development Off.

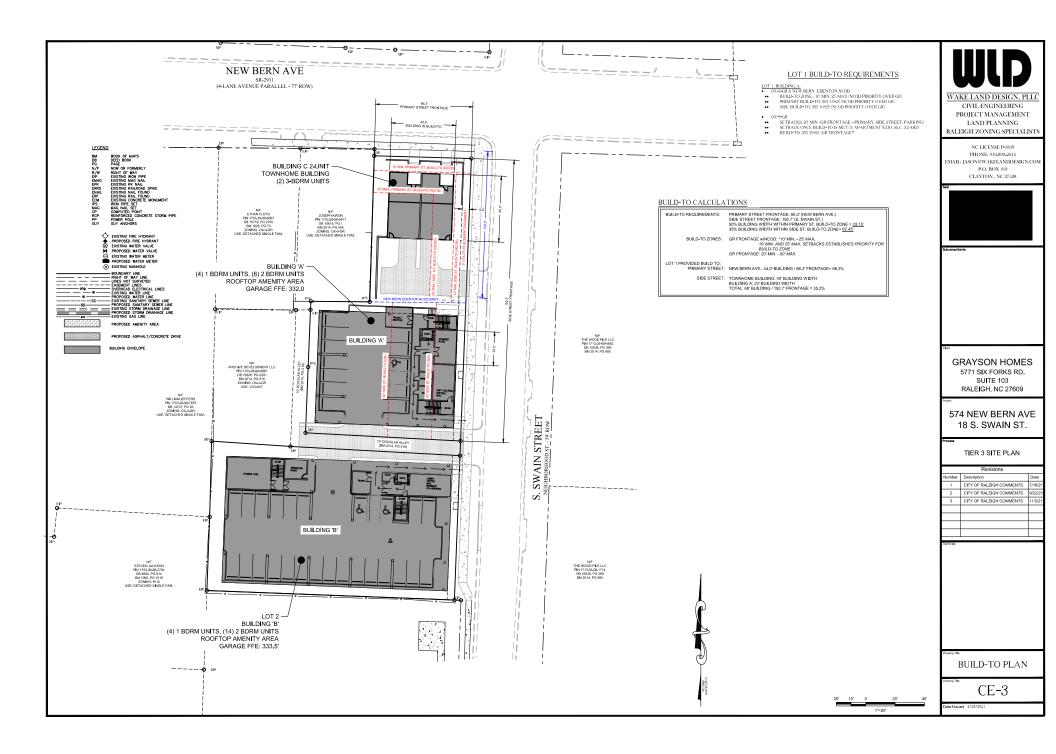
Standard De Lead	Date: 4/29/2021
which states applications will expire after 180 days of inactivity.	
proposed development use. I acknowledge that this application is subject to the filing of	alendar and submittal policy,

