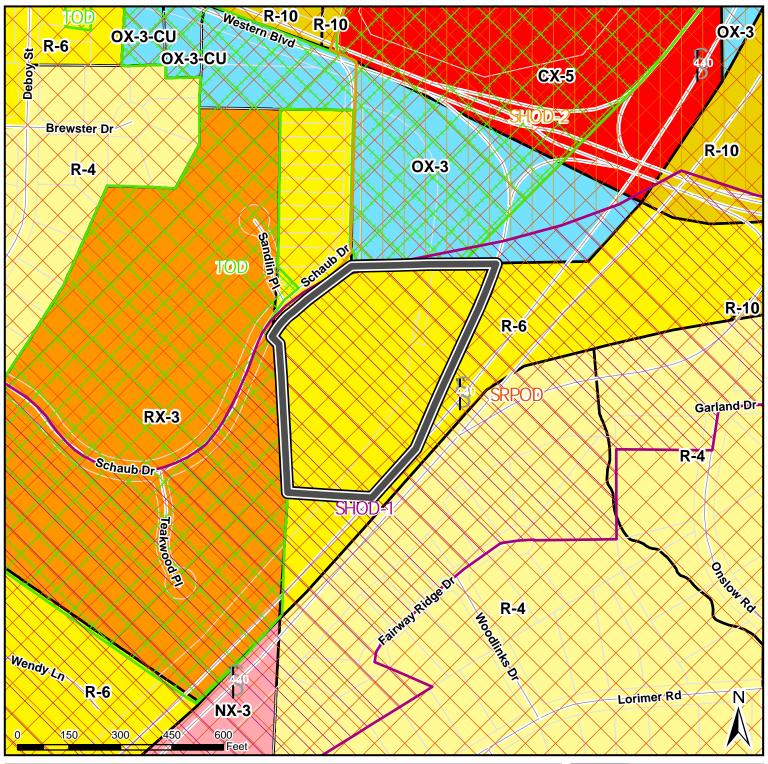
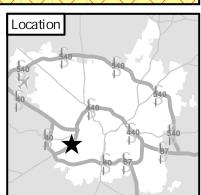
Existing Zoning

Z-45-2023



Property	1025 Schaub Dr
Size	4.75 acres
Existing Zoning	R-6 w/ SHOD-1, SRPOD
Requested Zoning	R-6 w/ SHOD-1, SRPOD, TOD (Add TOD)



Rezoning Application and Checklist



Planning and Development Customer Service Center • One Exchange Plaza, Suite 400 | Raleigh, NC 27601 | 919-996-2500

Please complete all sections of the form and upload via the Permit and Development Portal (permitportal.raleighnc.gov). Please see page 11 for information about who may submit a rezoning application. A rezoning application will not be considered complete until all required submittal components listed on the Rezoning Checklist have been received and approved. For questions email rezoning@raleighnc.gov.

Rezoning Request

Rezoning	√ General ι	use Condition	al use	Mast	ter plan	OFFICE USE ONLY Rezoning case #	
Туре	Text change to zoning conditions						
Existing zoning base d	istrict: R-6	Height:	Front	Frontage:		Overlay(s): -SHOD-1, -SRPO	
Proposed zoning base	district: R-6	Height:	Front	tage:		Overlay(s): -TOD, -SHOD-1, -SRPO	
Helpful Tip : View the layers.	Zoning Map to	search for the addre	ess to be re	zoned, th	nen turn o	n the 'Zoning' and 'Overlay'	
If the property has bee	n previously re	zoned, provide the r	ezoning ca	se numb	er:		
		General In	formation				
Date: August 28, 2023	}	Date amended (1)	:		Date am	ended (2):	
Property address: 102	5 Schaub Drive	, Raleigh, NC 2760	06-1803				
Property PIN: 0783799	9795						
Deed reference (book/	page): DB 190	56 / PG 668					
Nearest intersection: S	andlin Place a	nd Schaub Drive	Property s	size (acre	s):4.74 +	/-	
For planned developm	ent	Total units:			Total square footage:		
applications only:		Total parcels:			Total buildings:		
Property owner name	and address: Lo	orie Garland, Trustee of the T	homas Warren G	Goldston Revo	ocable Trust, 6	3466 Contempo Ln, Boca Raton, FL 33433	
Property owner email:	loriegarland12	3@comcast.net					
Property owner phone:							
Applicant name and address: Daniel Smoot, Madison Holding LLC, 1415 Hillsborough Street, Raleigh, NC 27605-1828							
Applicant email: daniel.smoot@madisonholding.com							
Applicant phone: (919) 789-1864							
Applicant signature(s)	Jones greatly.			wasined by wiel Smoot			
Additional email(s):				*CNAC462102-436			
·							

