# **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 use Conditional use Master plan			OFFICE USE ONLY Rezoning case #			
Туре	Text cha						
Existing zoning base of	district: IX	Height: 3	Frontage:	Overlay(s):			
Proposed zoning base	e district: CX	Height: 20	Frontage: UL	Overlay(s):			
<b>Helpful Tip</b> : View the Zoning Map to search for the address to be rezoned, then turn on the 'Zoning' and 'Overlay' layers.							
If the property has been previously rezoned, provide the rezoning case number:							

General Information							
Date:	Date amended (1)	):	Date amended (2):				
Property address: 1220 Wicker Dr. and	Property address: 1220 Wicker Dr. and 1246 Wicker Dr.						
Property PIN: 1714392627; 171439552	7						
Deed reference (book/page): 001650/	00429; 001650/004	26					
Nearest intersection: Wicker Dr & Laur	elbrook St	Property size (acre	es): 3.51				
For planned development	Total units:		Total square footage:				
applications only:	Total parcels:		Total buildings:				
Property owner name and address: V	VAKE COUNTY BOAR	D OF ALCOHOLIC CC	NTROL, 1212 Wicker Dr, Raleigh NC 27604				
Property owner email: jbarron@mornin	gstarlawgroup.com						
Property owner phone: 919-590-0371							
Applicant name and address: WAKE	COUNTY BOARD O	F ALCOHOLIC CONT	ROL, 1212 Wicker Dr, Raleigh NC 27604				
Applicant email: jbarron@morningstarl	awgroup.com						
Applicant phone: 919-590-0371							
Applicant signature(s): Bryon Micks							
Additional email(s):							

# RECEIVED

By Matt McGregor at 9:57 am, Nov 25, 2024

Conditional Use District Zoning Conditions					
Zoning case #:	Date submitted:	OFFICE USE ONLY Rezoning case #			
Existing zoning: IX-3	Proposed zoning: CX-20-UL	<b>.</b>			

	_						
Narrative of Zoning Conditions Offered							
The following uses shall be prohibited: detention center, jail, prison.							
	_						

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: Bryan Hicks

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 consister designation, the urban form map, and any applicable policies contained with					
1. The property is designated as Community Mixed Use on the Future Lar of residential, office, and retail uses. The 2030 Comprehensive Plan provid corresponding zoning district for this land use designation. Therefore, the District apply is consistent with the future land use designation.	des that CX is the closest				
2. The 2030 Comprehensive Plan further provides that heights in the Com are generally in the 3 to 5 story range. Additional height up to 12 stories w The Urban Form Map shows the property lies within a Frequent Transit Ar the property's location within a transit-rich area, the request to rezone to 2	vould be appropriate in a TOD area. ea and Transit Station Area. Given				
3. The rezoning request is consistent with the following Comprehensive PI Use Map and Zoning Consistency; LU 2.2 - Compact Development; LU 4. Walkable Communities; LU 4.6 - Transit-oriented development; LU 4.7 - C 4.7 - Capitalizing on Transit Access; LU 4.8 - Station Area Land Uses; LU LU 7.1 - Encouraging Nodal Development; LU 11.4 Rezoning/Development Transit-Oriented Development; UD 1.10 Frontage	2 - Transportation in Support of apitalizing on Transit Access; LU 5.1 (reinforcing the urban pattern);				
Public Benefits					
Provide brief statements explaining how the rezoning request is reasonable a	and in the public interest.				
The development will provide economic growth opportunities to an a redevelopment.	area ripe for development and				
The development will align the zoning with adjacent parcels and the future land use designation of community mixed use which will close gaps in network connectivity and prioritizing connection to public transportation, streets, sidewalks and other transportation corridors, improving pedestrian and bicycle connectivity.					

