

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

City of Raleigh

Case File / Name: SUB-0034-2020
DSLC - Biltmore Heights Townhomes Sunset Ext. Revision

**LOCATION:** This site is located on the north side of Rush Street, west of Garner Road at 2613

Garner Rd.

**REQUEST:** THIS IS A SUNSET EXTENSION TO PREVIOUSLY APPROVED DEVELOPMENT

PLAN, SUB-0034-2020.

Development of a vacant 8.04-acre tract zoned R-10, with 5,532 sf of right-of-way dedication along Garner Rd, leaving a net area of 7.92 acres into a proposed 64-unit townhomes development. This subdivision will create a total of 64

townhome lots and six common lots.

Note this plan shows offsite improvements. The offsite access easement and bridge are to be finalized through separate applications and permits as applicable

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 March 12, 2024 by

Thompson and Associates.

# **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. Applicant revises the min/max build-to boundaries and calculations, as shown on sheet 11 of the subdivision plans set, for the Lots 1-12, to be dimensioned from Garner Road (Primary Street).
- 2. A detail diagram for the short-term bicycle parking spacing & maneuverability shall be included with the Site Permit Plans set demonstrating compliance with Raleigh Street Design Manual B.20-01.
- 3. The build-to line setbacks and calculations table are revised, for units 1-12, on the Site Permit Review, per the corrected & revised primary street designation of Garner Rd.



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4. Prior to SPR approval, remove the old Administrative Approval (AA) from the Site Permit Review (SPR) plan set and replace it with the updated AA with the sunset extension.

## **Engineering**

- 5. Required NCDOT encroachment and/or driveway permits must be approved and copies provided to Development Services Development Engineering prior to concurrent review approval.
- 6. A right-of-way obstruction permit must be obtained from Right-of-way Services prior to the commencement of any construction activities within the right-of-way.

### **Stormwater**

- 7. The State of North Carolina shall approve any proposed disturbance within the riparian buffer prior to the issuance of any grading or site permit (UDO 9.2.3.E).
- 8. A surety equal to of the cost of clearing, grubbing and reseeding a site, shall be paid to the City (UDO 9.4.4).
- 9. A nitrogen offset payment must be made to a qualifying mitigation bank (UDO 9.2.2.B).
- 10. A stormwater control plan with a stormwater operations and maintenance manual and budget shall be approved (UDO 9.2).

## **Urban Forestry**

- 11. Tree protection fence must be inspected by Urban Forestry staff prior to the issuance of a grading permit.
- 12. Submit a final tree conservation plan that includes metes and bounds descriptions of all tree conservation areas and tree protection fencing as required (UDO 9.1.5).

☑ <u>LEGAL DOCUMENTS</u> - 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.

Ø	Public Access Easement Required
Ø	Utility Placement Easement Required

Ø	Slope Easement Required
V	Stormwater Maintenance Covenant Required

☑ **RECORDED MAP(S)** - 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



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- Street names for this development shall be approved by the Raleigh GIS Division and by Wake County.
- 2. Provide documentation indicating a Property Owner's Association has been established for the subject development.

## **Engineering**

- 3. 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.
- 4. A public infrastructure surety is provided to the City of Raleigh Development Services Development Engineering program (UDO 8.1.3).
- 5. 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.
- 6. A fee-in-lieu for 1' width sidewalk is paid to the City of Raleigh (UDO 8.1.10).
- 7. A fee-in-lieu for 3.5' width of back to back curb section shall be paid to the City of Raleigh (UDO 8.1.10) for length of property frontage along Garner Road.
- 8. A fee-in-lieu for 114' length of road section (Neighborhood Yield Section) is paid to the City of Raleigh (UDO 8.1.10).
- 9. A slope easement deed of easement shall be approved by City staff and the location(s) 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 lot recording. If a recorded copy of the document is not provided, further recordings and building permit issuance will be withheld.
- 10. A Public Access deed of easement be approved by City staff, 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 plat. A recorded copy of this document shall be provided to the Development Services Department within one day from authorization of lot recordation. If a recorded copy of this document is not provided, further recordings and building permit issuance will be withheld.

### **Stormwater**

11. The maximum allocated impervious area for all applicable lots in the subdivision should be identified on all maps for recording.



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- 12. The riparian buffers, in accordance with the preliminary plan and the State of North Carolina regulations, shall be shown on plats for recording along with required buffer statement (Recorded Map Checklist).
- 13. 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).
- 14. 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).
- 15. 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).

## **Urban Forestry**

- 16. A tree conservation plat shall be recorded with metes and bounds showing the designated tree conservation areas (UDO 9.1). This development proposes 0.792 acres of tree conservation area.
- 17. A public infrastructure surety for 27 street trees shall be provided to City of Raleigh Transportation Development Engineering Division (UDO 8.1.3) in the amount of 125% of the improvement cost for the City of Raleigh infrastructure.

☑ <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. At BLDNR submittal, each block of townhomes units demonstrate compliance with Average Grade and Most Restrictive Grade per Sec.1.5.7.A & TC-17-16.

## **Urban Forestry**

Tree impact permits must be obtained for the approved streetscape tree installations in the rights-of-way. This development proposes 11 street trees along Garner Road, 6 street trees along Portugal Drive, and 10 street trees along Algarve Trail for a total of 27 street trees.

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

### General

1. Final inspection of tree conservation areas and right-of-way street trees by Urban Forestry Staff.



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EXPIRATION DATES: If significant construction has not taken place on a project after preliminary subdivision approval, that approval may "sunset" and be declared void, requiring re-approval before permits may be issued. To avoid allowing this preliminary approval to "sunset", the following must take place by the following dates:

3-Year Sunset Date: June 12, 2027

Record at least ½ of the land area approved.

5-Year Sunset Date: June 12, 2029

Record entire subdivision.

I hereby o	ertify this administrative decision.		
Signed: .	pet lata	Date:	06/12/2024
	Development Services Dir/Designee	_	

**Staff Coordinator: Jermont Purifoy** 

#### INDEX OF SHEETS FOR BILTMORE HEIGHTS TOWNHOMES EXISTING CONDITIONS PLAN SHEET 1 SUBDIVISION PLAN SHEET 2 UTILITY PLAN SHEET 3 GRADING AND STORMWATER PLAN SHEET 4 STORMWATER DETAILS PLAN SHEET 5 PRE-DEVELOPMENT DRAINAGE MAP SHEET 6 POST-DEVELOPMENT DRAINAGE MAP SHEET 7 LANDSCAPE PLAN EASEMENT EXHIBIT SHEET 8 SHEET 9 SIGHT TRIANGLE EXHIBIT SHFET 10 BUILD-TO EXHIBIT SHEET 11 SHEET 12 LIGHTING PLAN

BLOCK PERIMETER EXHIBIT

SHEET TCA 1 TREE CONSERVATION AREA PLAN

Preliminary Subdivision Application Planning and Development nert name (subject to approval): BILTMORE HEIGHTS TOWNHOMES Property Address(es): 2613 Garner Road WIMBER OF LOTS AND DENSITY Total # of townhouse lots \$4 Deteched (Artest Total # of single-family lots:
Proposed density for each speling district (UDO 1.5.2.F) 7.96 ovied Dead PIN(s): 1702 95 8547 company Jt. Development Custom Homes. Owner/Developer Name and Title: John Loureiro, owner - Pr.66., ddress: 3732 Suniaka Farms Rd. Apex, NC 27539 APPLICANT INFORMATION



SOLID WASTE SERVICES NOTE: DEVELOPERS HAVE REVIEWED AND ARE IN COMPLIANCE WITH THE REQUIREMENTS SET FORTH IN THE SOLID WASTE DESIGN MANUAL.

