

Case File / Name: ASR-0084-2019
Atlantic Plaza Phase II

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

LOCATION: The site is generally located on the west side of Atlantic Avenue north of Spring

Forks Road, with a common street address of 5601 Atlantic Avenue.

REQUEST: Development of two commercial buildings with associated parking and site

improvements; one building at 3,180 square feet and the second building at 3,600 square feet for a total of 6,780 square feet. The site is approximately 3.4 acres, a

portion is zoned CX-3-PL-CU and the remainder is zoned CX-3-CU.

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 September 14, 2020 by

KIMLEY HORN.

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. The SPR shall demonstrate compliance with UDO Section 7.4 (Lighting)

Engineering

- 2. Required NCDOT encroachment and/or driveway permits must be approved and copies provided to Development Services Development Engineering prior to concurrent review approval.
- 3. An encroachment submittal for the stairs within the public right-of-way shall be approved by City Council. The executed encroachment agreement shall be filed with the Development Services Department for the approval by City and returned to the Owner. The Owner is responsible to record the executed encroachment agreement with the Wake County Register of Deeds. A recorded copy of these documents must be provided to the Development Services Department.

Stormwater

- 4. A stormwater control plan with a stormwater operations and maintenance manual and budget shall be approved (UDO 9.2).
- 5. A surety equal to of the cost of clearing, grubbing and reseeding a site, shall be paid to the City (UDO 9.4.4).

ASR-0084-2019 Atlantic Plaza Phase II



Case File / Name: ASR-0084-2019
Atlantic Plaza Phase II

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

A nitrogen offset payment must be made to a qualifying mitigation bank (UDO 9.2.2.B).
 Because this project changes the adjacent projects TN loading rate, an additional TN offset payment must be made for the adjacent property for this project to be permitted.

Urban Forestry

7. Tree protection fence must be inspected by Urban Forestry staff prior to the issuance of a grading permit.

☑ **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.

V	City Code Covenant Required
\square	Stormwater Maintenance Covenant Required
V	Utility Placement Easement Required

Cross Access Agreements Required
Transit 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:

General

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

Engineering

- 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. A sight distance easement shall be approved by the Transportation Department for recording in the Wake County Registry, and a copy of the recorded 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.
- 4. A transit easement shall be approved by City staff and the location of the easement shall be shown on a plat approved for recordation.



Case File / Name: ASR-0084-2019
Atlantic Plaza Phase II

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

5. A cross access agreement shall be approved by the Development Services Department for recording in the Wake County Registry, and a copy of the recorded 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, further recordings and building permit issuance will be withheld.

Stormwater

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

☑ <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.

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.
- 2. The City Code Covenant shall be approved by the City and recorded with the county register of deeds office where the property is located and a copy of the recorded document shall be provided to the City by the end of the next business day following the recordation of the final plat. Further recordings and building permits will be withheld if the recorded document is not provided to the Cit

Engineering

- A fee-in-lieu for 1-ft sidewalk width along both frontages shall be paid to the City of Raleigh (UDO 8.1.10).
- A public infrastructure surety shall be provided to the City of Raleigh Development Services Development Engineering (UDO 8.1.3).
- 5. A transit deed of easement shall be approved by City staff and the location of the easement shall be shown on a plat 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 recording. If a recorded copy of the document is not provided, further recordings and building permit issuance will be withheld.

Stormwater

ASR-0084-2019 Atlantic Plaza Phase II



Case File / Name: ASR-0084-2019 Atlantic Plaza Phase II

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

- 6. A surety equal to 125% of the cost of the construction of a stormwater device shall be paid to the Engineering Services Department (UDO 9.2.2.D.1.d).
- 7. The City form document entitled Declaration of Maintenance Covenant and Grant of Protection Easement for Stormwater Control Facilities shall be approved by the City and recorded with the county register of deeds office (UDO 9.2.2.G).
- 8. 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

- 9. A public infrastructure surety for the street trees shall be provided to the City of Raleigh Development Services – Development Engineering (UDO 8.1.3).
- 10. A tree impact permit must be obtained for the approved streetscape tree installation in the right of way. This development proposes 12 street trees along Atlantic Avenue and 11 street trees along Spring Forest Road for a total of 23 street trees.

