

Agenda

Greenville City Council

December 9, 2021 6:00 PM City Hall Council Chambers, 200 West 5th Street

Assistive listening devices are available upon request for meetings held in the Council Chambers. If an interpreter is needed for deaf or hearing impaired citizens, please call 252-329-4422 (voice) or 252-329-4060 (TDD) no later than two business days prior to the meeting.

- I. Call Meeting To Order
- II. Invocation Council Member Daniels
- III. Pledge of Allegiance
- IV. Roll Call
- V. Approval of Agenda
- VI. Public Comment Period

The Public Comment Period is a period reserved for comments by the public. Items that were or are scheduled to be the subject of public hearings conducted at the same meeting or another meeting during the same week shall not be discussed. A total of 30 minutes is allocated with each individual being allowed no more than 3 minutes. Individuals who registered with the City Clerk to speak will speak in the order registered until the allocated 30 minutes expires. If time remains after all persons who registered have spoken, individuals who did not register will have an opportunity to speak until the allocated 30 minutes expires.

VII. Appointments

1. Appointments to Boards and Commissions

2. Appointments to Mid-East Commission

VIII. New Business

Public Hearings

- 3. Ordinance to annex Caroline Place involving 23.797 acres located along the eastern rightof-way of Charles Boulevard and adjacent to Grace Church
- 4. Ordinance requested by Spring Forest Road Group, LLC to rezone 11.764 acres located at the northeastern corner of the intersection of Spring Forest Road and the CSX Railroad from MO (Medical-Office) to MR (Medical-Residential [High Density Multi-family])
- 5. First Public Hearing for the 2022-2023 Annual Action Plan for CDBG and HOME Funds

IX. City Manager's Report

- X. Comments from Mayor and City Council
- XI. Adjournment



City of Greenville, North Carolina

Meeting Date: 12/09/2021

<u>Title of Item:</u>	Appointments to Boards and Commissions
Explanation:	City Council appointments need to be made to the Board of Adjustment, Housing Authority, Human Relations Council, Multimodal Transportation Commission, Police Community Relations Committee, Recreation and Parks Commission, and Youth Council.
	The City Council updated the Boards and Commission Policy on October 9, 2017 to include a provision for extended vacancies: Nominations for Extended Vacancies "In the event there is a vacancy on a City board or commissions which has been on the City Council agenda for appointment by City Council for more than three (3) calendar months in which a regular City Council meeting has been held, then any Council Member may make a nomination to fill the vacancy without regard to any other provision relating to who has the authority to make the nomination. If there is more than one nomination, the appointment shall be conducted in accordance with the procedure for nomination and elections in Robert's Rules of Order." Under this provision, the following seats are open to nominations from the City Council: -Sterling Edmonds on Housing Authority and 8 seats on Human Relations Council.
Fiscal Note:	No direst fiscal impact
Recommendation:	Make appointments to the Board of Adjustment, Housing Authority, Human Relations Council, Multimodal Transportation Commission, Police Community Relations Committee, Recreation and Parks Commission, and Youth Council.

ATTACHMENTS

December 2021 Appointments to Boards and Commissions.pdf

Appointments to Boards and Commissions

December 2021

Board of Adjustment

Council Liaison: Council Member Brian Meyerhoeffer

Name	District #	CurrentReappointmentTermStatus		Expiration Date	
Michael Glenn		Second	Resigned	June 2022	
(Council Membe	er Bell)				

Housing Authority

Council Liaison: Council Member Monica Daniels

Name	District #	Current Term	Reappointment Status	Expiration Date
Sterling Edmon	ds 4	Third term	Ineligible	May 2021

(Council Member Litchfield)

Human Relations Council

Council Liaison: Mayor Pro-Tem Rose Glover

Name I	District #	Current Term	Reappointment Status	Expiration Date
Francisco Limo	on 5	Filling unexpired term	Eligible	September 2021
LaQuon Rogers	s County	Filling unexpired term	Eligible	September 2021
Antonio Milton	5	First term	Eligible	September 2021
Olive Barrett	5	Second term	Ineligible	September 2021
James Cox	4	First term	Resigned	September 2021
Montez Bishop	5	First term	Resigned	September 2022
Deborah Shepp	ard 5	First term	Resigned	September 2023