SHEET 13

HEIGHTS OF PROPOSED TOWNHOMES AND GROUND FLOOR ELEVATIONS WILL BE REVIEWED/ EVALUATED AT/WITH BUILDING PERNIT REVIEW.

# RESUBMITTAL FOR SUNSET EXTENSION PRELIMINARY SUBDIVISION PLAN

# BILTMORE HEIGHTS TOWNHOMES

C.O.R. PROJECT #SUB-0034-2020

CITY OF RALEIGH, NORTH CAROLINA 64 UNIT TOWNHOME DEVELOPMENT MAY 11, 2020 REVISED: JULY 9, 2020

REVISED: SEPTEMBER 1, 2020 ADMINISTRATIVE APPROVAL ACTION: DECEMBER 7, 2020 REVISED FOR REQUEST FOR SUNSET EXTENSION: FEBRUARY 2, 2024

REVISED: 3/12/2024

REVISION BEING SUBMITTED DUE TO A PENDING SALE OF PROJECT. DUE TO PENDING SALE, PROJECT DID NOT HAVE ANY IMPROVEMENTS COMPLETED AND/OR ANY LOTS RECORDED PRIOR TO SUNSET DATE. PLANS ARE BEING RESUBMITTED AS PART OF A SUNSET DATE EXTENSION REQUEST



ITE TRIP GENERATION NUMBERS: TOWNHOME USE 24 HR TRIP GENERATIONS (WEEKDAYS): 375 WEEKDAY AM PEAK HOUR: 28 WEEKDAY PM PEAK HOUR: 35

24 HR TRIP GENERATIONS (SATURDAY): 363

24 HR TRIP GENERATIONS (SUNDAY): 310

PEAK HOUR: 31

PEAK HOUR: 29

CO. LIC # : C-0343 THOMPSON and ASSOCIATES, P.A.

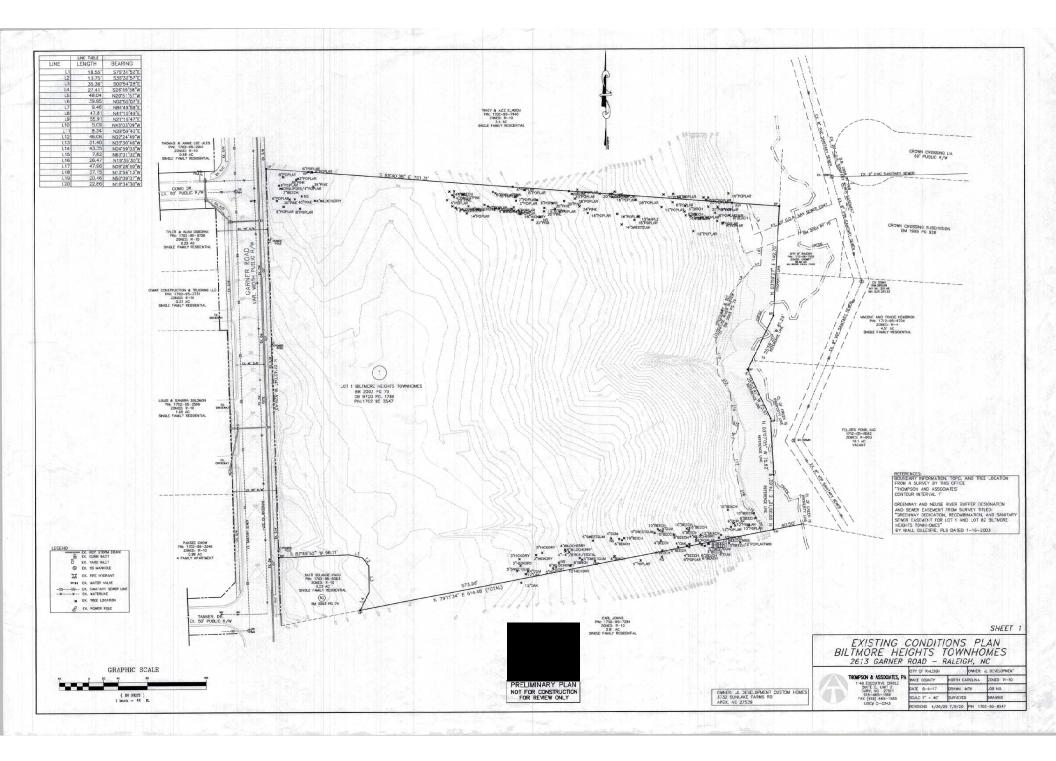
1149 EXECUTIVE ORGIE SUITE D UNIT 2 CARY, NC 27511 TEL. 919 465-1566 FAX 919 465-1585

