

Case File / Name: SUB-0062-2023
DSLC - OLDE BIRCH TOWNHOMES

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

LOCATION: This 10.38 acre site is mostly zoned R-10 CU (TCZ-26-22) with a very small portion

zoned NX-3-CU and is located on the east side of Olde Birch Drive just north of the

intersection of Olde Birch and Slippery Elm Drive at 3300 Olde Birch Drive.

REQUEST: This is a townhome subdivision consisting of 80 residential lots and two

HOA/Common lots for a total of 82 lots.

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 April 11, 2024 by RDU

Consulting, 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:

Public Utilities

1. A Downstream Sewer Capacity Study in compliance with the City of Raleigh Public Utilities Department Handbook shall be submitted by the Project Engineer for review and approval.

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. A stormwater control plan with a stormwater operations and maintenance manual and budget shall be approved (UDO 9.2).
- 4. A nitrogen offset payment must be made to a qualifying mitigation bank (UDO 9.2.2.B).

Urban Forestry

- 5. Tree protection fence must be inspected by Urban Forestry staff prior to the issuance of a grading permit.
- 6. 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).



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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.

☑	Stormwater Maintenance Covenant Required
Ø	Right of Way Deed of Easement Required

V	Public Access Deed of Easement Required
V	Utility Placement Deed of Easement 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

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

Engineering

- 3. A 5' utility placement easement deed of easement, in addition to a plat showing the location of the easement, shall be submitted to the Planning and Development Services Department for review, and if acceptable, approved for recordation. Approved plats must be recorded at the Wake County Register of Deeds Office on or before the 14th day following approval by the City. The 14-day expiration date shall be clearly indicated on the plat. By the end of the next business day following recordation of the plat, all required legal instruments (including deeds of easement) shall be recorded, and recorded copies of the plat and all legal instruments required by the City in association with development approval shall be provided to the City. (Reference: UDO 8.1.7.A; 10.2.5.F.4.d)
- 4. 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.



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- 5. A public street right-of-way deed of easement, in addition to a plat showing the location of the easement, shall be submitted to the Planning and Development Services Department for review, and if acceptable, approved for recordation. Approved plats must be recorded at the Wake County Register of Deeds Office on or before the 14th day following approval by the City. The 14-day expiration date shall be clearly indicated on the plat. By the end of the next business day following recordation of the plat, all required legal instruments (including deeds of easement) shall be recorded, and recorded copies of the plat and all legal instruments required by the City in association with development approval shall be provided to the City. (Reference: UDO 8.1.7.A; 10.2.5.F.4.d)
- 6. A public access deed of easement, in addition to a plat showing the location of the easement, shall be submitted to the Planning and Development Services Department for review, and if acceptable, approved for recordation. Approved plats must be recorded at the Wake County Register of Deeds Office on or before the 14th day following approval by the City. The 14-day expiration date shall be clearly indicated on the plat. By the end of the next business day following recordation of the plat, all required legal instruments (including deeds of easement) shall be recorded, and recorded copies of the plat and all legal instruments required by the City in association with development approval shall be provided to the City. (Reference: UDO 8.1.7.A; 10.2.5.F.4.d)

Public Utilities

7. Site Permit Review plans (SPR) must be approved by the City of Raleigh Public Utilities Department for all public water, public sewer and/or private sewer extensions.

Stormwater

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

Urban Forestry

- 12. A tree conservation plat shall be recorded with metes and bounds showing the designated tree conservation areas (UDO 9.1). This development proposes 1.03 acres of tree conservation area.
- 13. A public infrastructure surety for 48 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.



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☑ <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:

Public Utilities

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

Urban Forestry

2. Tree impact permits must be obtained for the approved streetscape tree installations in the rights-of-way. This development proposes 22 street trees along Olde Birch Drive and 26 street trees along Silver Bark Lane for a total of 48 street trees.

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

General

- 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. As-built drawings and associated forms for all Stormwater devices are accepted by the Engineering Services Department (UDO 9.2.2.D.3).
- 3. Final inspections of tree conservation areas and rights-of-way street trees by Urban Forestry Staff

Stormwater

4. As-built impervious survey is accepted by the Engineering Services Department (UDO 9.2).

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: April 24, 2027

Record at least ½ of the land area approved.

5-Year Sunset Date: April 24, 2029

Record entire subdivision.



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www.raleighnc.gov

I hereby certify this administrative decision	l.			
Signed:	Just late	Date:	04/24/2024	
Development Se	ervices Øir/Designee	_		_
Staff Coordinator: Michael Walters				



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	SITE DATA
PROPERTY OWNER/DEVELOPER:	CONCEPT 8 HOLDINGS, LLC 307 S. SALEM ST. SUITE 200 APEX, NC 27502
SITE ADDRESS:	3300 OLDE BIRCH DRIVE
GROSS SITE AREA:	10.38 AC/452,274 SF
RIGHT-OF-WAY DEDICATION:	OLD BIRCH DRIVE: 0.04 AC/1,897 SF NEW PUBLIC STREET: 0.72 AC/31,150 SF TOTAL DEDICATION: 0.76 AC/33,047 SF
NET SITE AREA:	9.62 AC/419,227 SF
SITE DENSITY:	419,227 / 80 UNITS = 5,240 SF/UNIT (3,000 SF/UNIT MINIMUM)
WAKE COUNTY PIN #:	1712857919
ZONING DISTRICT:	R-10-CU
EXISTING USE:	VACANT
PROPOSED USE:	SUBDIVISION - MULTI-FAMILY TOWNHOME BUILDING TYPE
STREET CLASSIFICATION:	OLDE BIRCH DRIVE - NEIGHBORHOOD STREET NEW PUBLIC STREET - NEIGHBORHOOD LOCAL
EXISTING STREETSCAPE:	OLDE BIRCH -9.5' TREE LAWN NO SIDEWALK
PROPOSED STREETSCAPE:	OLDE BIRCH NEW NEIGHBORHOOD LOCAL 6° TREE LAWN 6° SIDEWALK 6° SIDEWALK
AMENITY AREA REQUIRED:	TOTAL: 41,923 SF (10%) PEDESTRIAN ACCESSIBLE AMENITY AREA: 20,962 SF (5%)
PROVIDED:	TOTAL: 66,790 SF (15.9%) PEDESTRIAN ACCESSIBLE AMENITY AREA: 20,962 SF (5%)
PROVIDED PARKING:	10 SPACES INCLUDING 1 VAN HANDICAP ACCESSIBLE SPACES
REQUIRED TCA:	9.62 AC X 10% = 0.962 AC
PROVIDED TCA:	1.03 AC (10.68%)