Mark Rasdorf	4 Firs	st term Resig		gned	September 2022
Council Liaison:			-	Commission	
Name	District #	Current Term	Reappoir Statı		Expiration Date
Jessica Harley	3	First term	Resi	gned J	anuary 2023
Council Liaison: Name		•	·		Expiration Date
Carol Naipaul	2		Filling unexpired term Resign		October 2023
(Mayor Pro-Te	m Glover)				
	Re	creation and	Parks Co	ommission	
Council Liaisor	n: Council N	lember Monica	Daniels		
Name	Distric	Curren t # Term	nt	Reappointme Status	nt Expiration Date
Kristian Williams	5 5	First tern	First term		May 2023
(Mayor Pro-Tem	Glover)				

Youth Council

Council Liaison: Mayor Pro-Tem Rose Glover

Name	Current F Term	Reappointment Status	Expiration Date
Olivia Chiancone	First term	Eligible	September 2021
Mabre Dawson	First term	Eligible	September 2021
Jamia Galloway	First term	Eligible	September 2021

Asia Gorham	First term	Eligible	September 2021
Diego Lorenzo	First term	Eligible	September 2021
Lexi Karaivanova	First term	Eligible	September 2021
DyQuan Bunns	Filling unexpired term	Eligible	September 2021
Heather Lee	Filling unexpired term	Eligible	September 2021
Olivia Thorn	Filling unexpired term	Eligible	September 2021

Applicants for Board of Adjustment

Najiyyah Lewis 3160 Ruth Court Greenville, NC 27834

Application Date: 12/16/2020

Home Phone: (252) 561-5590 Business Phone:

Email: covington_najiyyah@yahoo.com

Application Date: 09/08/2021

Home Phone: (319) 327-2152 Business Phone:

Email: joel.sweeney@overtongroup.net

District #: 2

Joel Sweeney 3440 Briarcliff Drive Apt I Greenville, NC 27834

District #: 1

Applicants for Housing Authority

Gary L. Davis 821 Knoll Circle Greenville, NC 27858

Application Date: 9/6/2021

Home Phone: (252) 916-3295 Business Phone:

District #: 4

Email: davisg13@outlook.com

Applicants for Human Relations Council

Liz Liles 2113 Southview Dr Greenville, NC 27858

Application Date: 7/18/2021

Home Phone: (252) 375-9712 Business Phone: (252) 295-7517

Email: <u>liz@daughtersofworth.org</u>

Reginald Watson 211 Pin Oak Court Greenville, NC 27834

District #: 5

District #: 4

Tyrone Walston 2706 Webb Street Greenville, NC 27834

District #: 2

Application Date: 7/27/2020

Home Phone: (252) 355-3380 Business Phone: (252) 328-6684

Email: waston@ecu.edu

Application Date: 12/1/2019

Home Phone: (252) 412-7351 **Business Phone:** (252) 752-6154

Email: walston.tyone@gmail.com

Applicants for Multimodal Transportation Commission

Arcina D. Dixon 4016 Dublin Road Winterville, NC 28590

Application Date: 12/16/2019

Home Phone: (252) 227-8556 Business Phone:

District #: 5

Email: dixona73@gmail.com

Applicants for Police Community Relations Committee

None.

Applicants for Recreation and Parks Commission

Joel Sweeney 3440 Briarcliff Drive Apt I Greenville, NC 27834 Application Date: 09/08/2021

Home Phone: (319) 327-2152 Business Phone:

Email: joel.sweeney@overtongroup.net

Betsy Byma 1903 Tottenham Ct Winterville, NC 28590

District #: 5

District #: 1

Najiyah Lewis 3160 Ruth Court Greenville, NC 27834

District #: 2

Tamilla Wiggins 101 F. West Victoria Greenville, NC 27834

District #: 5

Application Date: 1/11/2021

Home Phone: (607) 745-7661 Business Phone: Email: <u>betsy.k.byma@gmail.com</u>

Application Date: 12/16/2020

Home Phone: (252) 561-5590 Business Phone: Email: Covington_najiyah@yahoo.com

Application Date: 9/16/2020

Home Phone: (252) 258-8580 Business Phone: Email: tamillawiggins@yahoo.com

John Ashby 3903 A Elkin Ridge Drive Greenville, NC 27858

District #: 4

Application Date: 02/5/2020

Home Phone:(252) 714-7614Business Phone:(252) 296-1200

Email: john1993ashby@gmail.com

Applicants for Youth Council

None.