Rezoning Application Addendum #2	,		
Impact on Historic Resources			
The applicant is asked to analyze the impact of the rezoning request on historic resources. For the purposes of this section, a historic resource is 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.	to be		
Inventory of Historic Resources			
List in the space below all historic resources located on the property to be re- how the proposed zoning would impact the resource.	zoned. For each resource, indicate		
None known			
Proposed Mitigation			
Provide brief statements describing actions that will be taken to mitigate all n	egative impacts listed above.		
N/A			

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		
<ol> <li>I have referenced this <b>Rezoning Checklist</b> and by using this as a guide, it will ensure that I receive a complete and thorough first review by the City of Raleigh</li> </ol>	$\checkmark$						
2. Pre-application conference.	$\checkmark$						
3. Neighborhood meeting notice and report	$\checkmark$						
4. Rezoning application review fee (see <u>Fee Guide</u> for rates).	$\checkmark$						
5. Completed application submitted through Permit and Development Portal	$\checkmark$						
6. Completed Comprehensive Plan consistency analysis	$\checkmark$						
7. Completed response to the urban design guidelines	$\checkmark$						
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.	$\checkmark$						
9. Trip generation study		$\checkmark$					
10. Traffic impact analysis		$\checkmark$					
For properties requesting a Conditional Use District:							
11. Completed zoning conditions, signed by property owner(s).	$\checkmark$						
If applicable, see page 11:							
12. Proof of Power of Attorney or Owner Affidavit.		$\checkmark$					
For properties requesting a Planned Development or Campus District:							
13. Master plan (see Master Plan submittal requirements).		$\checkmark$					
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).		$\checkmark$					

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 <b>Master Plan Checklist</b> and by using this as a guide, it will ensure that I receive a complete and thorough first review by the City of Raleigh.		$\checkmark$				
2. Total number of units and square feet		$\checkmark$				
3. 12 sets of plans		$\checkmark$				
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		$\checkmark$				
14. Tree Conservation Plan (if site is 2 acres or more)		$\checkmark$				
15. Major Utilities Plan/Utilities Service Plan		$\checkmark$				
16. Generalized Stormwater Plan		$\checkmark$				
17. Phasing Plan		$\checkmark$				
18. Three-Dimensional Model/renderings		$\checkmark$				
19. Common Signage Plan		$\checkmark$				

### **Design Guidelines**

The Applicant must respond to the **Urban Design Guidelines** contained in the 2030 Comprehensive Plan if:

- a) The property to be rezoned is within a "City Growth Center", "Mixed-Use Center", or "Transit Station Areas", OR;
- b) The property to be rezoned is located along a "Main Street" or "Transit Emphasis Corridor" as shown on the Urban Form Map in the 2030 Comprehensive Plan.

### Policy UD 7.3:

The Design Guidelines in Table UD-1 shall be used to review rezoning petitions and development applications for mixed-use developments; or rezoning petitions and development applications along Main Street and Transit Emphasis Corridors or in City Growth, TOD and Mixed-Use Centers, including preliminary site plans and development plans, petitions for the application of Downtown Overlay Districts, Planned Development Districts, and Conditional Use zoning petitions.

The Applicant must respond to the **Downtown Urban Design Guidelines** contained in the 2030 Comprehensive Plan if:

a) The property to be rezoned is within "Downtown" as shown on the Urban Form Map in the 2030 Comprehensive Plan.

Policy DT 7.18:

The design guidelines in Table DT-1 shall be used to review rezoning, alternative means of compliance, special use permits, and planned development master plan applications in downtown.

Please click here to download the Design Guidelines Addendum if required.