UDO SEC. 2.2.7 RESIDENTIAL INFILL

THE PROPOSED DEVELOPMENT IS NOT SUBJECT TO RESIDENTIAL INFILL STANDARDS IN ACCORDANCE WITH UDO SEC. 2.2.7. NO COMPARATIVE SAMPLE EXISTS ALONG OLDE BIRCH DRIVE

IN ACCORDANCE WITH LODG 8.5.5 D. GROSS ACCESS REQUIREMENTS ARE NOT APPLICABLE TO THE PROPOSED DEVELOPMENT DUE TO THE PRESENCE OF ARE XESTING DETACHED BUILDING TYPE TO THE SOUTH, A PLACE OF WORSHIP TO THE CAST, AND STEEP SLOPES & OPEN SPACE TO THE NORTH-CROSS ACCESS TO THE SOUTH-ATT IS BEIND PROVIDED BY DETICLATION OF PUBLIC RIGHT-OF-WAY

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CE-1.0	BOUNDARY AND TOPOGRAPHIC SURVEY
CE-2.0	SUBDIVISION PLAN
CE-2.1	LAYOUT PLAN
CE-2.2	SOLID WASTE PLAN
CE-2.3	SIGHT DISTANCE EXHIBIT
CE-2.4	FIRE ACCESS EXHIBIT
CE-3.0	UTILITY PLAN
CE-4.0	GRADING AND DRAINAGE PLAN
CE-4.1	STORMWATER MANAGEMENT PLAN - SCM 1
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LA-1	LANDSCAPE PLAN
TCA-1.0	TREE CONSERVATION PLAN
TCA-1.1	TREE CONSERVATION DETAILS

OLDE BIRCH TOWNHOMES

PRELIMINARY SUBDIVISION SUB-0062-2023 RALEIGH, NORTH CAROLINA

NOVEMBER 03, 2023 REVISED FEBRUARY 1, 2024 REVISED MARCH 11, 2024 REVISED APRIL 11, 2024

TCZ-26-22 - 3300 OLDE BIRCH DRIVE ZONING CONDITIONS

OF	RDINANCE NO. (2022) 430 ZC 846	EEEECTIVE 10/23/2022
4.	TCZ-26-22 - 3300 OLDE BIRCH DRIVE, LOCATED ON THE	,
1. 2. 3.	STORMMATER RUNOFF FROM THE SITE SHALL COMPLY USES SHALL BE LIMITED TO LIFE CARE COMMUNITY, CO RESIDENTIAL-10 ZONING REQUIREMENTS, OR SINGLE F, PUTURE SUBDIVISION PLANS WILL SHOW A PUBLIC STRITTLE PROPOSED NEIGHBORHOOD BUSINESS CUD TRACT TRACT (PIN 17284768) TO THE SOUTH.	
THI	IENDED CONDITIONS DATED: MARCH 25, 2022 E TEXT CHANGE TO ZONING CONDITIONS WOULD REMOVILLOWING CONDITIONS:	E ALL CONDITIONS FROM REZONING CASE Z-71-97, AND REPLACE WITH THE
1.	DWELLING UNITS IN THE SAME BUILDING MUST BE SEPA	LLING UNITS THAT ARE SEPARATED BY A HORIZONTAL PARTY, MEANING THA RATED BY A VERTICAL PARTY WALL. THIS SHALL NOT PROHIBIT A DWELLING

DEVELOPER:

CONCEPT 8 HOLDINGS, LLC

307 S. Salem St. Suite 200 Apex, NC 27502 919-601-5078 shawn@concepteight.com

CIVIL ENGINEER:

NC LICENSE P-2425 PHONE: 252-908-5722 EMAIL: LEWIS@RDUCONSULTING.COM P.O. BOX 418 CLAYTON, NC 27528

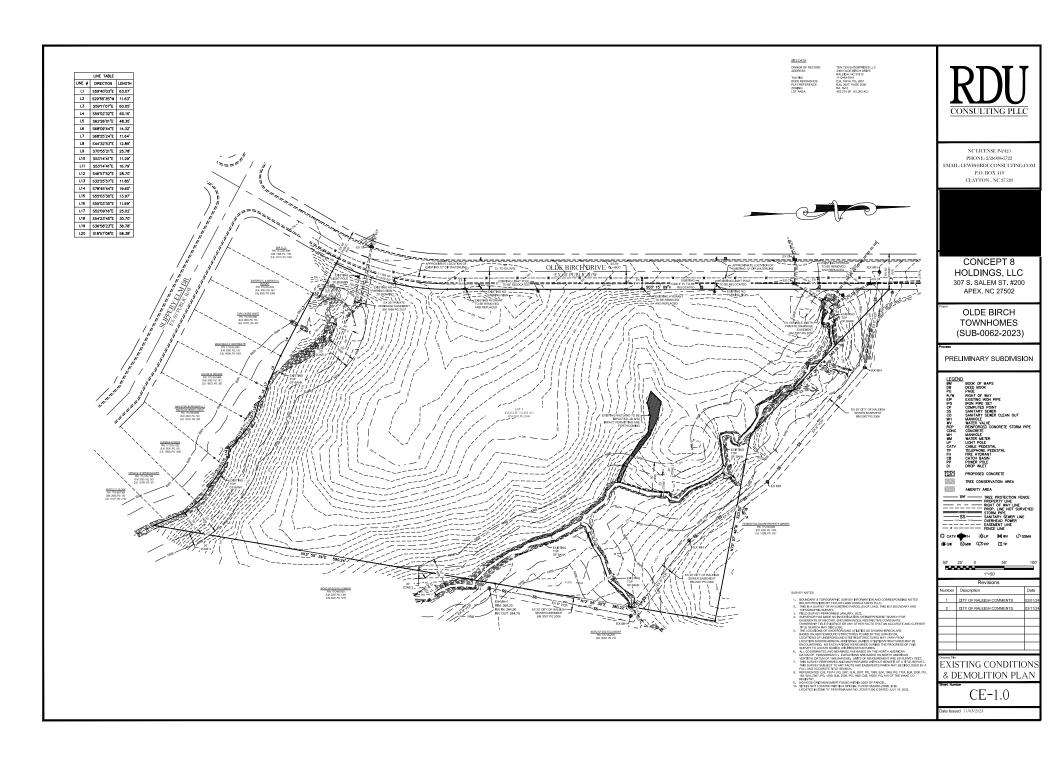
Preliminary Subdivision Application

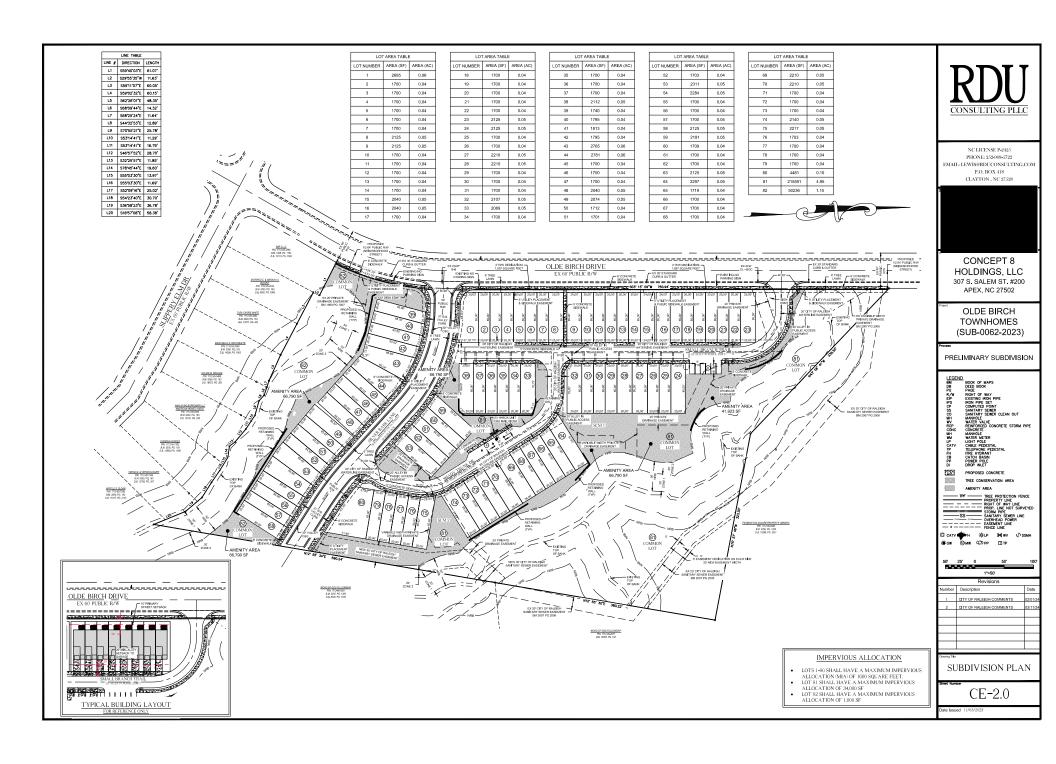
	DE	VELOPMENT C	PTIONS (UDO	Chapter 2)	
✓ Convention	nal Subdivision	Compac	t Development		Conserva	ation Development
Cottage	Court		Flag lot		Frequent Transit Development Option	
NOTE: Subdivisions	may require City C	Council approval	if located in a F	Vistoric Ov	arlay District.	
		GENERAL	INFORMATIO	N		
Scoping/sketch plan						
Development name ()			Townhomes			
Property Address(es)	3300 Olde Bire	ch Rd				
Recorded Deed PIN()	s): 1712857919					
Building type(s):	Detached H	ouse Atta	ched House	Town	house	Apartment
General Building	Mixed Use E	building Civi	c Building	Open	Lot	Tiny House
	URRENT PROPE	RTY OWNER/A	PPLICANT/DE	VELOPER	INFORMAT	TON
Current Property Ow	ner(s) Names:					
Company MOTARA	RTHY PROPER	RTIES LLC	Title: Auth	orized Si	gnatory	
sompany. MOTHER						
Address: 105 CASH						
	WELL DR	Email:				
Address: 105 CASH	WELL DR		an apply" in in	structions	ı)ı	
Address: 105 CASH Phone #: 919-394-20	WELL DR 008 ifferent from own	er. See "who c				ssement holder
Address: 105 CASH Phone #: 919-394-20 Applicant Name (If di	WELL DR 008 Ifferent from own	er. See "who c		uthorized		ssement holder
Address: 105 CASH Phone #: 919-394-20 Applicant Name (If di Relationship to owner:	WELL DR 008 Ifferent from own Colorses or colorses 8 Holdings	er. See "who contract purchase Address: 3	Owner's	uthorized St. #200	agent E	ssement holder
Address: 105 CASH Phone #: 919-394-20 Applicant Name (if di Relationship to owner: Company: Concept 8	WELL DR 008 ifferent from own	er. See "who o entract purchase Address: 3 Email: sha	Owner's a 07 S. Salem wn@concept	uthorized St. #200 eight.com	agent E	
Address: 105 CASH Phone #: 919-394-26 Applicant Name (If di Relationship to owner: Company: Concept 8 Phone #: 919-601-50	WELL DR 008 Ifferent from own Lessee or co 8 Holdings 078 purchase agree	er. See "who contract purchase Address: 3 Email: sha	Owner's a 07 S. Salem wn@concept	uthorized St. #200 eight.com	agent E	
Address: 105 CASH Phone #: 919-394-21 Applicant Name (If di Relationship to owner: Company: Concept & Phone #: 919-601-50 NOTE: please attach	WELL DR 008 ifferent from own iff Lessee or cc Holdings 778 purchase agreer ames: Jason G.	er. See "who contract purchase Address: 3 Email: sha	Owner's a 07 S. Salem wn@concept	suthorized St. #200 eight.con	agent E	
Address: 105 CASH Phone #: 919-394-21 Applicant Name (if di Relationship to owner: Company: Concept & Phone #: 919-601-50 VOTE: please attach Developer Contact N	WELL DR 008 Ifferent from own V.Lessee or cc Holdings 778 purchase agree ames: Jason G. sulting, PLLC	er. See "who o entract purchase Address: 3 Email: sha ment or contract Meadows	Owner's I 07 S. Salem wn@concept t, lease or eas	suthorized St. #200 eight.con	agent E	