City of Greenville, North Carolina

Title of Item:	Appointments to Mid-East Commission
Explanation:	In accordance with the Mid-East Commission's bylaws, the City Council has a regular member and an alternate member on the Mid-East Commission. The members are appointed to serve a term of two calendar years. Appointments need to be made to fill the regular and alternate seats for a term that will commence January 1, 2022 and expire on December 31, 2023.
	Historically, the City has appointed the Director of Planning & Development Services as the regular member and an alternate. Currently, Planning & Development Services Director Thomas Barnett is serving as the City's regular member on the Mid-East Commission with Development Liaison Adrian Atkinson serving as the alternate member.
Fiscal Note:	No direct fiscal impact.
Recommendation:	Reappoint Director Barnett as the City's regular member on the Mid-East Commission and appoint Development Liaison Atkinson as the alternate member for a term that will commence on January 1, 2022, and expire on December 31, 2023.



City of Greenville, North Carolina

Title of Item:Ordinance to annex Caroline Place involving 23.797 acres located along the
eastern right-of-way of Charles Boulevard and adjacent to Grace Church

Explanation: A. SCHEDULE

- 1. Advertising date: November 27, 2021
- 2. City Council public hearing date: December 9, 2021
- 3. Effective date: December 9, 2021

B. CHARACTERISTICS

- 1. Relation to primary city limits: Contiguous
- 2. Relation to recognized industrial area: Outside
- 3. Acres: 23.797
- 4. Voting District: 4
- 5. Township: Winterville
- 6. Zoning: R6 (Residential)
- 7. Existing land use: Vacant
- 8. Anticipated land use: 330 multi-family units
- 9. Population estimate

	Formula	Number of people
Total current:	0	0
Estimated at full development	330 x 2.18*	719
Current minority	0	0
Estimated minority at full development	719 x 43.4%	312
Current white	0	0
Estimated white at full development	719 - 312	407

* average household size in Greenville (Source: Census.gov)

- 10. Rural fire tax district: Eastern Pines
- 11. Greenville fire district: Station 3 (0.9 miles)
- 12. Present tax value: \$1,556,728
- 13. Estimated tax value: \$69,300,000

Fiscal Note: The total estimated tax value at full development is \$69,300,000.

ATTACHMENTS

- **Ordinance_-_Caroline_Place.pdf**
- **1** 21-027 Caroline Place Survey.pdf

ORDINANCE NO. 21-AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville has been petitioned under G.S. 160A-31, as amended, to annex the area described herein; and

WHEREAS, the City Council has directed the City Clerk to investigate the sufficiency of said petition; and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at 6:00 p.m. on the 9th day of December, 2021, after due notice by publication in <u>The Daily Reflector</u> on the 27th day of November, 2021; and

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G.S. 160A-31, as amended.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES ORDAIN:

<u>Section 1</u>. That by virtue of the authority vested in the City Council of the City of Greenville, North Carolina, under G. S. 160A-31, as amended, the following described contiguous territory is annexed:

- TO WIT: Being all of that certain property as shown on the annexation map entitled "Caroline Place", involving 23.797 acres prepared by Baldwin Design Consultants, PA.
- LOCATION: Situate in Winterville Township, Pitt County, North Carolina, located along the eastern right-of-way of Charles Boulevard (NC HWY 43) and north of Grace Church.

GENERAL DESCRIPTION:

Beginning at an existing iron pipe on the eastern right-of-way of NC Hwy 43 (Charles Boulevard), said iron pipe being the southwestern corner of the Sony Huynh and wife, Quynh Chan Phan Property as described in Deed Book 4076, Page 150 of the Pitt County Register of Deeds. From the above described beginning, so located, running thence as follows:

Leaving the eastern right-of-way of NC Hwy 43 (Charles Boulevard), and with the southern and eastern lines of above referenced Sony Huynh and wife, Quynh Chan Phan Property, N 74°30'00" E 490.60' and N 15°30'00" W 195.60', thence N 74°30'00" E 80.58', thence S 83°36'08" E 974.28', thence N 06°23'06" E 135.25', thence S 83°36'54" E 438.18', thence S