RECEIVED

By Robert Tate at 3:25 pm, Sep 01, 2023

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Conditional Use District Zoning Conditions					
Zoning case #:	Date submitted:	OFFICE USE ONLY Rezoning case #			
Existing zoning:	Proposed zoning:				

Narrative of Zoning Conditions Offered				

The property owner(s) hereby offers, consents to, and agrees to abide, if the rezoning request is approved, the conditions written above. All property owners must sign each condition page. This page may be photocopied if additional space is needed.

Property Owner(s) Signature:	
Printed Name:	

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Rezoning Application Addendum #1 Comprehensive Plan Analysis

The applicant is asked to analyze the impact of the rezoning request and its consistency with the Comprehensive Plan. The applicant is also asked to explain how the rezoning request is reasonable and in the public interest.

OFFICE USE ONLY Rezoning case

Statement of Consistency

Provide brief statements regarding whether the rezoning request is consistent with the future land use designation, the urban form map, and any applicable policies contained within the 2030 Comprehensive Plan.

The proposed rezoning request from R-6 to R-6 with Transit Overlay District (-TOD) is consistent with the following 2030 Comprehensive Plan policies:

- LU 2.2 Compact Development
- LU 2.5 Healthy Communities
- LU 4.6 Transit-oriented Development
- LU 4.7 Capitalizing on Transit Access
- LU 4.8 Station Area Land Uses
- LU 4.9 Corridor Development
- LU 4.19 Missing Middle Housing
- LU 8.1 Housing Variety
- LU 8.17 Zoning for Housing Opportunity and Choice
- EP 1.1 Greenhouse Gas Reduction
- H 1.1 Mixed-income Neighborhoods
- H 1.8 Zoning for Housing
- UD 6.1 Encouraging Pedestrian-oriented Uses

Public Benefits

Provide brief statements explaining how the rezoning request is reasonable and in the public interest.

The proposed overlay will enable and support transit supportive development that will create more accessible options for housing and employment, facilitate transit ridership, and help to slow the increase of carbon emissions

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Rezoning Application Addendum #2 Impact on Historic Resources The applicant is asked to analyze the impact of the rezoning request on OFFICE USE ONLY historic resources. For the purposes of this section, a historic resource is Rezoning case # defined as any site, structure, sign, or other feature of the property to be rezoned that is listed in the National Register of Historic Places or designated by the City of Raleigh as a landmark or contributing to a Historic Overlay District. **Inventory of Historic Resources** List in the space below all historic resources located on the property to be rezoned. For each resource, indicate how the proposed zoning would impact the resource. There are no historic resources located on the property to be rezoned. **Proposed Mitigation** Provide brief statements describing actions that will be taken to mitigate all negative impacts listed above. N/A

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	Urban Design Guidelines				
	e applicant must respond to the Urban Design Guidelir The property to be rezoned is within a "City Growth C				
		Street" or "Transit Emphasis Corridor" as shown on the			
Urb	oan form designation: N/A	Click <u>here</u> to view the Urban Form Map.			
1		de retail (such as eating establishments, food stores, ential within walking distance of each other. Mixed uses endly form.			
2	Within all Mixed-Use Areas buildings that are adjace transition (height, design, distance and/or landscapin height and massing. Response: N/A	ng) to the lower heights or be comparable in			
3	A mixed-use area's road network should connect dir surrounding community, providing multiple paths for way, trips made from the surrounding residential nei possible without requiring travel along a major thoro Response: N/A	movement to and through the mixed-use area. In this ghborhood(s) to the mixed-use area should be			
4	Streets should interconnect within a development are end streets are generally discouraged except where configurations offer no practical alternatives for conreprovided with development adjacent to open land to planned with due regard to the designated corridors Response: N/A	nection or through traffic. Street stubs should be provide for future connections. Streets should be			
5		public and/or private streets (including sidewalks). Block 660 feet. Where commercial driveways are used to create trian amenities as public or private streets.			
6	spaces as places of shared use. Streets should be li	be design is the physical definition of streets and public ined by buildings rather than parking lots and should entrances and/or loading areas should be located at the			