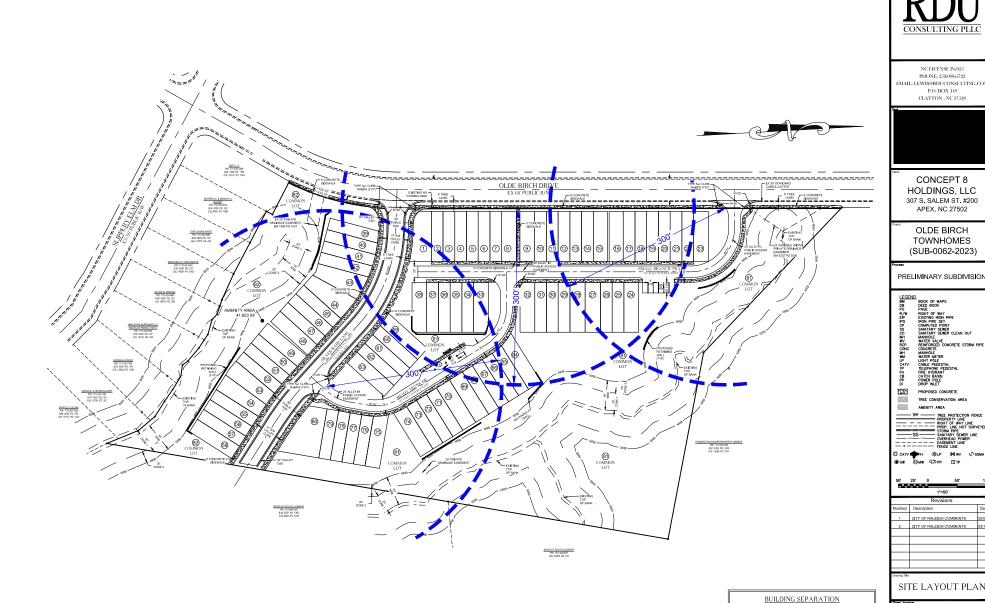
DEVEL	OPME	NT TYPE + SITE DA	TE TA	ABLE	-ZON	ING INFORMATION
iross site acreage: 10.38						
oning districts (if more the R-10	n one,	provide acreage of e	ach):			
Overlay district(s):		Inside City Limits?	VY	66	No	Historic District/Landmark: N/A ✓
Conditional Use District (CUD) Board of Adju Board Section BOA-			t Cas	e #		Design Alternate Case # DA-
		STORMWATE	R INF	ORM	ATION	ı
rperious Area on Parcel(s): Imperious Area for Compliance (includes right-of-way): Existing (sf) 0 Proposed total (sf) 42,501						
		NUMBER OF LO	OTS A	ND C	ENSIT	TY
of Detached House Lots:		# of Attached Ho	use L	ots:		# of Townhouse Lots: 80
of Tiny House Lots: # of Open Lots: 2 # of Other Lots (Apartment, General, Moved Use, Civic): Jason G.fg						
stal # of Lots: 82 Total # Dwelling Units:						
of bedroom units (if know	i): 1br	2br	3bi	_	_	4br
roposed density for each a	oning	district (UDO 1.5.2.F)	419	227	SF (N	IET) / 80 Units = 5,240 SF/Unit

HORIZONTAL DATUM: NAD83 VERTICAL DATUM: NAVD81











NC LICENSE P-2425 PHONE: 252-908-5722 EMAIL: LEWIS@RDUCONSULTING.COM P.O. BOX 418 CLAYTON, NC 27528

> CONCEPT 8 HOLDINGS, LLC 307 S. SALEM ST. #200 APEX, NC 27502

OLDE BIRCH **TOWNHOMES** (SUB-0062-2023)