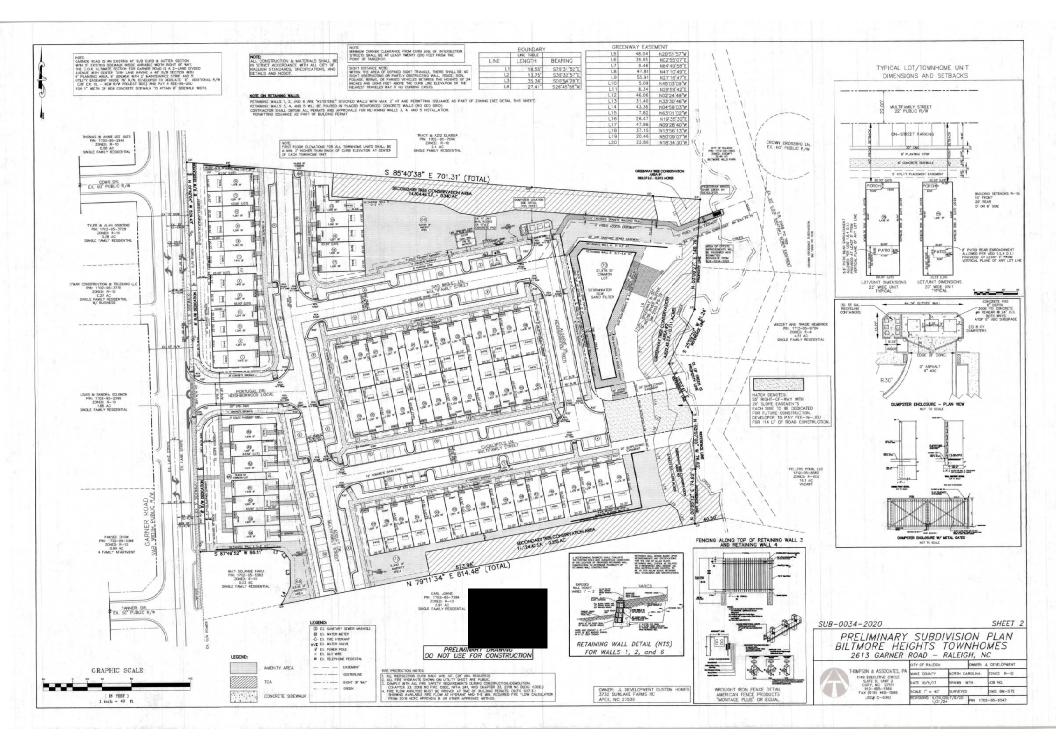


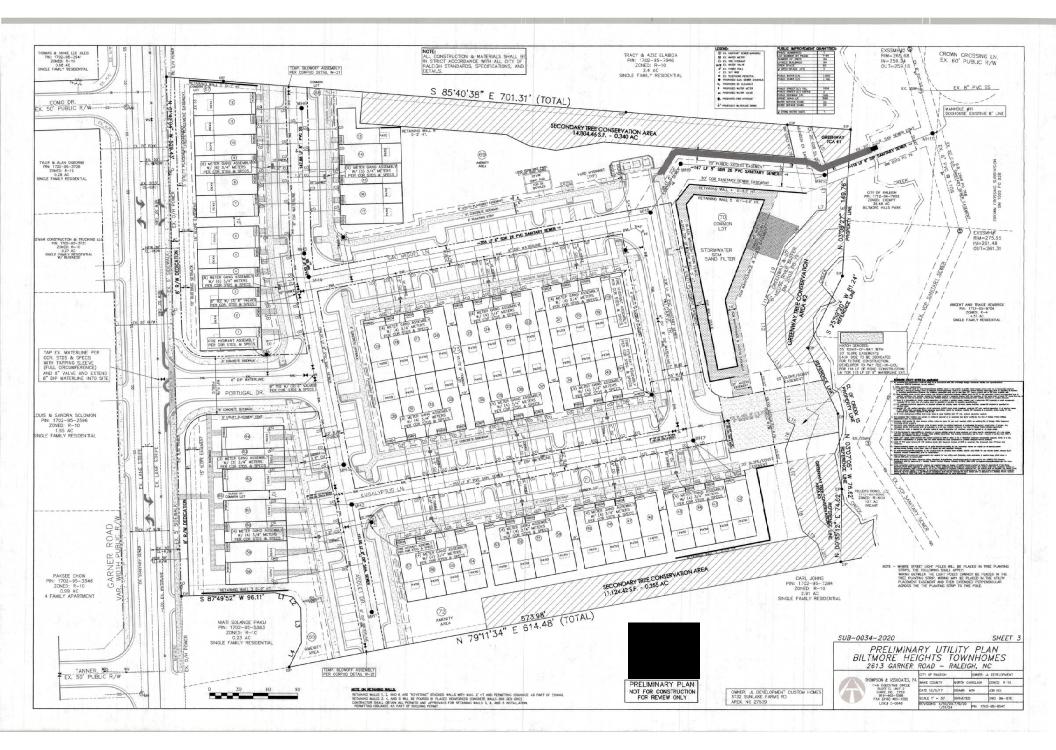
PRELIMINARY DRAWING FOR REVIEW ONLY

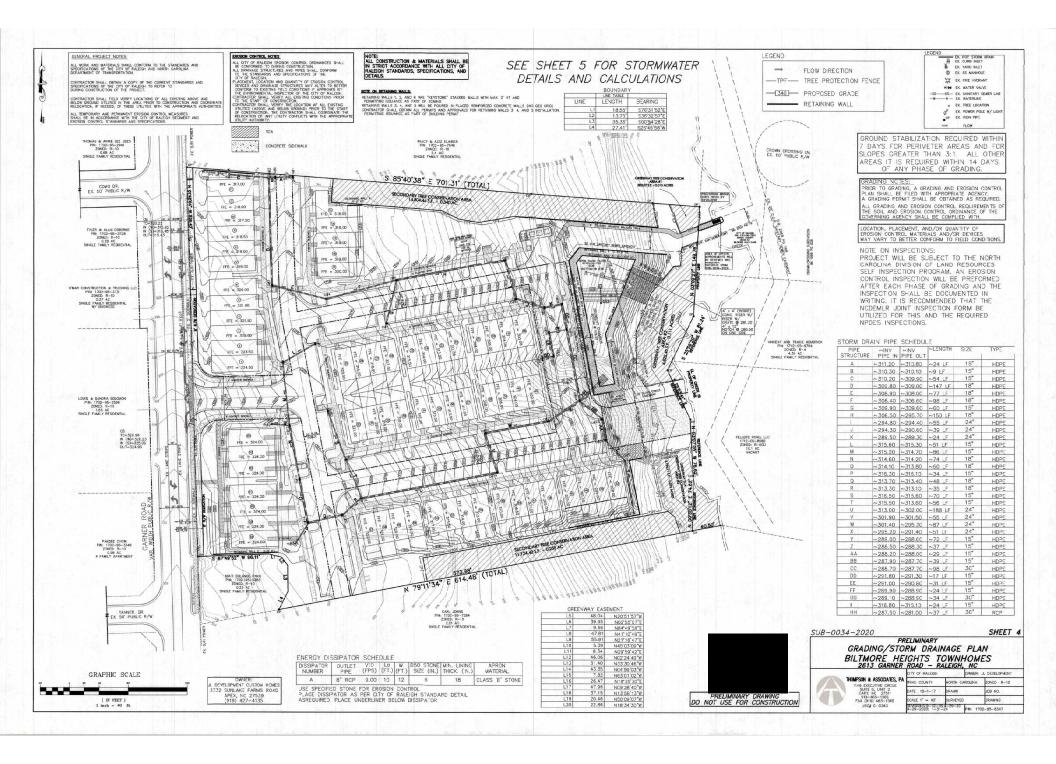
JI DEVELOPMENT CUSTON HOMES 3732 SUNLAKE FARMS RD. APEX. NC 27539

SITE DATA: OWNER: JL DEVELOPMENT CUSTOM HOMES 37.32 SUNLAKE FARMS RD REID: 0009254 SITE ADDRESS: 2613 GARNER ROAD BM-2003 PG 79 DB 009720 PG 01786 TOTAL TRACT SIZE: 8.04 AC 350,358 SF 8' R/W DEDICTAION SARNER RD, 5,362 SF NET TRACT SIZE: 344,986 SF 7.92 AC EXISTING USE: VACANT PROPOSED USE: 64 SINGLE FAMILY TOWNHOMES (CONVENTIONAL DEVELOPMENT) ALL 64 UNITS TO BE THREE BEDROOM PROPOSED CENSITY: 64 UNITS/7.92 AC = 8.08 UNITS/AC. ALLOWABLE DENSITY (R10): 10 UNITS PER AC LOT INFORMATION
NUMBER OF TOWNHOME LOTS: 64
ARFA IN TOWNHOME LOTS: 85.014 SF 1.95 AC AMEN'TY AREA REQUIRED: 10% NET TRACT S7E = .1  $\times$  344,996 SF = 34,500 SF 0.792 AC PROPOSED AMEN'TY AREA: 36,274 SF 0.833 AC 10.51% ALBERTY AREA - LOTS 64, 96 AMD 72 TOTAL PROPOSED IMPERIOUS SURFACE AREA: 158,693 SF 3.64 AC TOTAL PROPOSED IMPERIOUS SURFACE PERCENTAGE: 158,693/355,536 = 44.26% SPACES REQUIRED: 3 SEDROOM JINTS: 2 SPACES PER UNIT (MULTI-UNIT LIVING) IDTAL PROPOSED PARKING: 166 SPACES MADMUM ALLOWABLE PARKING: 192 BEDROOMS x 3 = 576 SPACES PROPOSED PARKING IS 129.58% OF REQUIRED AND LESS THAN MAXIMUM ALLI REQUIRED 27.4 (1/7 BEDROOMS = 192/7) PROPOSED: 28 CHILDRENS MAD SECONDATIONS OF THE ABOVE AND BELOW GROUND LOCATION OF ALL DISTING VIRTUES PROPE TO THE STAFF OF CONSTRUCTION, NO TRUTHS A THE ABOVE AND BELOW GROUND LOCATION, NO TRUTHS WITH THE APPROPRIATE THIRTY COMPARISON AND A MAJORISM THE ABOVE AND A MAJORISM THE THE ABOVE AND A MAJORISM THE THE ABOVE AND A MAJORISM THE ABOVE AND A MAJORISM









GENERAL PROJECT NOTES: ALL WORK AND MATERIALS SHALL CONFORM TO THE STANDARDS AND SPECIFICATIONS OF THE CITY OF RALEIGH AND NORTH CAROLINA DEPARTMENT OF TRANSPORTATION CONTRACTOR SHALL OBTAIN A COPY OF THE CURRENT STANDARDS AND SPECIFICATIONS OF THE CITY OF RALEIGH TO REFER TO DURING CONSTRUCTION OF THE PROJECT.

ALL TEMPORARY AND PERMANENT EROSION CONTROL MEASURES SHALL BE IN ACCORDANCE WITH THE CITY OF RALEIGH SEDIMENT AND

30' COR SANITAR SEWER PASE

