

RESOLUTION ADOPTING A STATEMENT OF CONSISTENCY REGARDING ORDINANCE
AMENDMENT OA-01-17 AMENDING THE WAKE COUNTY UNIFIED DEVELOPMENT ORDINANCE

- WHEREAS, pursuant to North Carolina General Statute § 153A-341, prior to adopting or rejecting a zoning amendment, the governing board is required to adopt a statement as to whether the amendment is consistent with the comprehensive zoning plan and explaining why the board considers the action taken to be reasonable and in the public interest;
- WHEREAS, the Wake County Planning Board has reviewed the proposed text amendment to the Wake County Unified Development Ordinance as it relates to quasi-judicial proceedings;
- WHEREAS, this Board has reviewed and considered the text amendment and has held a public hearing on the proposed text amendment, and this Board desires to adopt a statement describing why the adoption of the proposed text amendment is consistent with the Wake County Land Use Plan and the Wake County Unified Development Ordinance and why the Board considers the proposed text amendment to be reasonable and in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE WAKE COUNTY BOARD OF COMMISSIONERS THAT:

1. This board finds that the adoption of text amendment OA-01-17 is consistent with the Wake County Land Use Plan and Wake County Unified Development Ordinance because:
 - a. The purpose of the Wake County Land Use Plan, and of the Unified Development Ordinance as seen in Article 1-11, is to promote a guide for the physical development of the County, preserve and enhance the overall quality of life of residents, and establish clear and efficient development review procedures. These purposes are advanced by this text amendment's consolidation of quasi-judicial cases to be heard exclusively by the Wake County Board of Adjustment instead of having some quasi-judicial cases heard by the Board of Adjustment and some heard by the Planning Board, which will clarify and streamline the quasi-judicial review procedures of the Unified Development Ordinance;
2. This Board finds and determines that it is reasonable and in the public interest to adopt the proposed text amendment OA-01-17 because:
 - a. The proposed text amendment provides a clear review process for quasi-judicial proceedings by having all requests for variances from the Unified Development

Ordinance and all appeals from administrative decisions interpreting the Unified Development Ordinance heard exclusively by the Board of Adjustment, whose members receive special training for quasi-judicial proceedings, and which is comprised of both regular and alternate members, which makes it easier to achieve the quorum required by State law to hear and grant variance requests.

Adopted this 5th day of February 2018.

ATTEST:

BOARD OF COMMISSIONERS FOR
THE COUNTY OF WAKE

Denise Hogan, Clerk to the Board

By: _____
Jessica N. Holmes, Chair

APPROVED AS TO FORM:

Scott Warren, County Attorney