PRELIMINARY SUBDIVISION

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TH PROPOSED CONCRETE TREE CONSERVATION AREA

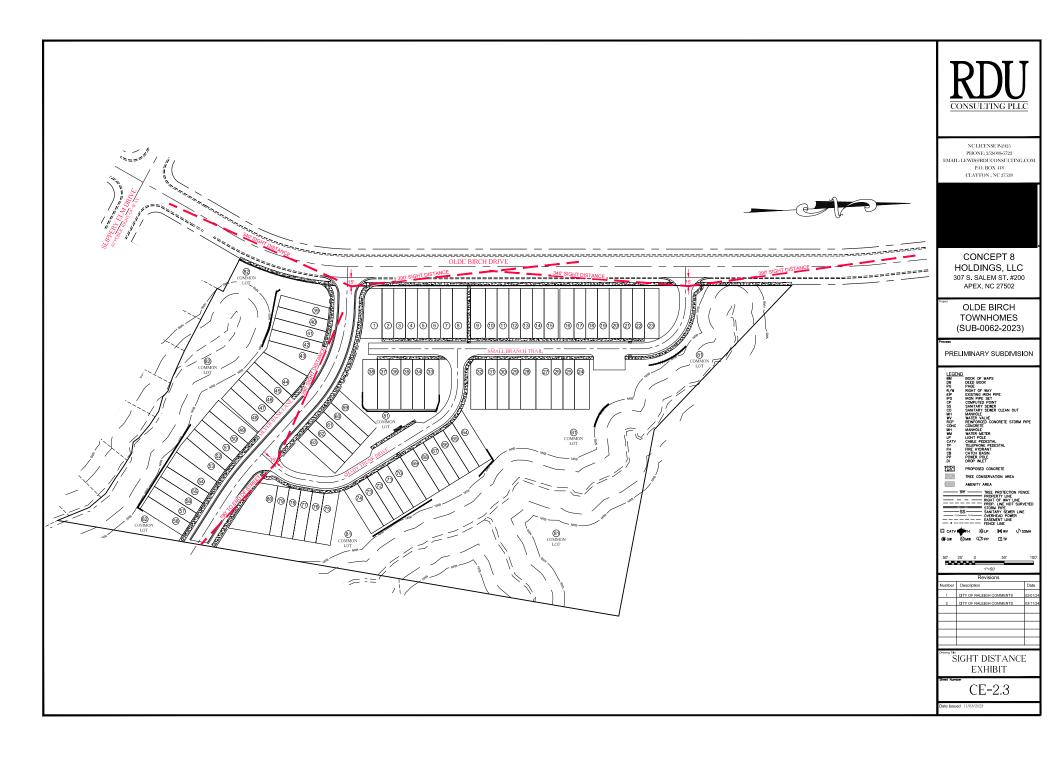
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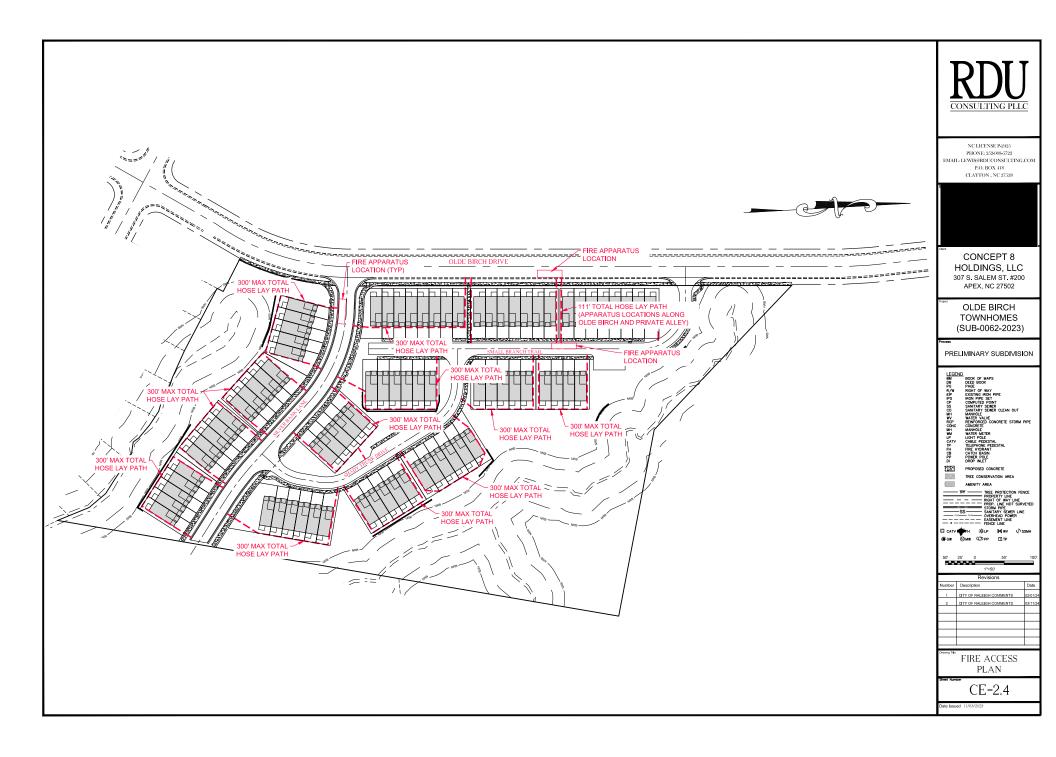
SITE LAYOUT PLAN