278.5

BOTTOM D 27

SPOT ELEVATIONS

DITY OF RALEIGH EROSION CONTROL ORDINANCES SHALL CONFORMED TO DURING CONSTRUCTION. SHAULD CONFORM THE STAUDARDS AND SPECIFICATIONS OF THE THROADOS AND SPECIFICATIONS OF THE

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DIE: L CONSTRUCTION & MATERIALS SHALL B STRICT ACCORDANCE WITH ALL CITY OF LEIGH STANDARDS, SPECIFICATIONS, AND

# SEE SHEET 4 FOR STORMWATER

# PLAN AND GRADING

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DE SPANS SEVEZE ANE PACIDA MONTE DE ESCURPE PACINGIA GEPTIA.

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MON E SOM VINIA DE PROPENSIÓN ESTA SOM CAS REQUIREMENTS

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# TREATMENT VOLUME SIZING — SCM WET POND #1: WET POND AREA TREATS & STORES 1" OF RUNGET FROM THE DRAINAGE AREA. TREATMENT VOLUME FOR SCM #1 USING THE SIMPLE METHOD:

1. POST RUN-OFF FROM STE AND OFFSTE INTO SOM:
IMPERVOUS AREA = 3.64 AC.
PERVOUS AREA = 2.86 AC.
2. REQUIRED VOLUME OF RUNCET FROM
FRST 1 RUNOFF FROM ON STE CRUNAGE AREA AS PER INCERN SCM MANUA.

V required = 3.630 x 1" x 0.554 x 8.04 ac. V required = 16,168.60 af

4. FOR SAND FILTER — REQUIRED TO STORE 75% OF VOLUME REQUIREMENT 15,168,60 of x 0.75 = 12,126,45 of (WATER QUALITY TREATMENT VOLUME)

3. Total V provided between Elev. 278.00 and 280.20 = 13.143 cf

#### FLOW THRU SAND MEDIA CALCULATIONS FOR SAND FILTER SCM 1:

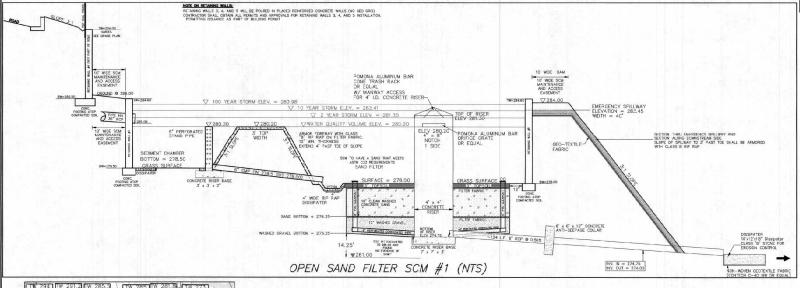
Flowrate through soil (Darcy's Law):  $Q = (2.3e^{-5}) \times K \times A \times \Delta H / \Delta L$ 

where: K = hydraulic conductivity for sand

= 2 "/hr A = 3,440.5 sf

 $\Delta H = 4.80'$  (Q2) & 6.91' (Q10) Height of water  $\Delta L = 1.5$ ' Thickness of sanc

Q2 = 0.50 cfs (outflow thru sand media) Q10 = 0.73 cfs (outflow thru sand media)



### PRE RUNOFF CALCULATIONS

NEED TO DETERMINE THE PRE-DEVELOPMENT CONDITIONS FOR THE 2 AND 10 YEAR 24 HOUR STORM RUNGEF AMOUNT.

THESE CONDITIONS MUST BE DETERMINED IN THE CURRENT PRE-DEVELOPMENT STATE. THE RESULTS OF THESE PRE-DEVELOPMENT CONDITIONS SHALL NOT BE INCREASED IN THE POST-DEVELOPMENT CONDITION. THE SCS METHOD IS TO BE USED FOR ALL STORM EVENTS.