 $06^{\circ}23'06''$ W 226.83' to a point on the centerline of Meeting House Branch, thence with the centerline of Meeting House Branch, S 87° 03'52" W 78.36', N 75°42'40" W 82.84', S 80°06'31" W 22.33', S 41°37'45" W 11.33', S 67°40'44" W 12.04', N 81°44'37" W 18.96', S 67°10'43" W 27.41', S 41°29'09" W 51.78', S 41°42'10" W 94.24', S 49°36'31" W 95.84', S 69°29'14" W 67.12', S 71°14'41" W 63.37', S 61°10'01" W 35.94', S 53°44'00" W 45.55', S 48°26'48" W 187.76', S 76°36'59" W 28.75', S 84°06'31" W 42.66', S 77°25'11" W 52.68', S 59°55'09" W 50.95', S 56°44'52" W 65.62', S 35°18'13" W 40.89', S 24°15'25" W 60.30', S 29°34'12" W 92.75', S 39°15'28" W 27.10', S 31°53'38" W 34.02', S 40°20'21" W 65.25', S 46°57'44" W 60.02', S 58°39'48" W 54.79', S 62°44'33" W 30.52', S 57°35'39" W 31.17', S 53°25'53" W 61.52', S 71°30'09" W 52.69', S 68°34'25" W 13.58', S 49°38'28" W 18.40', S 74°30'00" W 11.84', to a point on the eastern right-of-way of NC Hwy 43 (Charles Boulevard, thence with the eastern right-of-way of NC Hwy 43 (Charles Boulevard), N 15°30'00" W 913.55' to the point of beginning containing 23.797 acres and being a portion of the property described in Deed Book Y-32, Page 278 of the Pitt County Register of Deeds.

<u>Section 2.</u> Territory annexed to the City of Greenville by this ordinance shall, pursuant to the terms of G.S. 160A-23, be annexed into Greenville municipal election district four. The City Clerk, City Engineer, representatives of the Board of Elections, and any other person having responsibility or charge of official maps or documents shall amend those maps or documents to reflect the annexation of this territory into municipal election district four.

<u>Section 3</u>. The territory annexed and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the City of Greenville and shall be entitled to the same privileges and benefits as other territory now within the City of Greenville. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

<u>Section 4</u>. The Mayor of the City of Greenville, North Carolina, shall cause a copy of the map of the territory annexed by this ordinance and a certified copy of this ordinance to be recorded in the office of the Register of Deeds of Pitt County and in the Office of the Secretary of State in Raleigh, North Carolina. Such a map shall also be delivered to the Pitt County Board of Elections as required by G.S. 163-288.1.

Section 5. This annexation shall take effect from and after the 9^{th} day of December, 2021.

ADOPTED this 9th day of December, 2021.

P. J. Connelly, Mayor

ATTEST:

Valerie Shiuwegar, City Clerk

NORTH CAROLINA PITT COUNTY

I, Camillia P. Smith, a Notary Public for said County and State, certify that Valerie Shiuwegar personally came before me this day and acknowledged that she is the City Clerk of the City of Greenville, a municipality, and that by authority duly given and as the act of the municipality, the foregoing instrument was signed in its name by its Mayor, sealed with the corporate seal, and attested by herself as its City Clerk.

WITNESS my hand and official seal this ____th day of _____, 2021.

Notary Public

My Commission Expires: _____

1156094





City of Greenville, North Carolina

Title of Item:Ordinance requested by Spring Forest Road Group, LLC to rezone 11.764 acres
located at the northeastern corner of the intersection of Spring Forest Road and
the CSX Railroad from MO (Medical-Office) to MR (Medical-Residential [High
Density Multi-family])

Explanation: Required Notices:

Planning and Zoning meeting notice (property owner and adjoining property owner letter) mailed on November 2, 2021.
On-site sign(s) posted on November 2, 2021.
City Council public hearing notice (property owner and adjoining property owner letter) mailed November 23, 2021.
Public hearing legal advertisement published November 27, 2021 and December 4, 2021.

Comprehensive Plan:

The Future Land Use and Character Map shows medical transition (MT) at the intersection of Johns Hopkins Drive and Spring Forest Road transitioning to office/institutional (OI) before the CSX Railroad then to residential, high density (HDR). There is potential conservation and open space (PCOS) shown along the northern and eastern property lines of the subject property.

Medical Transition

Area surrounding the medical core with a mix of related medical and institutional uses in a similar pattern to office / institutional. This area may serve as a future expansion of the medical core, but should offer amenities that support or complement the vitality of the medical core.