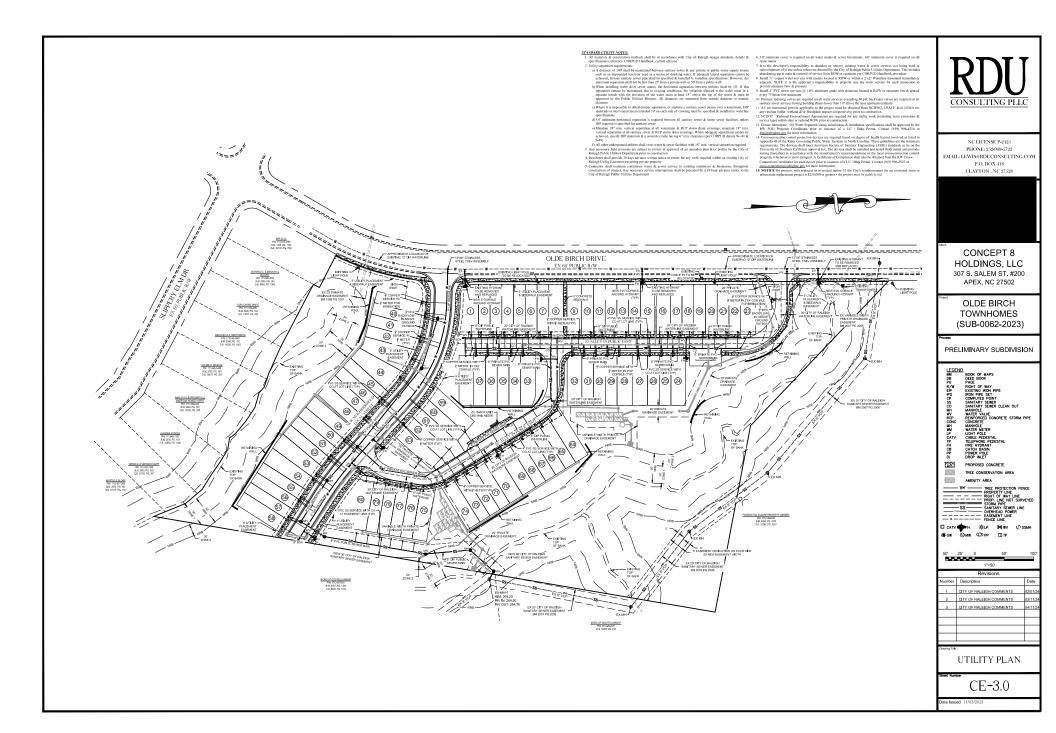
CE-2.1

ALL BUILDINGS SHALL HAVE A MINIMUM 10' SEPARATION IN ACCORDANCE WITH SEC. 22.3.C6.