RAINFALL AMOUNTS: 1 YR 24 HR = 2.83" 2 YR 24 HR = 3.60" 10 YR 24 HR = 5.28" 100 YR 24 HR = 8.00"

PRE DEVELOPMENT PEAK RUNOFF RATE WAS CALCULATED USING THE DOS METHOD, WEIGHTED ON VALUES

### PRE RUNOFF CURVE NUMBER (CN):

SOL GROUP	CCVER DESCRIPTION	CN
CECIL, B	FAIR WOCDS	60
CECIL, B	PAVEMENT	98

### TOTAL DRAINAGE AREA:

AY TREE CONSERVATION AREA #2 ISSF-0111 ACRES

4,822.45

- RETAINING WALLS 4 & 5

not to scale

8.04 ACRES (FROM SITE) THRU SITE = 8.04 ACRES

### TIME OF CONCENTRATION (Tc):

USING TR55 TC COMPUTION METHOD
USED A MIN. OF 5 MIN TO FOR ALL CA\_CULATIONS

### SEE SHEET 6 FOR ADDITIONAL PRE-DEVELOPMENT RUNOFF INFORMATION

PRE PEAK DISCHARGES:	227EFAR	10 YEAR	To (MIN)
HYDRAFLOW - DA1	Qp = 0.33 CFS	Qp = 1.12 CFS	36.60
HYDRAFLOW - DA2	Qp = 1.62 CFS	Qp = 5.54 CFS	37.10
TOTALS	Qp = 1.95 CFS	Qp = 6.66 CFS	

# 9-YEAR | 10 YEAR

TOTAL RUNGEF FROM SITE - POST DEVELOPMENT WITHOUT ROUTING THRU WET POND SOM	18.73	34.70	
TOTAL RUNOFF FROM SITE - POST DEVELOPMENT NOT GOING TO SOM SAND FILTER	0.37		
RUNOFF FROM SITE - POST DEVELOPMENT FLOW ROUTED THRU SOM SAND FILTER	1.03	2.96	
RUNOFF FROM SITE - POST CEVELOPVENT FLOW THRU SON SAND FILTER MEDIA	0.50	0.73 4,96	
TOTAL RUNOFF FROM SITE - POST DEVELOPMENT ROUTED THRU SCM+BYPASS OFFSITE+THRU MEDIA	1.90		
TARGET RUNOFF FROM SITE (PRE-DEV RATE)	1.95	6.66	

PRE RUNDEF CALCULATIONS - THRU SITE

### POST RUNOFF CALCULATIONS - THRU SITE

See Post-Development Droloage Sheet 7 for calculation or total post-terelopment Tor calculation on total post-ceretorner Prepared Impervious: 2.64 cc. Existing & Proposed Pervious: 4.49 cc. Jang SCS Methad with On Footos: CN = ISB for Impervious: CN = ISB for Impervious: CN = ISB for pervious: Quest

Q<sub>10/cost</sub> = 34.70 c/s Post development runo'll roles for 2 year and 10 year exceeds pre-development conditions. REFENTION MEASURES REQUIRED

# POST RUNOFF CALCULATIONS W/ ROUTING THRU SCM OPEN SAND FILTER

1. POST RUN-OFF NOT TO A CONTROLLED FOINT (DIRECTLY OFFSITE):

Using the SCS Method:
DAI (SEE SHEET 7)
CN = SEE SHEET 7)
CN = SEE SHEET 7

repair his risk (Link NOT TO 50M)
POST RIM-ST TO A CONTROLLED FORM (SAND FILTRE)
UNIT 5.503 Methods (Sand Fine Controlled Fine RATES ARE GREATER THAN PRE-DEVELOPMENT RATES ROUTING INFLOW THRU SAND FLIER TO DETAIN VOLUME AND LESSEN GUIFLOW

NAC ALLOWAGES RELEAST RATE FROM SITES 2 YEAR 1.95 CFS 10 YEAR 6.66 CFS

TO YEAR 666 675
2 "EAR STORM GOODENS WITH MAX. ALDWARLE RELEASE OF 1.85 cfs
4. ROUTING OF SCM. SAND FILTER
Queet 1.03 cfs (OUTFLOW FROM ROUTING)
Queet 2.95 cfs (OUTFLOW FROM ROUTING)

OUTFLOW THRU SAND MEDIA POST DEVELOPMENT

 $Q_{\rm Spect}=0.37$  efs + 1.03 ots + 0.50 ots = 1.90 ofs (< 1.95 ots)  $Q_{\rm Quad}=1.27$  efs + 2.96 ots + 0.73 ots - 4.96 ots (< 6.66 ots) TOTAL OUTFLOWS ARE LESS THAN PRE-DEVELOPMENT RATES => SITE IS IN COMPUNICE