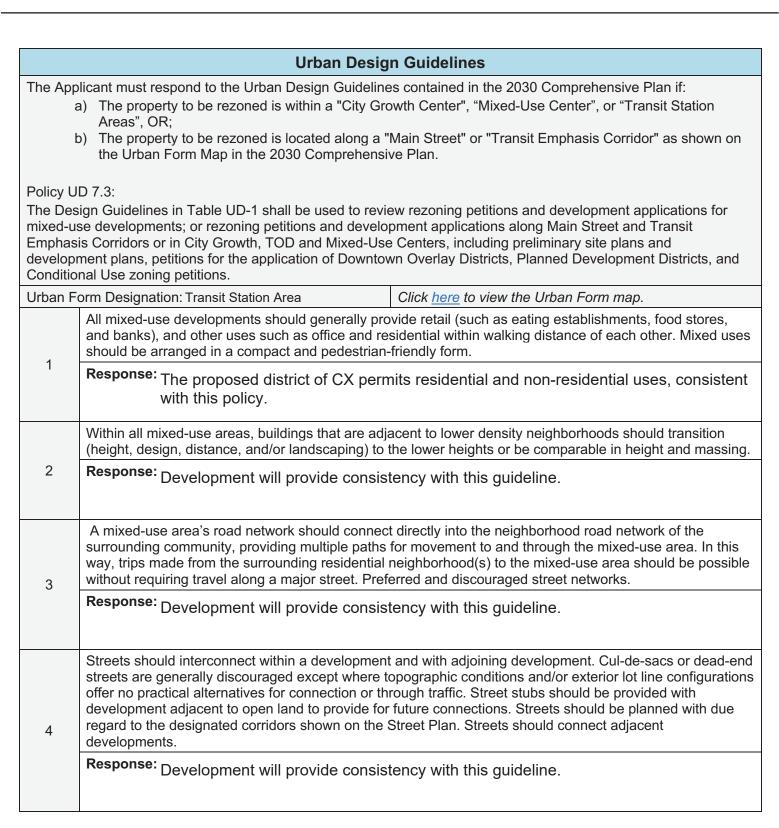
Urban Form Designation: Transit Station AreaClick hereto view the Urban Form map.

### Please continue to the next page for the Rezoning Checklist Submittal Requirement.

**REVISION 07.20.21** 

# **Urban Design Guidelines Addendum**

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**REVISION 05.05.21** 



12	Response: Development will provide consistency with the UDO.				
11	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: Development will provide consistency with the UDO.				
	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.				
10	Response: Development will provide consistency with the UDO.				
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.				
9	Response: Development will provide consistency with the UDO.				
8	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: Building placement will be provided consistent with the UDO.				
	If the site is located at a street intersection, the main building of a complex or main part of a single building should be placed at the corner. Parking, loading, or service should not be located at an intersection.				
	Response: Building placement will be provided consistent with the UDO.				
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 preferred option.				
	Response: Development will provide consistency with this guideline.				
6	A primary task of all urban architecture and landscape design is the physical definition of streets and public spaces as places of shared use. Streets should be lined by buildings rather than parking lots and should provide interest especially for pedestrians. Garage entrances and/or loading areas should be located at the side or rear of a property.				
	Response: Development will provide consistency with this guideline.				
5	New development should be composed of blocks of public and/or private streets (including sidewalks). Block faces should have a length generally not exceeding 660 feet. Where commercial driveways are used to create block structure, they should include the same pedestrian amenities as public or private streets.				

	New public spaces should provide seating opportunities.
13	Response: Development will provide consistency with the UDO.
14	Parking lots should not dominate the frontage of pedestrian-oriented streets, interrupt pedestrian routes, or negatively impact surrounding developments.
	Response: Parking will be provided consistent with the UDO.
	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.
15	Response: Parking will be provided consistent with the UDO.
16	Parking structures are clearly an important and necessary element of the overall urban infrastructure, but, given their utilitarian elements, can have 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 can make a significant improvement.
	Response: Parking will be provided consistent with the UDO.
	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.
17	Response: Development will provide consistency with this guideline.
	Convenient, comfortable pedestrian access between the transit stop and the building entrance should be planned as part of the overall pedestrian network.
18	Response: Development will provide consistency with this guideline.
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: Development will provide consistency with this guideline.
20	All development should incorporate high-quality, productive landscapes that serve multiple functions. Such functions include noise mitigation and absorption; capturing and cleaning of particulate matter; collection and filtering of stormwater; and reduction of the urban heat island effect. Strategies include green walls, trellises, carefully planted trees, green infrastructure, and green roofs.
	Response: Development will comply with the City's stormwater and landscaping regulations, consistent with this guideline.