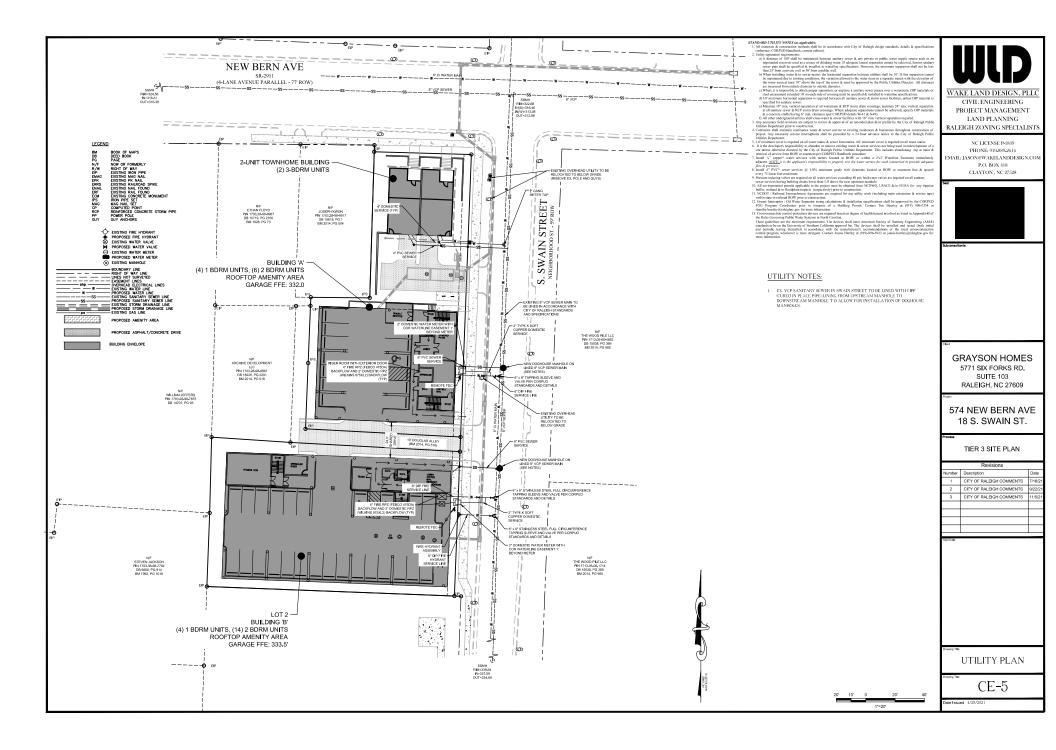
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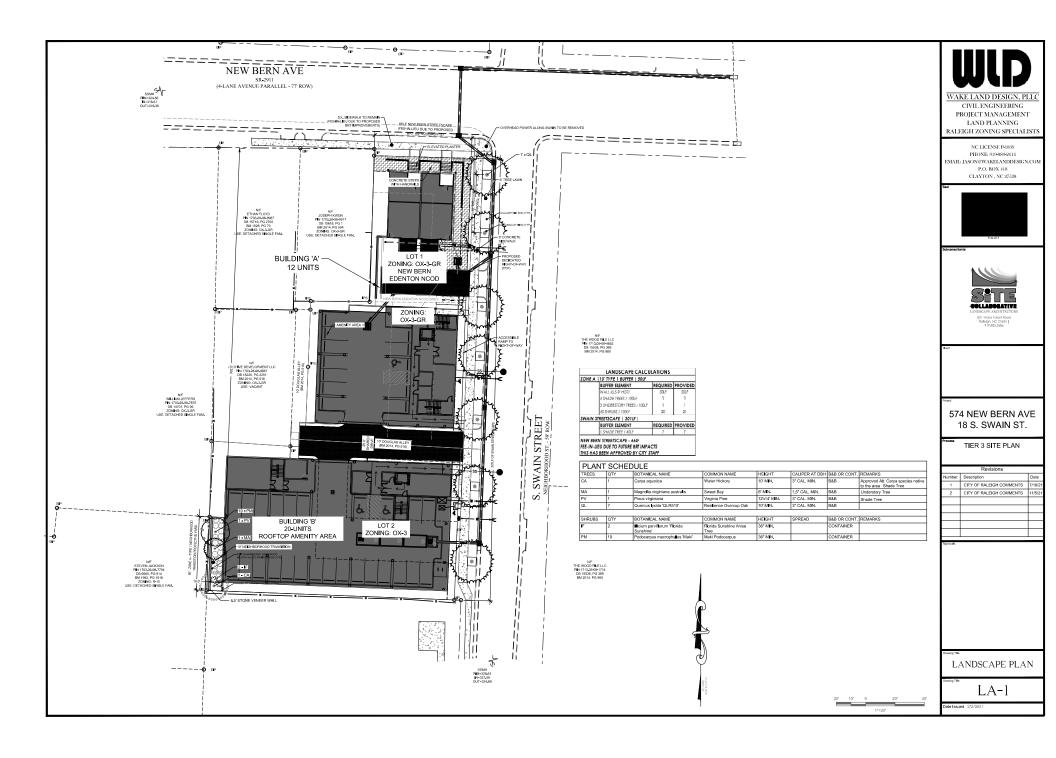
Kasey Evans 1 am approximate 1 and 1 approximate 1 approxi