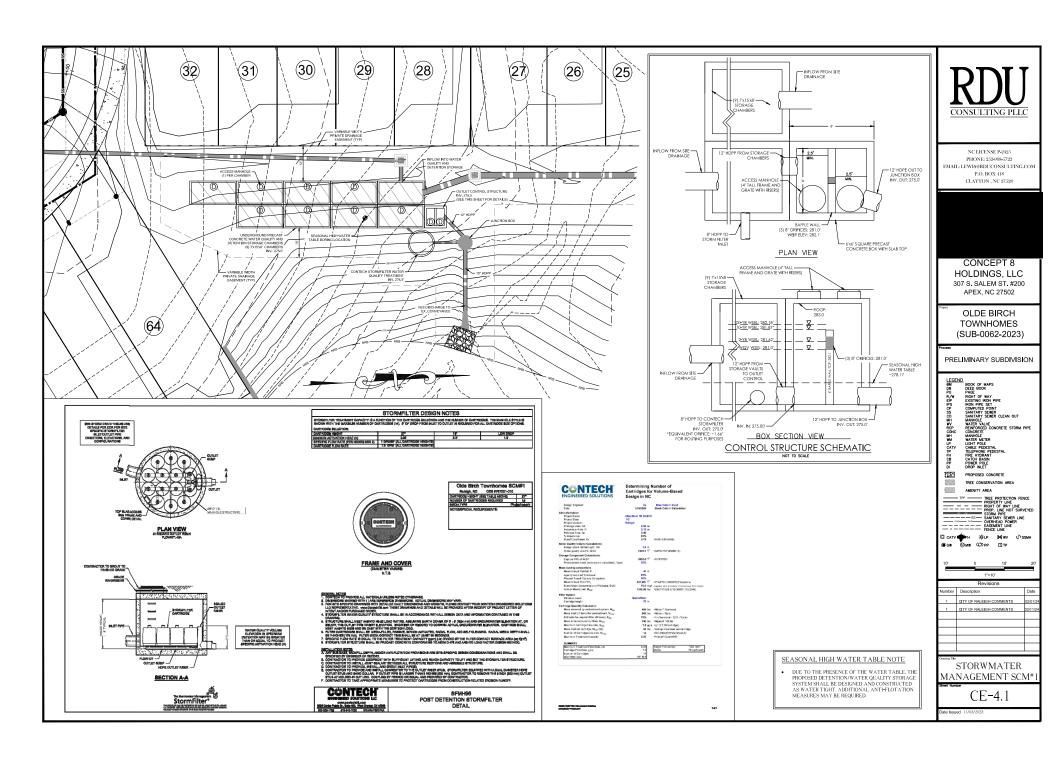


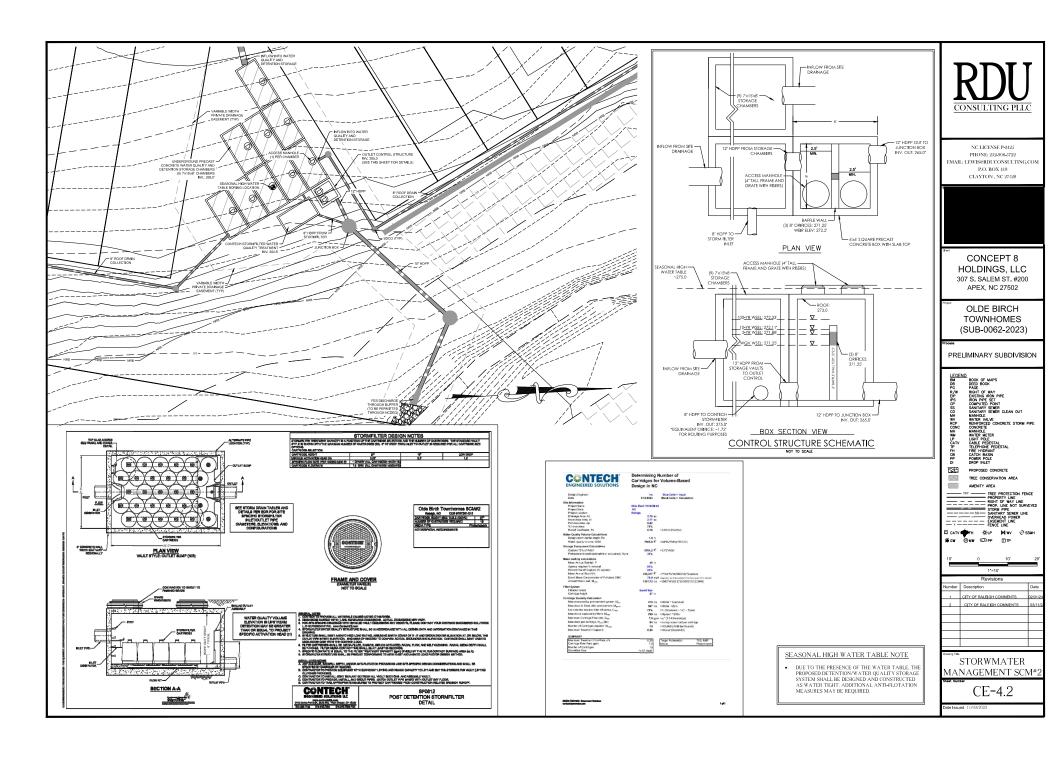


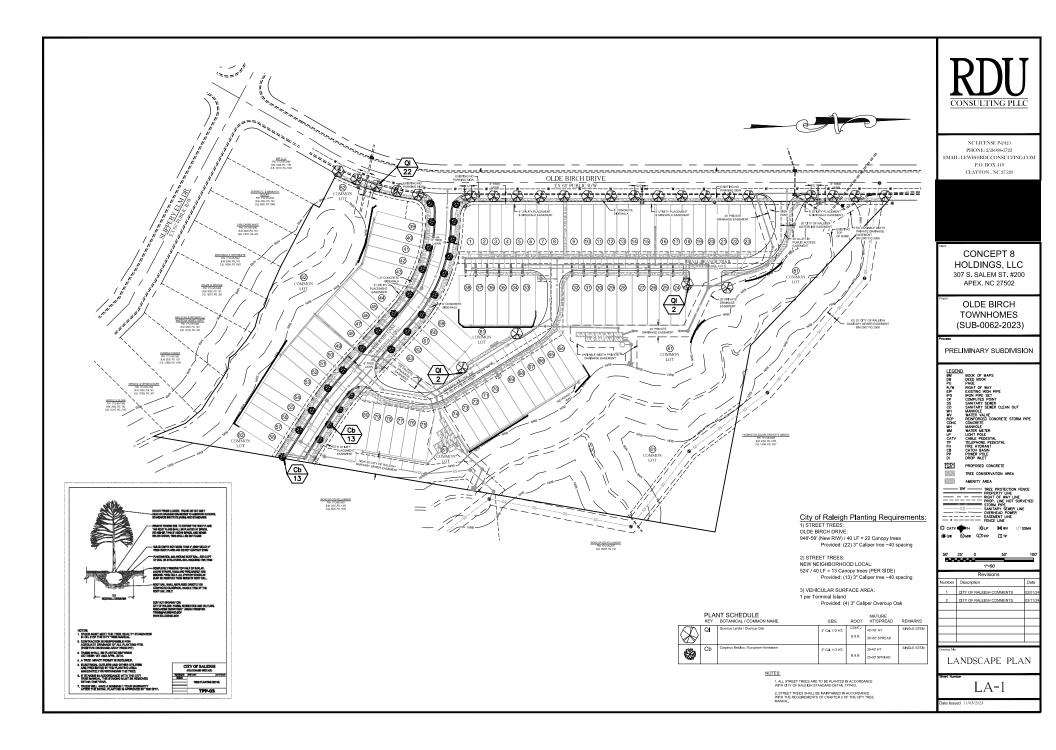


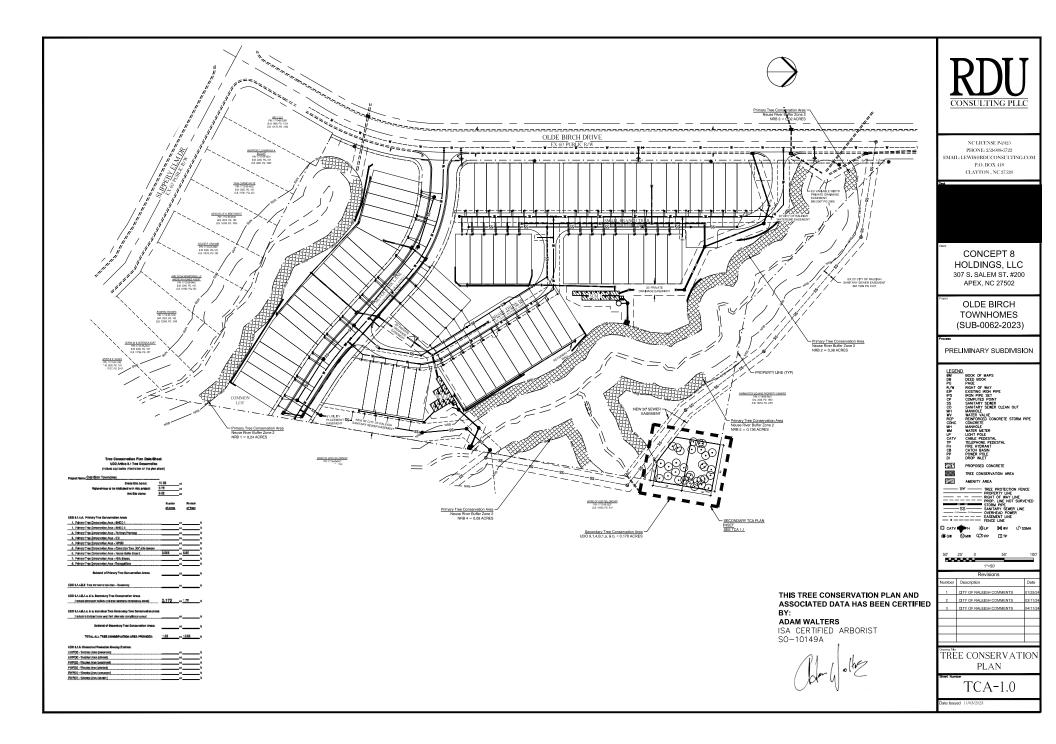


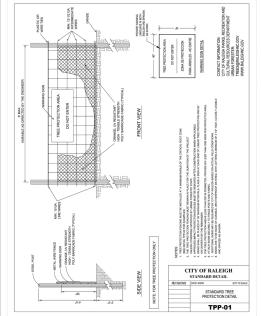


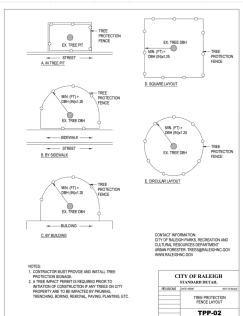








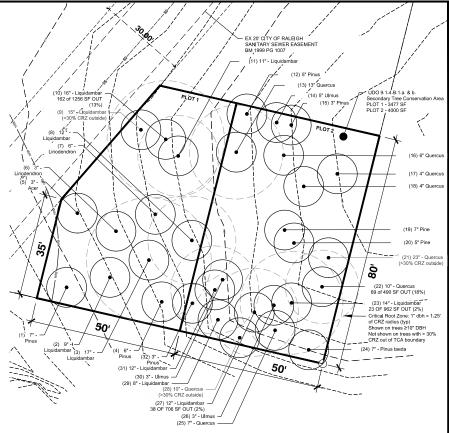




Plot 1					
3477		SF			
		Basal			
Species	DBH	Area			
Pinus taeda	7	0.27			
Liquidambar styraciflua	9	0.44			
Liquidambar styraciflua	17	1.58			
Pinus taeda	6	0.20			
Acer	3	0.05			
Liriodendron tulipifera	3	0.05			
Liriodendron tulipifera	6	0.20			
Liquidambar styraciflua	12	0.79			
Liquidambar styraciflua	15				
Liquidambar styraciflua	16	1.40			
Liquidambar styraciflua	11	0.66			
BASAL AREA TOTAL		5.61			
BASAL AREA/ACRE 70.34					
	Species Pinus taeda Liquidambar styraciflua Liquidambar styraciflua Pinus taeda Acer Liriodendron tulipifera Liriodendron tulipifera Liquidambar styraciflua	Species DBH Pinus taeda 7 Liquidambar styraciflua 9 Liquidambar styraciflua 17 Pinus taeda 6 Acer 3 Liriodendron tulipifera 3 Liriodendron tulipifera 6 Liquidambar styraciflua 12 Liquidambar styraciflua 15 Liquidambar styraciflua 16 Liquidambar styraciflua 16 Liquidambar styraciflua 11 BASAL AREA TOTAL BASAL AREA TOTAL			

Note: Trees listed in grey without basal density have > 30% of their CRZ outside of proposed TCA area