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7	Buildings should be located close to the pedestrian-oriented street (within 25 feet of the curb), with off-street parking behind and/or beside the buildings. When a development plan is located along a high-volume corridor without on-street parking, one bay of parking separating the building frontage along the corridor is a preferred option. Response: N/A
8	If the site is located at a street intersection, the main building or main part of the building should be placed at the corner. Parking, loading or service should not be located at an intersection. Response: N/A
9	To ensure that urban open space is well-used, it is essential to locate and design it carefully. The space should be located where it is visible and easily accessible from public areas (building entrances, sidewalks). Take views and sun exposure into account as well. Response: N/A
10	New urban spaces should contain direct access from the adjacent streets. They should be open along the adjacent sidewalks and allow for multiple points of entry. They should also be visually permeable from the sidewalk, allowing passersby to see directly into the space. Response: N/A
11	The perimeter of urban open spaces should consist of active uses that provide pedestrian traffic for the space including retail, cafés, and restaurants and higher-density residential. Response: N/A
12	A properly defined urban open space is visually enclosed by the fronting of buildings to create an outdoor "room" that is comfortable to users. Response: N/A
13	New public spaces should provide seating opportunities. Response: N/A

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14	Parking lots should not dominate the frontage of pedestrian-oriented streets, interrupt pedestrian routes, or negatively impact surrounding developments. Response: N/A
15	Parking lots should be located behind or in the interior of a block whenever possible. Parking lots should not occupy more than 1/3 of the frontage of the adjacent building or not more than 64 feet, whichever is less. Response: N/A
16	Parking structures are clearly an important and necessary element of the overall urban infrastructure but, given their utilitarian elements, can give serious negative visual effects. New structures should merit the same level of materials and finishes as that a principal building would, care in the use of basic design elements cane make a significant improvement. Response: N/A
17	Higher building densities and more intensive land uses should be within walking distance of transit stops, permitting public transit to become a viable alternative to the automobile. Response: N/A
18	Convenient, comfortable pedestrian access between the transit stop and the building entrance should be planned as part of the overall pedestrian network. Response: N/A
19	All development should respect natural resources as an essential component of the human environment. The most sensitive landscape areas, both environmentally and visually, are steep slopes greater than 15 percent, watercourses, and floodplains. Any development in these areas should minimize intervention and maintain the natural condition except under extreme circumstances. Where practical, these features should be conserved as open space amenities and incorporated in the overall site design. Response: N/A
20	It is the intent of these guidelines to build streets that are integral components of community design. Public and private streets, as well as commercial driveways that serve as primary pedestrian pathways to building entrances, should be designed as the main public spaces of the City and should be scaled for pedestrians. Response: N/A

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21	Sidewalks should be 5-8 feet wide in residential areas and located on both sides of the street. Sidewalks in commercial areas and Pedestrian Business Overlays should be a minimum of 14-18 feet wide to accommodate sidewalk uses such as vendors, merchandising and outdoor seating. Response: N/A
22	Streets should be designed with street trees planted in a manner appropriate to their function. Commercial streets should have trees which complement the face of the buildings and which shade the sidewalk. Residential streets should provide for an appropriate canopy, which shadows both the street and sidewalk, and serves as a visual buffer between the street and the home. The typical width of the street landscape strip is 6-8 feet. This width ensures healthy street trees, precludes tree roots from breaking the sidewalk, and provides adequate pedestrian buffering. Street trees should be at least 6 1/4" caliper and should be consistent with the City's landscaping, lighting and street sight distance requirements. Response: N/A
23	Buildings should define the streets spatially. Proper spatial definition should be achieved with buildings or other architectural elements (including certain tree plantings) that make up the street edges aligned in a disciplined manner with an appropriate ratio of height to width. Response: N/A
24	The primary entrance should be both architecturally and functionally on the front facade of any building facing the primary public street. Such entrances shall be designed to convey their prominence on the fronting facade. Response: N/A
25	The ground level of the building should offer pedestrian interest along sidewalks. This includes windows entrances, and architectural details. Signage, awnings, and ornamentation are encouraged. Response: N/A
26	The sidewalks should be the principal place of pedestrian movement and casual social interaction. Designs and uses should be complementary to that function. Response: N/A

