

REZ-23-05: SCARBORO APARTMENTS
REZONING CONDITIONS
~~October 2,~~ [_____], 2023

1. No more than 240 dwelling units shall be permitted on the property.
2. The following Principal Uses otherwise listed as Permitted or Special uses in the Principal Use Table of Section 5.1 (“Table 5.1”) shall be prohibited: (i) College/University; (ii) Lodging; (iii) Artisanal Manufacturing; (iv) Bank; (v) Commercial Parking; (vi) Retail Sales and Services, Community; (vii) Retail Sales and Services, Shopping Center; and (viii) Urgent Care.
3. The hours of operation for nonresidential uses shall be between 7:00 AM and 9:00 PM.
4. For purposes of the Town Center requirement for at least twenty percent (20%) of the gross land area to be dedicated for nonresidential uses, those buildings with ground-floor nonresidential uses (i.e., mixed-use buildings) shall count towards the twenty percent (20%) ~~minimum-gross land area minimum~~. Nonresidential uses shall not exceed 20,000 square feet of gross floor area. Attached is Exhibit A, which illustrates the location of the mixed-use buildings / nonresidential use area.
5. Prior to the submittal of a demolition permit for the removal of the single-family home at 201 S. Main Street (PIN 1758-99-8909), the applicant and its successor and assigns (the “Applicant”) shall document the existing structure through photographs and detailed exterior elevation drawings. The Applicant shall send the documentation to the Town of Rolesville Planning Department and Board of Commissioners. The Applicant will allow any non-profit entity, individual or for-profit entity to relocate any of the existing single-family home at no cost to the Applicant and without payment to the Applicant so long as the party relocating the single-family home is solely responsible for the relocation, including without limitation, securing all permits and approvals required by law. Applicant will provide general public notice in the News & Observer of the offer for relocation or salvage. Public notice shall occur at least one hundred eighty (180) days prior to the scheduled demolition of the home. Prior to demolition of the single-family home that has not been relocated within thirty (30) days prior to demolition, the Applicant will allow the Town of Rolesville or any local organization (such as Habitat for Humanity) at least fifteen (15) days to remove items of historic significance and building materials for reuse. This condition shall not require the Applicant to demolish or remove the single-family home.
6. Permitted building siding materials shall include any combination of brick, stone, concrete, masonry, cementitious siding, wood, hard coat stucco, metal, terracotta and/or glass. This Condition shall apply to residential, nonresidential and mixed-use buildings.
7. Vehicular ingress and egress via School Street are prohibited. This condition shall not act as a prohibition on pedestrian access to School Street, nor shall it require pedestrian access to School Street.

8. The Applicant shall dedicate and construct the proposed north-south right-of-way, as shown on the Town of Rolesville Community Transportation Plan, subject to approval from any and all governmental entities with jurisdictional authority.

9. The Applicant shall construct a 10' wide ~~greenway-trail~~sidepath (the "~~Trail~~Path") from the S. Main Street right-of-way to the boundary line with adjacent property with PIN 1768-09-8727, subject to all governmental reviews and approvals, in accordance with the Town of Rolesville Greenway Plan. ~~The Trail~~The Path shall be paved with either asphalt or concrete. A planting strip at least five feet (5') wide shall separate the Path from the vehicular travel lanes. The Path shall be located within the to-be-dedicated and -constructed public right-of-way, as shown on the Concept Plan. Along this side of the proposed right-of-way, the ~~Trail~~Path shall take the place of and serve as the sidewalk.

~~10. The Concept Plan, as referenced herein, is an illustrative representation of the Project. The Concept Plan shall not prohibit changes to the building location, building size, building shape, or any other Project feature, so long as those changes comply with the LDO. The Applicant shall not be required to strictly adhere to the Concept Plan. Project design shall be finalized during site plan review.~~

10. Approval of this rezoning and Concept Plan shall not preclude the Developer from pursuing any administrative amendments to the Concept Plan as prescribed in LDO Section 3.4.

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