

ORDINANCE APPROVING A STATEMENT OF LAND USE PLAN CONSISTENCY, RESONABLENESS, AND PUBLIC INTEREST REGARDING A REZONING REQUEST (ZP-899-18) TO EXTEND THE EXISTING WAKE COUNTY ZONING DISTRICTS TO THE MORE ACCURATE REPRESENTATION OF THE LOCATION OF THE WAKE-CHATHAM-HARNETT COUNTY LINE AS ESTABLISHED BY THE NORTH CAROLINA GEODETIC SURVEY

WHEREAS, this request, to rezone the subject areas as shown on the attached maps and table by extending the existing Wake County zoning districts to the more accurate representation of the location of the county line as established by the North Carolina Geodetic Survey, is consistent with the Wake County Land Use Plan; and

WHEREAS, the proposed zoning map amendment (and the allowable range of uses) would be in accordance with the Wake County zoning that already applies within the subject areas; and

WHEREAS, the existing and proposed extended zoning districts and the existing and allowable range of possible uses, are consistent with the Wake County Land Use Plan's designation, and would be reasonable, and appropriate, for the area; and

WHEREAS, the proposed zoning map amendment would bring the Wake County Zoning Map into conformity with the actual location of the county line as determined by North Carolina Session Law 2018-62 (which established the location of the tri-county common corner) and the North Carolina Geodetic Survey's survey of the county line that was jointly agreed upon by the Wake County and Harnett County Boards of Commissioners on October 15, 2018; and

WHEREAS, the requested rezoning is reasonable and in the public interest because various provisions in the Wake County Unified Development Ordinance and the established development review process with outside agencies such as the North Carolina Department of Transportation and other county departments, will ensure that there are no significant adverse impacts on the public health, safety and general welfare by subsequent development. For example, the subsequent development will comply with county requirements regarding buffering, stormwater and erosion control, and protection of environmentally sensitive areas; and

WHEREAS, the planning staff recommends that the requested rezoning, as presented, is consistent with the Land Use Plan, reasonable, and otherwise advances the public health, safety, and general welfare as outlined in the draft statement; and

WHEREAS, on January 16, 2019, the Wake County Planning Board voted 6-0 to recommend that the Board of Commissioners adopt the staff's draft statement of Land Use Plan consistency, reasonableness, and public interest and found that the requested amendment, as presented, is consistent with the Land Use Plan, reasonable, and in the public interest; and

WHEREAS, the Wake County Board of Commissioners held a duly-noticed public hearing on February 18, 2019 to consider adopting the staff's draft statement of consistency, reasonableness, and public interest regarding the requested zoning map amendment.

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

SECTION I

The requested rezoning, is found to be consistent with the Land Use Plan, reasonable, and in the public interest, and otherwise promotes the public health, safety and general welfare, as outlined in the draft statement.

SECTION II

This statement of consistency, reasonableness, and public interest, is hereby adopted.

Commissioner _____ made a motion that the above ordinance be adopted. Commissioner _____ seconded the motion, and upon vote, the motion carried this 18th day of February 2019.

This Instrument Approved as to Form

Wake County Attorney

Date