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Rezoning Checklist (Submittal Requirements)					
To be completed by Applicant			To be completed by staff		
General Requirements – General Use or Conditional Use Rezoning	Yes	N/A	Yes	No	N/A
I have referenced this Rezoning Checklist and by using this as a guide, it will ensure that I receive a complete and thorough first review by the City of Raleigh	✓				
2. Pre-application conference.	\checkmark				
3. Neighborhood meeting notice and report	✓				
4. Rezoning application review fee (see Fee Guide for rates).	√				
Completed application submitted through Permit and Development Portal	√				
6. Completed Comprehensive Plan consistency analysis	✓				
7. Completed response to the urban design guidelines		✓			
8. Two sets of stamped envelopes addressed to all property owners and tenants of the rezoning site(s) and within 500 feet of area to be rezoned.	✓				
9. Trip generation study		✓			
10. Traffic impact analysis		✓			
For properties requesting a Conditional Use District:					
11. Completed zoning conditions, signed by property owner(s).		✓			
If applicable, see page 11:					
12. Proof of Power of Attorney or Owner Affidavit.		✓			
For properties requesting a Planned Development or Campus District:					
13. Master plan (see Master Plan submittal requirements).		✓			
For properties requesting a text change to zoning conditions:					
14. Redline copy of zoning conditions with proposed changes.		✓			
15. Proposed conditions signed by property owner(s).		✓			

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Master Plan (Submittal Requirements)						
To be completed by Applicant			To be completed by staff			
General Requirements – Master Plan	Yes	N/A	Yes	No	N/A	
1. I have referenced this Master Plan Checklist and by using this as a guide, it will ensure that I receive a complete and thorough first review by the City of Raleigh.		√				
2. Total number of units and square feet		\checkmark				
3. 12 sets of plans		✓				
4. Completed application; submitted through Permit & Development Portal		\checkmark				
5. Vicinity Map		\checkmark				
6. Existing Conditions Map		\checkmark				
7. Street and Block Layout Plan		\checkmark				
8. General Layout Map/Height and Frontage Map		\checkmark				
9. Description of Modification to Standards, 12 sets		\checkmark				
10. Development Plan (location of building types)		\checkmark				
11. Pedestrian Circulation Plan		\checkmark				
12. Parking Plan		\checkmark				
13. Open Space Plan		√				
14. Tree Conservation Plan (if site is 2 acres or more)		\checkmark				
15. Major Utilities Plan/Utilities Service Plan		√				
16. Generalized Stormwater Plan		√				
17. Phasing Plan		√				
18. Three-Dimensional Model/renderings		√				
19. Common Signage Plan		√				

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Who Can Initiate a Zoning Request?

If requesting to down-zone property, the rezoning application must be signed by all the property owners whose property is subject to the downzoning. Downzoning is defined as a zoning ordinance that affects an area of land in one of the following ways:

- 1. By decreasing the development density of the land to be less dense than was allowed under its previous usage.
- 2. By reducing the permitted uses of the land that are specified in a zoning ordinance or land development regulation to fewer uses than were allowed under its previous usage.

If requesting to rezone property to a conditional district, the rezoning application must be signed by all owners of the property to be included in the district. For purposes of the application only (not the zoning conditions), the City will accept signatures on behalf of the property owner from the following:

- 1. the property owner;
- 2. an attorney acting on behalf of the property owner with an executed power of attorney; or
- 3. a person authorized to act on behalf of the property owner with an executed owner's affidavit.

An owner's affidavit must be made under oath, properly notarized and, at a minimum, include the following information:

- The property owner's name and, if applicable, the property owner's title and organization name.
- The address, PIN and Deed Book/Page Number of the property.
- A statement that the person listed as the property owner is the legal owner of the property described.
- The name of the person authorized to act on behalf of the property owner as the applicant. If applicable, the authorized person's title and organization name.
- A statement that the property owner, as legal owner of the described property, hereby gives authorization and permission to the authorized person, to submit to the City of Raleigh an application to rezone the described property.
- A statement that the property owner understands and acknowledges that zoning conditions must be signed, approved and consented to by the property owner.
- The property owner's signature and the date the property owner signed the affidavit.

If requesting to rezone property to a general use district that is not a down-zoning, the rezoning application may be signed, for the purpose of initiating the request, by property owners or third-party applicants.