Intent:

- Allow development of locally-serving commercial, accommodation, and residential uses
- Improve/provide public realm features such as signs, sidewalks,

landscaping

- Reduce access-points into development for pedestrian and vehicular safety
- Locate new buildings near street on at least one side and accommodate parking to the side or rear of buildings; cluster buildings to consolidate and share surface parking
- Consider accessibility to transit services and pedestrian connectivity within the medical core and adjacent area

Primary uses:

Institutional/civic

Medical office

Secondary uses:

Mixed use

Multi-family residential

Office/Institutional

These areas serve as a transition between more intense commercial areas and surrounding neighborhoods. The form of future development should take a more walkable pattern with shorter blocks, buildings near streets, shared parking, and connections to surrounding development.

Intent:

- Provide connectivity to nearby uses (paths, streets)
- Locate new buildings near street on at least one side and accommodate parking to the side or rear of buildings; cluster buildings to consolidate and share surface parking
- Improve/provide public realm features such as signs, sidewalks, landscaping
- Reduce access-points into development for pedestrian and vehicular safety

Primary uses:

Office

Institutional/civic

Potential Conservation/Open Space

Potential conservation/open space land is typically located in areas that contain existing parkland, needed land buffers, exhibit potential for flooding, or are deemed inappropriate for development due to physical or environmental barriers. Some land within this area may not contain barriers to development, or there may be reasonable mitigation. Site analysis is needed to determine development capabilities in these areas.

The Future Land Use and Character Map identifies certain areas as potential conservation/open space. Much of this area is designated based upon data on flood-prone land and environmental constraints that may not correspond precisely with conditions on the ground. Seeing an area designated this way is the beginning of a conversation. When considering rezoning requests or other development proposals, some areas classified as potential conservation/open space may be determined not to contain anticipated limitations on development, or that existing concerns can reasonably be mitigated. In such cases, the future preferred land use should be based on adjacent Land Use and Character designations, contextual considerations, and the general policies of the comprehensive plan.

Intent:

- Conserve environmentally-sensitive land
- Buffer incompatible land uses with open space
- Provide open space network through the city for recreation
- Conservation/open space buffers adjacent to industrial development should be maintained at a width based on the type of industry and its potential to create compatibility problems
- Greenways and greenway connectors should be maintained to be consistent with the Greenway Plan.

Thoroughfare/Traffic Report Summary (Engineering Department):

Based on the analysis comparing the existing zoning (974 daily trips) and requested rezoning, the proposed rezoning classification could generate 1,061 trips to and from the site, which is a net decrease of 87 trips per day. Since the increase is small and there are several roadways in the surrounding network for the traffic to disperse, a traffic volume report was not generated.

During the review process, measures to mitigate the traffic will be determined.

History/Background:

In 1976, the property was incorporated into the City's extra-territorial jurisdiction (ETJ) and zoned RA20. In 1985, the Medical District was adopted by City Council. The subject property was included as part of the Medical District and zoned to its current zoning (MO).

Existing Land Uses:

Vacant

Water/Sewer:

Water and sanitary sewer are available to the property.

Historic Sites:

There are no known effects on historic sites.

Environmental Conditions/Constraints:

The property is located in the Green Mill Run watershed. If stormwater rules apply, it would require 25-year detention, nitrogen and phosphorus reduction.

The property is located in the Special Flood Hazard Area.

Surrounding Land Uses and Zoning:

North: MO: ECU Psychiatric Outpatient Clinic South: R6: Vacant East: MR: Parkside Commons Apartments West: MO: Greenville Plastic Surgery, Dr. Charles Means, Jr. DDS, and Eastern Dermatology and Pathology

Density Estimates:

Under the proposed zoning, the site could accommodate 90,000-100,000 square feet of office space.

Under the current zoning, the site could accommodate 135-145 multi-family units (1, 2 and 3 bedrooms).

The anticipated build-out is within 2-3 years.