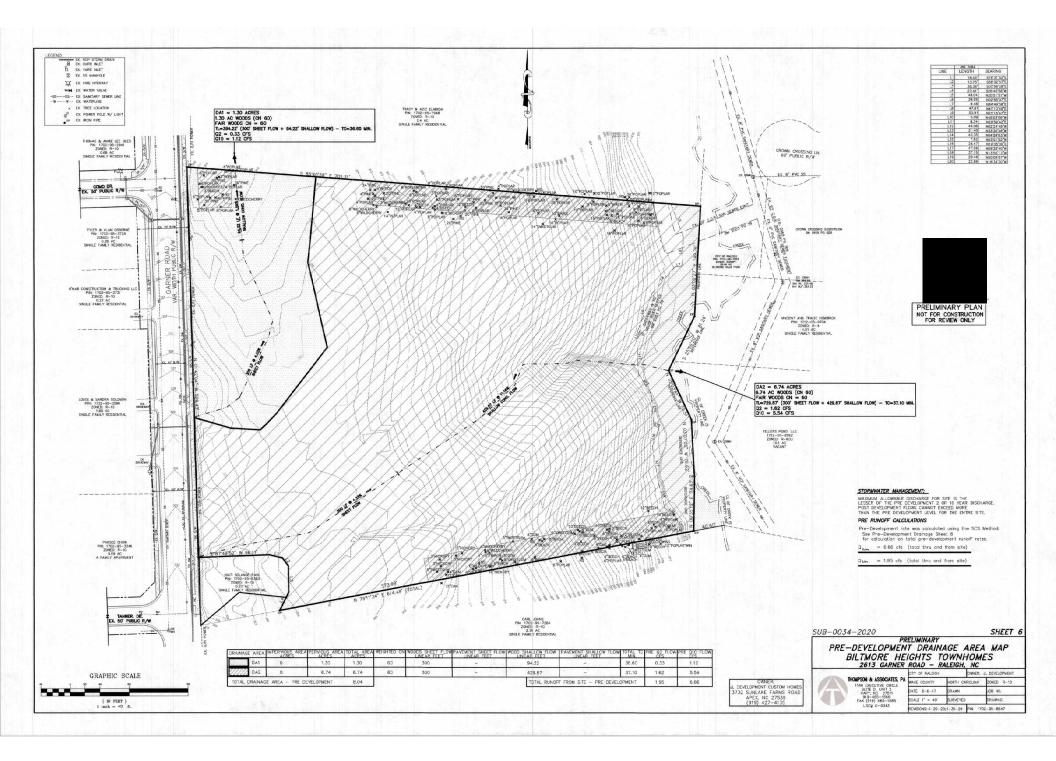


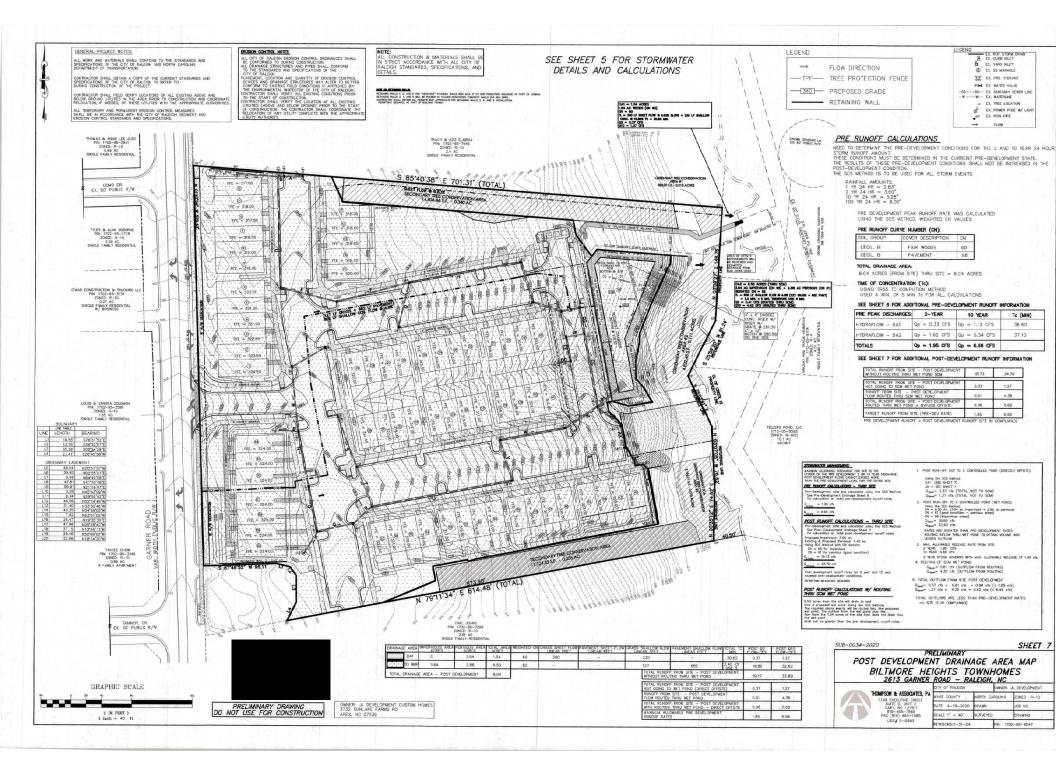
OWNER: DEVELOPMENT, CUSTOM HOMES 1732 SUNLAKE FARMS ROAD APEX, NC 27539 (919) 427-4:35

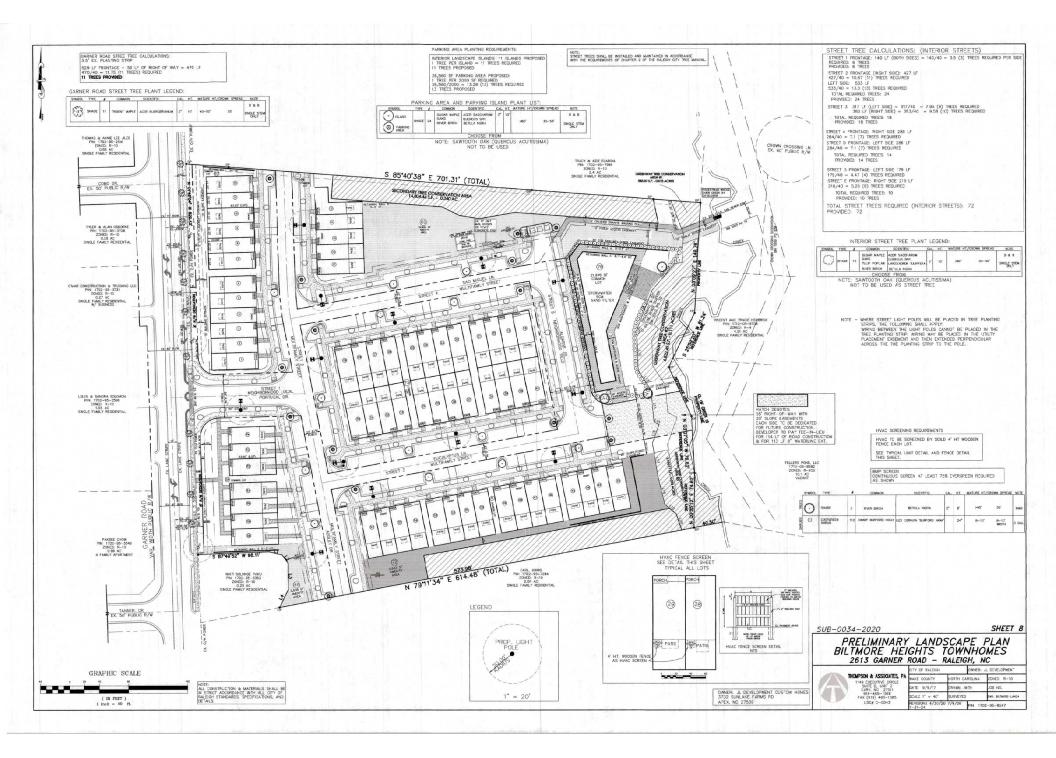
SUB-0034-2020 SHEET 5 PREI IMINARY STORMWATER PLAN AND DETAILS BILTMORE HEIGHTS TOWNHOMES 2613 GARNER ROAD - RALEIGH, NC