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NOTIFICATION LETTER TEMPLATE

Date:

Re: Potential (REZONING/TEXT CHANGE TO ZONING CONDITIONS) of (SITE LOCATION)

Neighboring Property Owners and Tenants:

You are invited to attend a neighborhood meeting on (MEETING DATE and TIME). The meeting will be held at (MEETING LOCATION, INCLUDING ADDRESS) and will begin at (TIME).

The purpose of this meeting is to discuss a potential rezoning of the property located at (SITE ADDRESS AND NEARBY LANDMARKS). This site is currently zoned (CURRENT ZONING DISTRICT) and is proposed to be rezoned to (PROPOSED ZONING DISTRICT). (ANY OTHER RELEVANT DETAILS OF THE REQUEST.)

Prior to the submittal of any rezoning application, the City of Raleigh requires that a neighborhood meeting be held for all property owners and tenants within 500 feet of the area requested for rezoning.

Information about the rezoning process is available online; visit www.raleighnc.gov and search for "Rezoning Process." If you have further questions about the rezoning process, please contact Raleigh Planning & Development at 919-996-2682 (option 2) or rezoning@raleighnc.gov.

If you have any concerns or questions about this potential rezoning I (WE) can be reached at: (NAME)

(CONTACT INFO)

Sincerely,

ATTESTATION TEMPLATE

Attestation Statement

I, the undersigned, do hereby attest that the electronic verification document							
submitted herewith accurately reflects notific	cation letters, enclosures	s, envelopes					
and mailing list for mailing the neighborhood	d meeting notification let	ters as					
required by Chapter 10 of the City of Raleig	h UDO, and I do hereby	further attest					
that that I did in fact deposit all of the require	ed neighborhood meetin	g notification					
letters with the US. Postal Service on the	, day of,	, 2020. I do					
hereby attest that this information is true, ac	ccurate and complete to	the best of					
my knowledge and I understand that any fal	Isification, omission, or c	oncealment					
of material fact may be a violation of the UDO subjecting me to administrative,							
civil, and/or, criminal liability, including, but not limited to, invalidation of the							
application to which such required neighbor	hood meeting relates.						
	_						
Circuit and for all and the set of the set o	D 1						
Signature of Applicant/Applicant Representative	Date						

SUMMARY OF ISSUES

A neighborhood meeting was held on August 23, 2023	_(date) to discuss a potential rezoning	
located at 1025 Schaub Drive	(property address). The	
neighborhood meeting was held at Pioneers Building at Method Community Park (location).		
There were approximately 2	ttendance. The general issues discussed	
were:		
Summary of Issues:		
1) What is the difference between R-6 and R-6 with Transit Overlay District (-TOD)?		
2) What does Frequent Transit Area (-FTA) mean?		
3) What are the parking rules?		
4) What are you planning on building?		
5) How long until it is built?		
6) What is the rezoning process?		

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ATTENDANCE ROSTER	
NAME	ADDRESS
Margaret Tartala	COR Planning & Development
Jeff Smerko	applicant
Daniel Smoot	applicant
Patrick & Maria Detling	1004 Schaub Drive
Stone Alexander	real estate broker for 4607 Western Blvd

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August 9, 2023

Re: Potential Rezoning from R-6 to R-6 with Transit Overlay District (TOD) of 1025 Schaub Drive

Neighboring Property Owners and Tenants:

You are invited to attend a neighborhood meeting on August 23, 2023 at 5:00pm. The meeting will be held at Method Community Park Pioneers Building, 514 Method Road, Raleigh, NC 27607, and will begin at 5:00pm.

The purpose of this meeting is to discuss a potential rezoning of the property located at 1025 Schaub Drive, located at the intersection of Schaub Drive and Sandlin Place. This site is currently zoned R-6 and is proposed to be rezoned to R-6 with Transit Overlay District (TOD). No changes are proposed to the existing base zoning district.

Prior to the submittal of any rezoning application, the City of Raleigh requires that a neighborhood meeting be held for all property owners and tenants within 500 feet of the area requested for rezoning.

Information about the rezoning process is available online; visit www.raleighnc.gov and search for "Rezoning Process." If you have further questions about the rezoning process, please contact Robert Tate (Robert.Tate@raleighnc.gov; 919-996-2235) or rezoning@raleighnc.gov.

If you have any concerns or questions about this potential rezoning, I can be reached at:

Daniel Smoot
Madison Holding LLC
(919) 789-1864
daniel.smoot@madisonholding.com

mil H. Smoot

Sincerely,

Daniel Smoot