Additional Staff Comments:

Under North Carolina General Statues 160D-605, if the governing board wishes to approve a rezoning request that is not in compliance with the adopted comprehensive plan, the zoning amendment shall have the effect of also amending any future land use map in the approved plan, and no additional request or application for a plan amendment shall be required. Also, a statement analyzing the reasonableness of the proposed rezoning shall be approved by the governing board. This statement of reasonableness may consider, among other factors, (i) the size, physical conditions, and other attributes of the area proposed to be rezoned, (ii) the benefits and detriments to the landowners, the neighbors, and the surrounding community, (iii) the relationship between the current actual and permissible development on the tract and adjoining areas and the development that would be permissible under the proposed amendment; (iv) why the action taken is in the public interest; and (v) any changed conditions warranting the amendment. The required findings are provided in the attached ordinance.

Fiscal Note: No cost to the City.

Recommendation: In staff's opinion, the request is <u>not in compliance with Horizons 2026:</u> <u>Greenville's Community Plan</u> and the Future Land Use and Character Map. Therefore, staff recommends denial.

> <u>"Not in compliance with the comprehensive plan" should be construed as</u> meaning the requested zoning (i) is specifically noncompliant with plan objectives and recommendations including the range of allowable uses in the proposed zone, etc... and/or is of a scale, dimension, configuration or location that is not objectively in keeping with plan intent and (ii) does not promote or preserve the desired urban form. The requested zoning is considered undesirable and not in the public interest, and <u>staff recommends</u> denial of the requested rezoning.

The Planning and Zoning Commission voted to approve (5:1) the request at its November 16, 2021 meeting.

If City Council determines to approve the request, a motion to adopt the attached rezoning ordinance will accomplish this. The ordinance includes the statutorily required statement describing whether the action taken is consistent with the comprehensive plan and explaining why Council considers the action taken to be reasonable and in the public interest.

If City Council determines to deny the rezoning request, in order to comply with this statutory requirement, it is recommended that the motion be as follows:

"Motion to deny the proposed amendment and to make a finding and determination that, the request is inconsistent with the comprehensive plan and

to adopt the staff report which addresses plan consistency and other matters. "

Note: In addition to the other criteria, the Planning and Zoning Commission and City Council shall consider the entire range of permitted and special uses for the existing and proposed districts as listed under Title 9, Chapter 4, Article D of the Greenville City Code.

ATTACHMENTS

- **Ordinance_-_Spring_Forest_Rd_Group.pdf**
- **Minutes Spring_Forest_RZ.pdf**
- **Written_comments_Spring Forest Rd Group rezoning.pdf**
- Spring Forest APO map.pdf
- Spring Forest Road Survey.pdf
- Density and Veg Charts.pdf

ORDINANCE NO. 21-AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE REZONING TERRITORY LOCATED WITHIN THE PLANNING AND ZONING JURISDICTION OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville, North Carolina, in accordance with Article 6, Chapter 160D, of the General Statutes of North Carolina, caused a public notice to be given and published once a week for two successive weeks in <u>The Daily Reflector</u> setting forth that the City Council would, on the 9th day of December, 2021, at 6:00 p.m., conduct a public hearing on the adoption of an ordinance rezoning the following described territory;

WHEREAS, the City Council has been informed of and has considered all of the permitted and special uses of the districts under consideration;

WHEREAS, in accordance with the applicable provisions of North Carolina General Statute 160D-605, the City Council does hereby find and determine that the adoption of the ordinance zoning is reasonable and in the public interest due by encouraging the most appropriate use of land;

WHEREAS, as a further description as to why the action taken is consistent with the comprehensive plan and other officially adopted plans that are applicable in compliance with the provisions of North Carolina General Statute 160D-605, the City Council of the City of Greenville does hereby find and determine that the adoption of this ordinance will, in addition to the furtherance of other goals and objectives, promote the safety and general welfare of the community because the requested zoning encourages the most appropriate use of land that allows for the development needs of the community and is located in a Primary Service Area;

WHEREAS, the <u>Horizons 2026</u>: <u>Greenville's Community Plan</u> was adopted on September 8, 2016, by the City Council by the adoption of Ordinance No. 16-055 and includes text and a Future Land Use and Character Map;

WHEREAS, the <u>Horizons 2026</u>: <u>Greenville's Community Plan</u> serves as the City of Greenville's comprehensive plan for zoning purposes and will from time to time be amended by the City Council;

WHEREAS, in accordance with the provisions of North Carolina General Statute 160D-605, this ordinance is deemed an amendment to the comprehensive plan;

THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

<u>Section 1.</u> That the following described territory is rezoned from MO (Medical-Office) to MR (Medical-Residential).