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

Stormwater

1. 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: October 7, 2023

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.



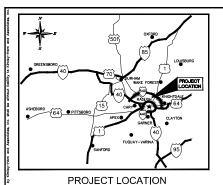
Case File / Name: ASR-0084-2019 Atlantic Plaza Phase II City of Raleigh
Development Services Department
One Exchange Plaza
Raleigh, NC 27602
(919) 996-2492
currentplanning@raleighnc.gov
www.raleighnc.gov

I hereby certify this administrative decision.

Signed: Carp B-1/2020
Development Services Dir/Designee

Date: 10/07/2020

Staff Coordinator: Ryan Boivin



NTS

OF THE OTY ATTORISEY OF HIS DESIGNEE.

PORGET TO ECCORATION OF A SUBMONDOR PLAT OR ISSUANCE OF A BUILDING PERMIT FOR HEW EXCELS THE OWNER FEASURETS SHALL BE DESIGNED THE OWNER FEASURETS SHALL BE DESIGNED THE OWNER OF THE DESIGNED OF THE THE OWNER OWNER OF THE DESIGNED OWNER OF THE PRINCE OWNER OWNER

DEVELOPMENT ON THE PROPERTY SHALL COMPLY WITH THE PARKING LIMITED FRONTAGE STANDARDS SET FORT IN UDO SECTION 3.4.5 AND ANY ALLOWABLE ADMINISTRATIVE ALTERNATES.

THE FOLLOWING COMMERCIAL AND INDUSTRIAL LAND USES, AS SET FORTH IN TABLE 51.4 "ALLOWED PRINCIPAL USE THARE", ARE PROHIBETE ADULT ESTHAUSHMENT: OUTDOOR RECEARION — ALL TIPES, OVERHIGHT LOOKING HELDPRING—ALL TIPES, BAY, INDICTULES, TAXERIA, LOUNGE; PAMINFORP, PILE SLAES VIOLES EASO AND RENTAL VEHICLE REPAR (MAJOR); DETENTION, JAR, PRISON; LIGHT MANUFACTURING — ALL TIPES, RESEARCH AND DECEMPENDMENT. ALL TIPES,

LOW PROFILE GROUND SIGNS AND MEDIUM PROFILE GROUND SIGNS ARE PERMITTED. THE MAXIMUM SIZE OF A MEDIUM PROFILE GROUND SIGN IS 7 FEET IN HEIGHT AND 85 SQUARE FEET IN AREA, HIGH PROFILE GROUND SIGNS ARE PROFINETED.

SURVEY NOTE:

EXISTING INFORMATION TAKEN FROM A BOUNDARY AND TOPOGRAPHIC SURVEY PROVIDED BY CHANDLER LAND SURVEYING AND DATED FEBRUARY 29, 2016.

OFF-SITE EXISTING INFORMATION TAKEN FROM PROPOSED DEVELOPERS PLANS BY OTHERS.

ALL CONSTRUCTION TO BE IN ACCORDANCE WITH ALL CITY OF RALEIGH AND/OR NCDOT STANDARDS AND SPECIFICATIONS.

PROJECT OWNER AND CONSULTANT

SITE DEVELOPER

MPHK CAPITAL, LLC 932 HUNGERFORD DRIVE, SUITE 34A ROCKVILLE, MD 20850 PHONE: (216) 308-4892 ATTN.: ILAN KONOVER (MANAGER) wkonover@hkcapitalgrp.con

CIVIL ENGINEER:

KIMLEY-HORN AND ASSOCIATES, INC. 421 FAYETTEVILLE ST., SUITE 600 RALEIGH, NORTH CAROLINA 27601 PHONE: (919) 653-2927 ATTM:: CHRIS BOSTIC, P.E. chris.bostic@kimley-horn.com

LANDSCAPE ARCHITECT:

KIMLEY-HORN AND ASSOCIATES, INC. 421 FAYETTEVILLE ST., SUITE 600 RALEIGH, NORTH CAROLINA 27601 PHONE: [919] 653-2976 ATTN.: RICHARD BROWN, PLA richard brown@kimley-horn.com

SURVEYOR:

CHANDLER LAND SURVEYING, 309 SOUTH FUQUAY AVENUE FUQUAY-VARINA, NC 27526 PHONE: (919) 291-9163 ATTN.: JOHN CHANDLER. PLS

PRELIMINARY ASR SUBMITTAL FOR:

ASR-0084-2019

SR-26-18 TRANS# 548257

ATLANTIC PLAZA

5621 ATLANTIC AVE. 2309 SPRING FOREST RD. RALEIGH, NORTH CAROLINA 27615

A DEVELOPMENT BY: MPHK CAPITAL, LLC

932 HUNGERFORD DRIVE, SUITE 34A, ROCKVILLE, MD 20850

PHONE: (216) 308-4892

DEVELOPMENT SERVICES						DEVELOPMENT TYPE + SITE DATE TABLE (Applicable to all developments)				
A .d	441	C'4- D-	.t A		100	SITE DATA		BUILDING I	DATA	
Administrative Site Review Application Development Services Customer Service Center • One Exchange Plaza, Suite 400 Rainingh, NC 27601 919-969-2495 Rainingh Review Application			Raleigh	Zoning district (if more than one, please provide the acreage of each):	Existing gross floor area (not to be demolished): 8, 100 SF					
This form is	required whe	n submitting site p	lans as refer	enced in Unified Development Ordinance	(UDO) Section	CX-3-CU		Existing gross floor area to be	demolished:	
10.2.8. Ple	ase check the	e appropriate build	ling types an	d include the plan checklist document whe	n submitting.	Gross site acreage: 3.16 acres		New gross floor area: 6,800 S		
Office Use On	ly: Transaction	on #:	_	Planning Coordinator:		# of parking spaces required: 72		Total sl gross (to remain and new): 14,900 SF		
	Buildi	ng Type		Site Transaction Histor	у	# of parking spaces proposed: 10	6	Proposed # of buildings: 3		
	Detached	V	General	Subdivision transaction #:		Overlay District (if applicable):		Proposed # of stories for each:	1	
				Sketch transaction #:		Existing use (UDO 6.1.4): Retail	and restaurant			
	Attached		Mixed use	Certificate of Appropriateness #:		Proposed use (UDO 6.1.4): Retail	il and restaurant			
	Apartment		Open lot	Board of Adjustment #:						
	Townhouse		Civic	Zoning Case #: Z-15-15 Administrative Alternate #:			STORMWATER	RINFORMATION		
						Existing Impervious Surface: Acres: .632 Square		Proposed Impervious Surface Acres: 2.27 Squar		
			SENERAL IN	IFORMATION	<u>\</u>		Yes No	Acres: 2.27 Squar	e Feet:	
Development r						Is this a flood hazard area?	Yes No			
Inside City limit	ts? Yes	☐ No				Alluvial soils:				
Property addre	ess(es):	Attacks A.	2200 0	ing Forest Rd, Portion of 2304 Di	into Format Dat	Flood stu				
					ixie Forest Rd	FEMA Map Panel #:				
				on of 1716891195		Neuse River Buffer Yes	□ No	Wetlands Yes	☐ No	
				expansions, and change of use.		RESIDENTIAL DEVELOPMENTS				
3 Proposed b	uildings with	h associated pa	rking and ir	nfrastructure. One building already or	onstructed.	Total # of dwelling units: Total # of hotel units:				
				# of bedroom units: 1br: 2br: 3br: 4br or more:						
				# of lots:	241. 001.	Is your project a cottage court	? Yes No			
Current Proper	tv Owner/De	veloper Contact N	ame: Ilan I	Conover						
		hase agreement								
		's Holdings, LLC, SXCW					SIGNATUR			
				kville, MD 20850		In filing this plan as the property owner(s), I/we do hereby agree and firmly bind ourselves, my/our heirs, executors, administrators, successors, and assigns jointly and severally to construct all improvements and make				
						all dedications as shown on this pr				
Phone #.216-308-4892 Email: iwkonover@hkcapitalgrp.com Applicant Name: Chris Bostic				N. J. N N A						
						I hereby designate Kimley-Horn and Associates, Inc. to serve as my agent regarding this application, to receive and response to administrative comments, to resubmit plans on my behalf, and to			as my agent regarding	
Company: Kimley-Horn and Associates, Inc Address: 421 Fayetteville St, Suite 600, Raleigh, NC 27601			gh, NC 27601	represent me in any public meeting			riny bonds, and to			
Phone #:919-	-653-2927		Email: chris	.bostic@kimley-horn.com						
					"	I/we have read, acknowledge, and with the proposed development us submittal policy, which states appli	e. I acknowledge that	this application is subject to the fi		
			Signature: Date: 8/5/19			R/5/19				
						Printed Name: Ilan Konover		1 2000		
Page 1 of 2 REVISION 05.01.19				REVISION 05.03.19	Page 2 of 2			REVISION 05.01.19		
raleighnc.gov				raleighnc.gov				raleighnc.gov		