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21	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: Sidewalks and driveways will be provided in accordance with the UDO.
	Sidewalks should be 5-8 feet wide in residential areas and located on both sides of the street. Sidewalks in commercial areas and other areas where walkability is a focus should be a minimum of 14-18 feet wide to accommodate sidewalk uses such as vendors, merchandising, and outdoor seating.
22	Response: Sidewalks will be provided in accordance with the UDO.
23	Streets should be designed with street trees planted in a manner appropriate to their function. Commercial streets should have trees that complement the face of the buildings and that shade the sidewalk. Residential streets should provide for an appropriate tree 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 ¼" caliper and should be consistent with the city's landscaping, lighting, and street sight distance requirements.
	<b>Response:</b> Streetscape improvements will be provided in accordance with the UDO.
0.4	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.
24	Response: Spatial definition of buildings will be provided in accordance with the UDO.
	The primary entrance should be both architecturally and functionally on the front facade of any building facing the primary public street. Such entrances should be designed to convey their prominence on the fronting facade.
25	Response: Development will provide consistency with this guideline.
	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.
26	Response: Buildings will comply with the architectural regulations in the UDO, including transparency and blank wall area standards.
	The sidewalks should be the principal place of pedestrian movement and casual social interaction. Designs and uses should be complementary to that function.
27	Response: Sidewalks will comply with the applicable UDO standards.

REVISION 05.0.21



Leticia Shapiro, Associate 434 Fayetteville Street, Suite 2200 Raleigh, North Carolina 27601 919-590-0366 tshapiro@morningstarlawgroup.com www.morningstarlawgroup.com

Date: October 18, 2024

Re: Neighborhood Meeting regarding the potential rezoning of 1220 & 1246 Wicker Drive (collectively the "*Properties*")

Dear Neighbors:

You are invited to attend a neighborhood meeting on October 28, 2024, from 5:30pm to 6:30pm. The meeting will be held at the Wake County ABC Commission, located at 1212 Wicker Drive, Raleigh, NC 27604.

The purpose of this meeting is to discuss the proposed rezoning of the Property located at 1220 and 1246 Wicker Drive with Property Identification Numbers PINs 1714395527 and 1714392627. The Property is approximately 3.51 acres and is located near the intersection of Wicker Drive and Iron Works Drive. The property is currently zoned Industrial Mixed Use, three stories (IX-3) and is proposed to be rezoned to Commercial Mixed Use, twenty stories (CX-20). The purpose of the rezoning is to align the zoning with adjacent parcels and the future land use designation of Community Mixed Use. Our goal is to gather comments through your participation in this neighborhood meeting or, alternatively, through your written comments to the City of Raleigh Planning Department. After the meeting, we will prepare a report for the Raleigh Planning Department regarding the items discussed. Any other person attending the meeting can submit written comments about the meeting or the request in general, but to be included in the Planning Commission agenda packet written comments must be received at least 10 days prior to the date of the Planning Commission meeting where the case is being considered. Prior to the submittal of any rezoning application, the City of Raleigh requires that a neighborhood meeting be held for all property owners within 500 feet of the area requested for rezoning.

Information about the rezoning process is available online; visit <u>www.raleighnc.gov</u> and search for "Rezoning Process." If you have further questions about the rezoning process, please contact:

Matthew McGregor, MGEO Raleigh Planning & Development (919) 996-4637 matthew.mcgregor@raleighnc.gov