TO WIT: Spring Forest Road Group, LLC

LOCATION: Located at the northeastern corner of the intersection of Spring Forest Road and the CSX Railroad.

DESCRIPTION:

Lying and being located in Greenville, Greenville Township, Pitt County, NC and being more particularly described as follows:

Beginning at a point located at the intersection of the eastern right of way of Spring Forest Road and the northern right of way of Norfolk Southern Railroad thence running along the eastern right of way of Spring Forest Road the following courses and distance N 00-30-30 W, 119.68 feet to a point; thence with a curve to the right having a radius of 390.02 feet a chord bearing and distance N 07-07-34 E, 103.63 feet to a point; thence N 14-45-37 E, 322.80 feet to a point; thence with a curve to the left having a radius of 300.02 feet a chord bearing and distance N 04-15-17 E, 109.41 feet to a point; thence N 06-15-04 W, 177.37 feet to a point; thence leaving the eastern right of way of Spring Forest Road S 70-57-04 E, 114.85 feet to a point; thence N 80-50-45 E, 97.02 feet to a point; thence S 80-45-24 E, 81.28 feet to a point; thence S 64-18-37 E, 44.86 feet to a point; thence S 38-16-47 E, 34.99 feet to a point; thence S 13-43-58 E, 49.14 feet to a point; thence S 49-54-09 E, 69.02 feet to a point; thence S 57-31-19 E, 70.05 feet to a point; thence S 15-58-00 W, 36.76 feet to a point; thence S 11-20-11 E, 40.48 feet to a point; thence S 55-05-24 E, 60.97 feet to a point; thence S 61-11-14 E, 34.68 feet to a point; thence S 64-30-15 E, 38.56 feet to a point; thence S 06-51-16 E, 51.56 feet to a point; thence S 73-13-57 E, 45.24 feet to a point; thence S 50-28-36 E, 39.85 feet to a point; thence S 12-16-50 E, 35.04 feet to a point; thence N 34-47-02 E, 33.95 feet to a point; thence N 73-47-08 E, 30.37 feet to a point; thence S 16-16-00 E, 26.50 feet to a point; thence S 41-03-30 E, 60.50 feet to a point located on the northern right of way of Norfolk Southern Railroad; thence running along the northern right of way of Norfolk Southern Railroad S 89-29-30 W, 1,141.50 feet to the point of beginning containing 11.764 acres.

<u>Section 2.</u> The Future Land Use and Character Map is hereby amended by re-designating the "Office/Institutional" category to the "Residential, High Density" category for the area described in Section 1.

<u>Section 3.</u> That the Director of Planning and Development Services is directed to amend the zoning map of the City of Greenville in accordance with this ordinance.

<u>Section 4</u>. That all ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

ADOPTED this 9th day of December, 2021.

P. J. Connelly, Mayor

ATTEST:

Valerie Shiuwegar, City Clerk

Excerpt from the draft Planning & Zoning Commission Minutes (11/16/21)

Mr. Overton asked to recuse himself from item number two as his father is one of the owners of the property.

Motion made by Mr. West, seconded by Mr. Maxwell, to recuse Michael Overton from item number two. Motion passed unanimously.

REQUEST BY SPRING FOREST ROAD GROUP, LLC TO REZONE 11.764 ACRES LOCATED AT THE NORTHEASTERN CORNER OF THE INTERSECTION OF SPRING FOREST ROAD AND THE CSX RAILROAD FROM MO (MEDICAL-OFFICE) TO MR (MEDICAL-RESIDENTIAL [HIGH DENSITY MULTI-FAMILY]) – APPROVED.

Chantae Gooby presented for staff. The property is located in the Greens Mill Run watershed and will require 25year detention along with nitrogen and phosphorus reduction and it is located in a special hazard area. A traffic volume report was not generated because there was a decrease in traffic between the full build-out at current zoning and full build-out at the proposed zoning. Currently the property is zoned Medical-Office and could accommodate roughly 90,000 square feet of office space. Under the requested zoning of Medical-Residential, it could accommodate 140 multi-family units. The property is adjacent to Medical-Residential and Medical-Office zoning districts. The Future Land Use Plan recommends Medical-Transition which is a land use category that offers amenities that support and complement the medical district. This could include office, small scale commercial, and residential uses. The Office/Institutional character serves as a buffer between commercial and residential uses. In staff's opinion, the request is not in compliance with the <u>Horizons 2026: Greenville's Community Plan</u> and the Future Land Use Plan. The property is located in a transition area between residential and non-residential. Therefore, staff recommends denial of the request.