	Plot 2		
	4000		SF
No	Species	DBH	Basal
12	Pinus taeda	5	0.14
13	Quercus	13	0.92
14	Ulmus alata	5	0.14
15	Pinus taeda	3	0.05
16	Quercus	6	0.20
17	Quercus	4	0.09
18	Quercus	4	0.09
19	Pinus taeda	7	0.27
20	Pinus taeda	5	0.14
21	Quercus	23	
22	Quercus	10	0.55
23	Liquidambar styraciflua	14	1.07
24	Pinus taeda	7	0.27
25	Quercus	7	0.27
26	Ulmus alata	3	0.05
2/	Liquidambar styraciflua	12	0.79
28	Quercus	10	
29	Liquidambar styraciflua	8	0.35
30	Ulmus alata	3	0.05
	Liquidambar styraciflua	12	0.79
32	Pinus taeda	3	0.05
	BASAL AREA TOTAL		6.23
	BASAL AREA/ACRE	$\overline{}$	67.85









THIS TREE CONSERVATION PLAN AND ASSOCIATED DATA HAS BEEN CERTIFIED BY:

ADAM WALTERS

ISA CERTIFIED ARBORIST SO-10149A

An Wolfe



NC LICENSE P-2425
PHONE: 252-908-5722
EMAIL: LEWIS@RDUCONSULTING.COM
P.O. BOX 118
CLAYTON, NC 27528



CONCEPT 8 HOLDINGS, LLC 307 S. SALEM ST. #200 APEX, NC 27502

OLDE BIRCH TOWNHOMES (SUB-0062-2023)

PRELIMINARY SUBDIVISION

LEGEND

DOOR OF MAPS

BE DEED BOOK OF MAPS

BOOK OF MAPS

BE DEED BOOK OF MAPS

BE DEED

	Revisions					
mber	Description	Date				
1	CITY OF RALEIGH COMMENTS	01/25/24				
2	CITY OF RALEIGH COMMENTS	03/11/24				

© CATV ∰AFH — ※CP MLWV ⊗ SSWH OSGW @MW COPP □TP

TREE CONSERVATION
DETAILS

TCA-1.1

PLOT 1 PHOTO

PLOT 2 PHOTO