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

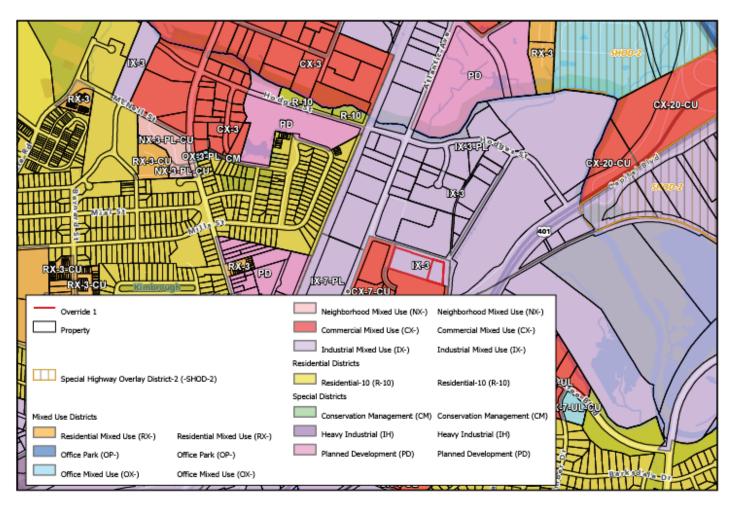
Leticia Shapiro Morningstar Law Group 919-590-0366 <u>tshapiro@morningstarlawgroup.com</u> Sincerely,

# Neighborhood Meeting Agenda

- I. Introductions
- II. The rezoning process
- III. The project
- IV. Question and answer period



<u>Aerial</u>



Zoning

# **Rezoning Application and Checklist**

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Rezoning Request							
Rezoning	General use Conditional use Master plan		OFFICE USE ONLY Rezoning case #				
Туре	Text cha	ange to zoning condition	าร				
Existing zoning base of	district: IX	Height: 3	Frontage:	Overlay(s):			
Proposed zoning base	e district: CX	Height: 20	Frontage:	Overlay(s):			
<b>Helpful Tip</b> : View the Zoning Map to search for the address to be rezoned, then turn on the 'Zoning' and 'Overlay' layers.							
If the property has been previously rezoned, provide the rezoning case number:							

General Information					
Date:	Date amended (1):		Date amended (2):		
Property address: 1220 Wicker Dr. and 1246 Wicker Dr.					
Property PIN: 1714392627; 1714395527					
Deed reference (book/page): 001650/00429; 001650/00426					
Nearest intersection: Wicker Dr & Laur	relbrook St Property size (acre		es): 3.51		
For planned development applications only:	Total units:		Total square footage:		
	Total parcels:		Total buildings:		
Property owner name and address: WAKE COUNTY BOARD OF ALCOHOLIC CONTROL, 1212 Wicker Dr, Raleigh NC 27604					
Property owner email: tshapiro@morningstarlawgroup.com					
Property owner phone: 919-590-0366					
Applicant name and address: WAKE COUNTY BOARD OF ALCOHOLIC CONTROL, 1212 Wicker Dr, Raleigh NC 27604					
Applicant email: tshapiro@morningstarlawgroup.com					
Applicant phone: 919-590-0366					
Applicant signature(s):					
Additional email(s):					

Conditional Use District Zoning Conditions			
Zoning case #:	Date submitted:	OFFICE USE ONLY Rezoning case #	
Existing zoning: IX-3	Proposed zoning: CX-20		

# Narrative of Zoning Conditions Offered The following uses shall be prohibited: detention center, jail, prison.

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:

## SUMMARY OF ISSUES

A neighborhood meeting was held on October 28, 2024 (date) to discuss a potential rezoning
located at 1220 & 1246 Wicker Drive (property address). The
neighborhood meeting was held at <u>Wake County ABC Commission, located at 1212 Wicker Drive, Raleigh, NC 27604.</u> (location).
There were approximately <u>(number</u> ) neighbors in attendance. The general issues discussed
were:
Summary of Issues:
Participant asked if property has been sold. Response: No. Participant asked if this project was in conjunction with the Iron works rezoning. Response: No.
Participant asked about the expansion of roads during a rezoning. Response: During rezoning there may be a traffic impact analysis required which correlates to street improvements.
Participant voiced concern over the impact of traffic on Wicker Drive to Laurelbrook. He is concerned about the future traffic that is not occurring now Participant voiced concern that road expansion will likely impact his property.
Participant also voiced concern about an easement on his property.

Docusign Envelope ID: E47F8552-8118-433A-BCEE-DFC255619191 Nom Address Email JACOBS Izulogu cheyondauthmotive Kimberly Izuogu jKogadie gmal.com