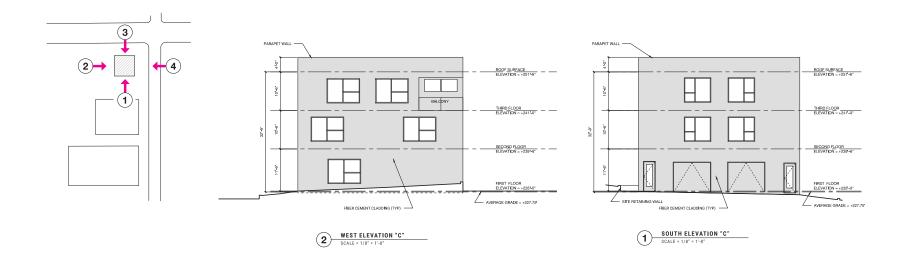




















ST SWAIN S ∞ 8 AVE BERN S 74 NEW RALEIGH, NC 27601

DATE: <u>04.22,2021</u> DRAWN BY: MARK CHECKED BY: MARK

REVISIONS

NO. NAME

1 07.16.2021

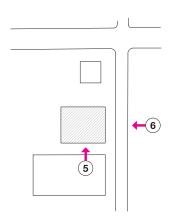
2 09.27.2021

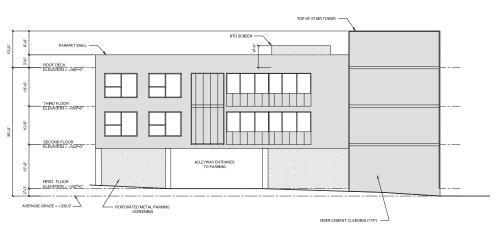
3 11.05.2021

ARCHITECTURAL **ELEVATIONS**

6 EAST ELEVATION "A"

SCALE = 1/8" = 1'-0"





NORTH ELEVATION "A" SCALE = 1/8" = 1'-0"









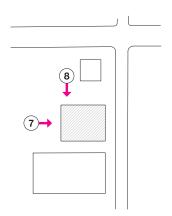
ST SWAIN S ∞ Š AVE BERN NEW CONSTRUCTION FOR 574 NEW RALEIGH, NC 27601

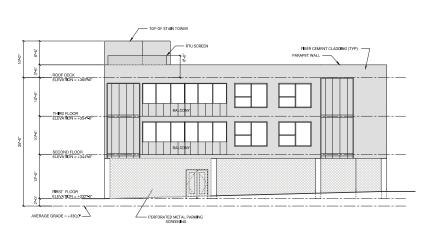
DATE: <u>04.22,2021</u> DRAWN BY: MARK CHECKED BY: MARK

REVISIONS
NO. NAME
1 07.16.2021
2 09.27.2021
3 11.05.2021

ARCHITECTURAL ELEVATIONS

8 NORTH ELEVATION "A"
SCALE = 1/8" = 1'-0"





7 WEST ELEVATION "A"
| SCALE = 1/8" = 1"-0"









SWAIN ST S ∞ Š **BERN AVE** NEW CONSTRUCTION FOR 574 NEW RALEIGH, NC 27601

DATE: <u>04.22,2021</u> DRAWN BY: MARK CHECKED BY: MARK

REVISIONS

NO. NAME

1 07.16.2021

2 09.27.2021

3 11.05.2021

ARCHITECTURAL ELEVATIONS







ST SWAIN S ∞ Š AVE BERN

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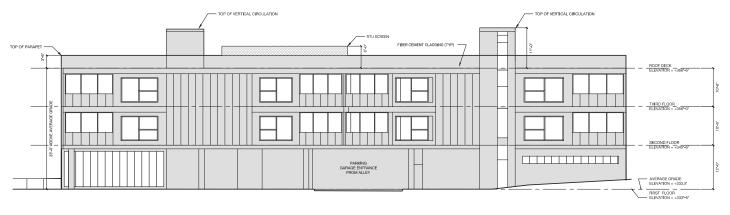
1 07.16.2021

2 09.27.2021

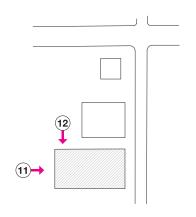
3 11.05.2021

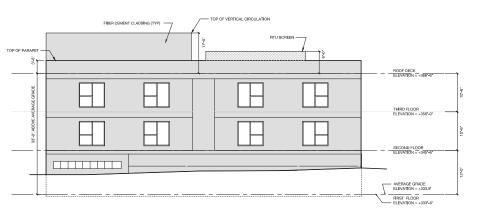
ARCHITECTURAL **ELEVATIONS**

A4.05



BUILDING "B" NORTH ELEVATION 1/8' = 1'-0"





BUILDING "B" WEST ELEVATION
1/8" = 1'-0"