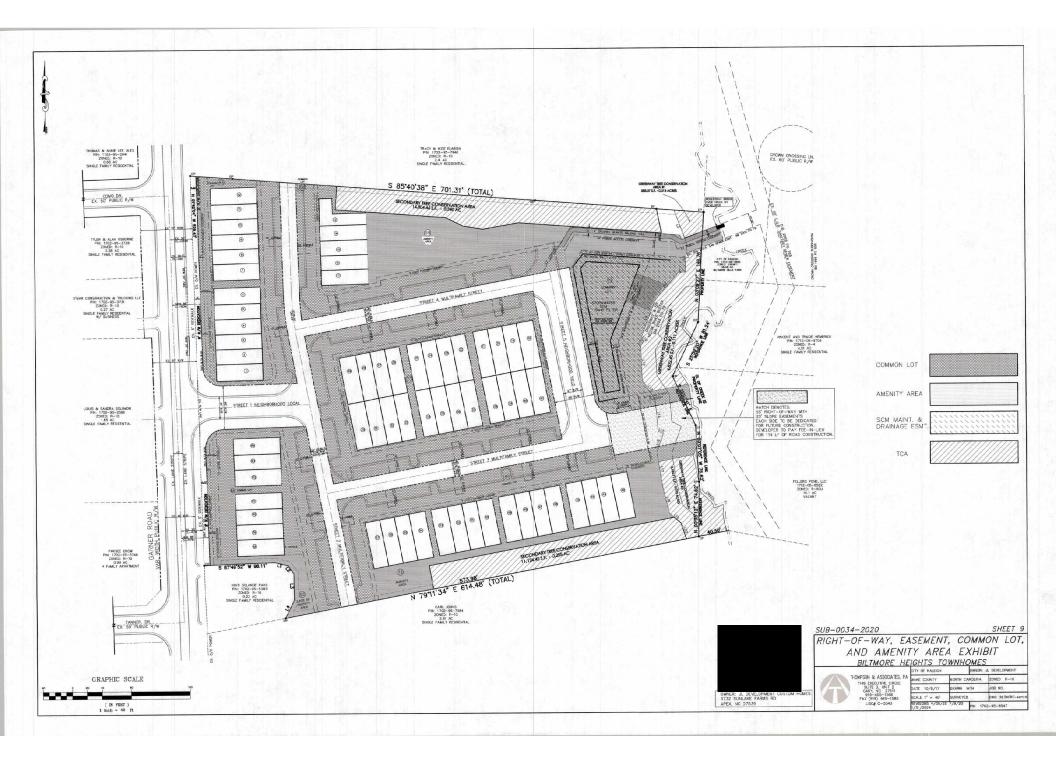


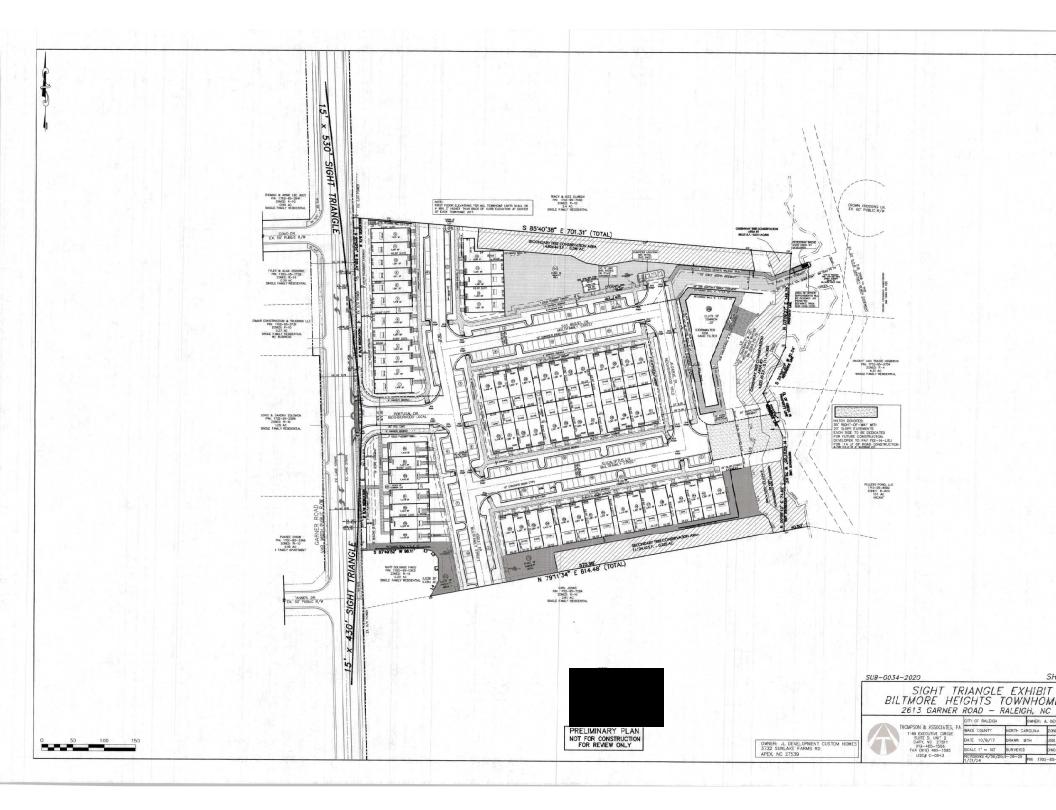
OWNER: JL DEVELOPMENT		
R-10		
17		

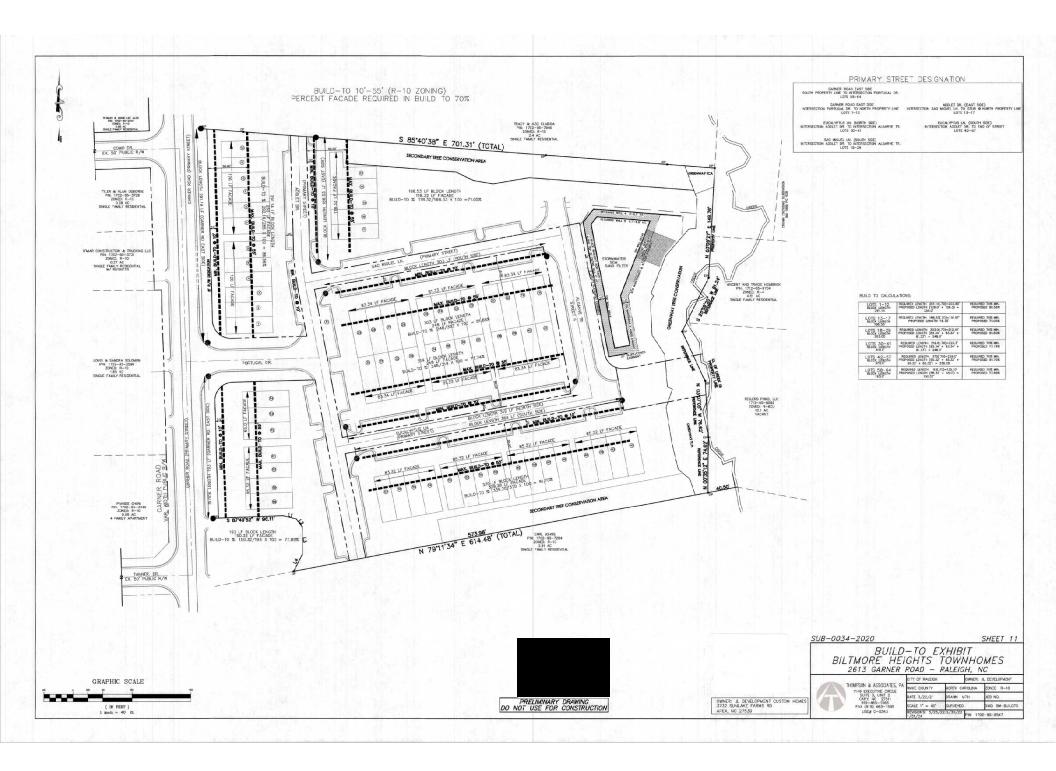


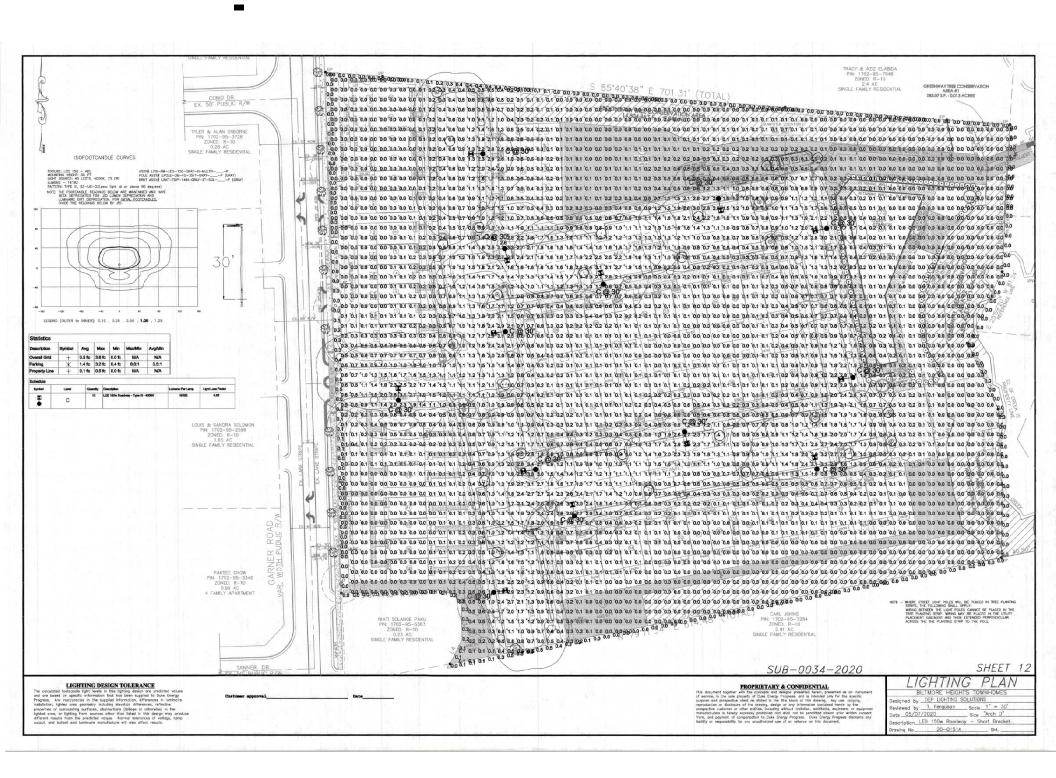