SOLID WASTE INSPECTIONS	STATEMENT:		
THIS PLAN COMPLIES WITH	SOLID WASTE	DESIGN	MANUAL.
TRASH SERVICE BY PRIVAT	F HALLER		

PHONE: (919) 853-1494

WITHIN THE SIGHT TRIANGLES SHOWN ON THIS PLAN, NO OBSTRUCTION BETWEEN TWO (2) FEET AND EIGHT (8) FEET IN HEIGHT ABOVE THE CURB LINE ELEVATION OR THE NEAREST TRAVELED WAY, IF NO CURBING EXISTS.

MINIMUM CORNER CLEARANCE FROM CURR LINE OF INTERSECTING STREETS SHALL BE AT LEAST (20) FEET FROM THE POINT OF TANGENCY.

NC CERTIFICATE OF AUTHORIZATION: F-0102

421 FAYETTEVILLE STREET - SUITE 600 - RALEIGH, NORTH CAROLINA 27601

PRELIMINARY NOT FOR CONSTRUCTION



VICINITY MAP

SCALE: 1" = 500'

PROJECT NARRATIVE: PROJECT NARRATIVE:

THE SETS OF PELIMINARY PLANS BEING SUBMITTED ARE REVISED PLANS FROM A PREVIOUSLY APPROVED SITE PLAN LUDGE TRANSACTION 49/1418, SE-29-16. THE PREVIOUSLY APPROVED SITE PLAN HAD TWO LOTS WITH AS 8100 SF RETAIL BULLIDROG ON ONE COIT AND A 6000 SF STEP PLAN HAD TWO LOTS WITH AS 8100 SF RETAIL BULLIDROG TO SET AND THE REVISION OF THE PLAN THE SET AND THE SET AND

Sheet l	_ist Table
Sheet Number	Sheet Title
C0.0	COVER SHEET
C1.0	EXISTING CONDITIONS & DEMOLITION PLAN
C1.1	RECOMBINATION MAP EXHIBIT
C2.0	PRELIMINARY SITE PLAN
C2.1	BUILD-TO DIMENSION PLAN
C3.0	PRELIMINARY GRADING PLAN
C4.0	PREUMINARY UTILITY PLAN
L1.0	LANDSCAPE PLAN
L2.0	LANDSCAPE DETAILS
TC1.0	OVERALL TREE CONSERVATION PLAN
A201, A202	3,600 S.F. RETAIL BUILDING ELEVATIONS
A201.3, A202.3	3,180 S.F. RETAIL BUILDING ELEVATIONS

NO MODIFICATIONS ARE PROPOSED TO THE CONSTRUCTED 8,000 6.F. RETAIL BUILDING. SITE LIGHTING TO BE INCLUDED WITH SPR DRAWINGS

Digitally signed by Kasey Evans Kasey Evans Reason: I am approving this document Date: 2020.10.04 14:40:13-04'00'

document, together with the concepts and designs inted herein, as an instrument of services, is intended for the specific purpose and client for which it was red. Reuse of and improper reliance on this document it written authorization and adaptation by Kimisy-Horn Associates, inc. shall be without liability to Kimiey-Horn Associates, inc.	
right Kimley-Horn and Associates, Inc., 2018	SEAL:
E:	JOB NUMBER:

OCTOBER 28, 2019

012307002

Horn Kimley»

COVER SHEET

AZA FC

PREPARED FOR MPHK CAPITAL, 귑 **ATLANTIC**

C0.0