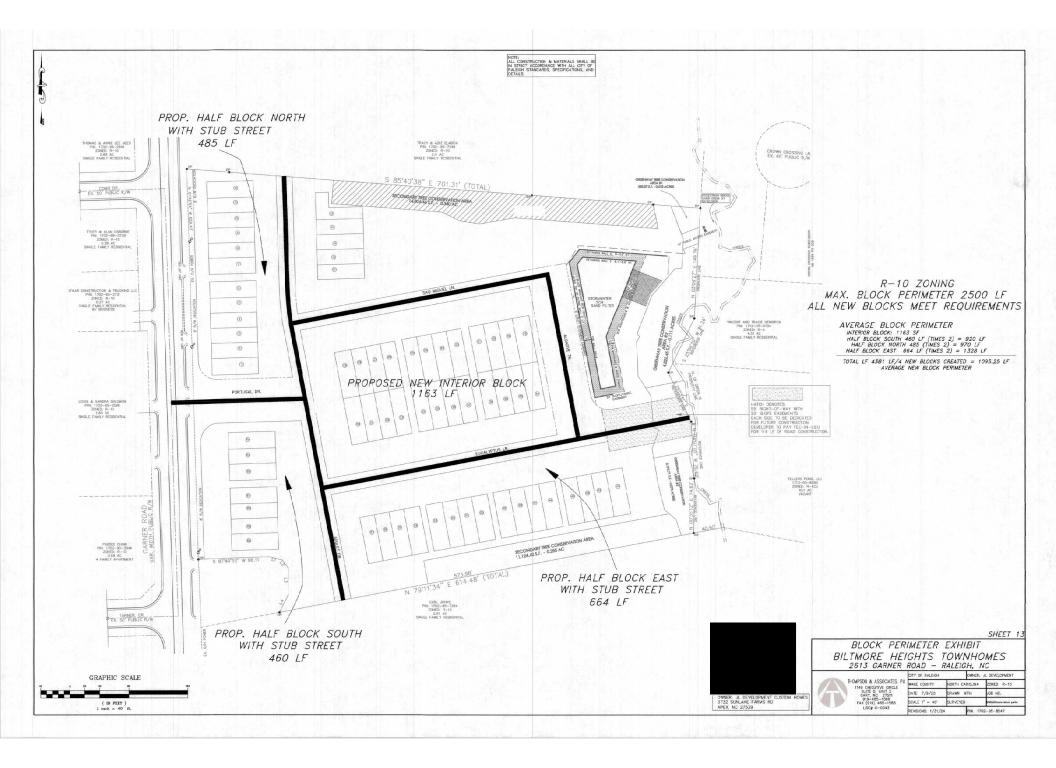


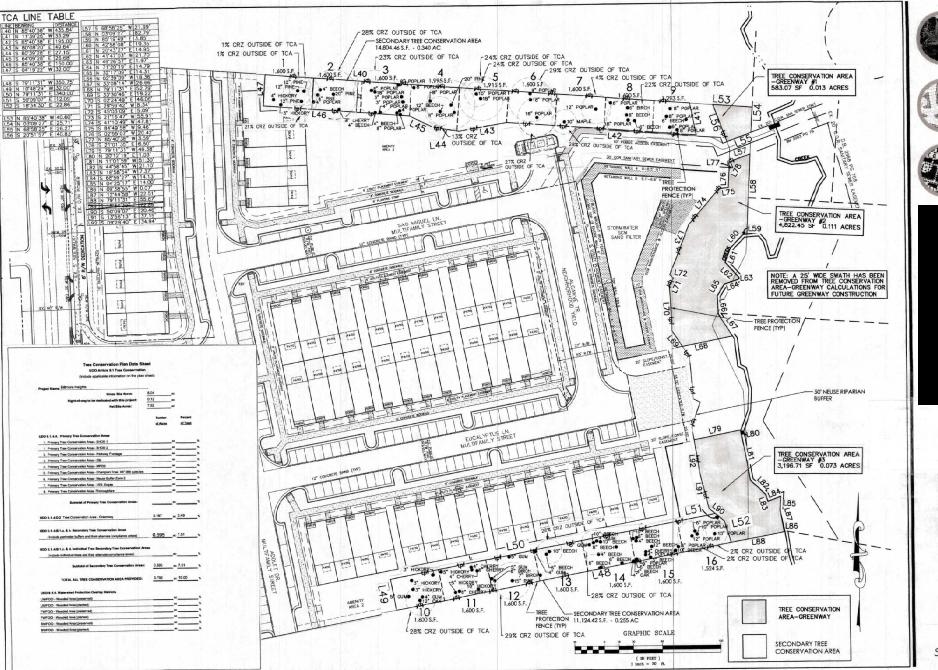




















TREE CONSERVATION PLAN BILTMORE HEIGHTS GARHER ROAD RALEGIL NO

DRAWN BY: PROJECT # 16136

SHEET TCA 1