Chairman Faison opened the public hearing.

Bryan Fagundus spoke in favor. He stated this property has been zoned Medical-Office since 1985 and has remained undeveloped. The rezoning is compatible with the uses that surround it although it is slightly out of the context of the Comprehensive Plan. This request would help give some surrounding land use compliance while also fostering development potential for this parcel.

Michael Overton spoke in favor. He stated his father has owned this property for 14 years and has marketed the property without any luck. They feel this is the best use to develop the property and that this use is compliant with the surrounding uses.

No one spoke in opposition.

Chairman Faison closed the public hearing.

Chairman Faison noted the Commission received one written comment in objection to the request.

Motion made by Mr. Parker, seconded by Mr. Robinson, to recommend approval of the proposed amendment, to advise that, although the proposed amendment is not consistent with the comprehensive plan, in this instance it is an appropriate zoning classification, and to adopt the staff report which addresses plan consistency. Motion passed 5 to 1. Voting in favor: West, Robinson, Parker, Collins, Guth. Voting in opposition: Maxwell.

WRITTEN COMMENTS FOR PLANNING AND ZONING COMMISSION NOVEMBER 16, 2021

REQUEST BY SPRING FOREST ROAD GROUP, LLC TO REZONE 11.764 ACRES LOCATED AT THE NORTHEASTERN CORNER OF THE INTERSECTION OF SPRING FOREST ROAD AND THE CSX RAILROAD FROM MO (MEDICAL-OFFICE) TO MR (MEDICAL-RESIDENTIAL [HIGH DENSITY MULTI-FAMILY]).

IN OPPOSITION

1. Constance T. Matula 515 Spring Forest Rd Greenville, NC 27571

Thank you for the opportunity to comment on the proposed rezoning of 11.764 acres located at the northeastern corner of the intersection of Spring Forest Road and the CSX Railroad from MO (Medical Office) to MR (Medical-Residential [High Density Multi-family]).

My children and I own a condominium across the railroad tracks from the subject property and we request denial of the request to rezone the subject property. Our opposition is based on the following observations:

- Residents of Spring Forest Condos observe deer and other wildlife on the subject property. City of Greenville planning documents note a potential conservation and open space (PCOS) area near the subject property lines. It would be desirable if development of the subject property supported conservation and open space.
- Any development of the subject property should seek to minimize stormwater run-off and provide a substantial vegetative buffer to neighboring properties.
- Greenville's *Horizons 2026* plan designates the area as "Medical Core" to support the medical economic engine for the City of Greenville. The "Special Area Plan: Medical Area," adopted September 8, 2016, provides the following land use and design direction: 1) maintain the primacy of medical uses, 2) provide amenities for visitors and employees, 3) encourage development of mixed-use activity centers, 4) encourage development patterns that better balance the needs of pedestrians, bicycles and vehicular traffic.
- High Density Multi-Family development would likely increase vehicular traffic volume in the early morning and early evening hours which is often already problematic at the intersection of Stantonsburg Rd. and Johns Hopkins Dr. Alternative uses of the property could provide a more consistent traffic flow.

Thank you very much for your thoughtful consideration of our observations when you consider the rezoning request.





R	RESIDENTIAL DENSITY CHART					
Density Level	Future Land Use and Character Type	Applicable Zoning District(s)	Units per Acre***			
	Uptown Edge (UE)	CDF and CD*	17 units per acre			
	Mixed Use, High Intensity	OR	17 units per acre			
High	(MUHI)	R6, MR	17 units per acre			
U U	Residential, High Density	R6, MR, OR	17 units per acre			
	(HDR)	R6MH	17 units per acre			
	Medical-Transition (MT)	MR	17 units per acre			
		OR	17 units per acre			
	Mixed Use (MU)	R6, MR	17 units per acre			
		R6A	9 units per acre			
High to Medium	Uptown Neighborhood (UN)	R6S	7 units per acre			
	Traditional Neighborhood,	R6	17 units per acre			
	Medium-High Density (TNMH)	R6A	9 units per acre			
		R6S	7 units per acre			
	Traditional Naighbarbaad, Law	R9	6 units per acre			
	Traditional Neighborhood, Low- Medium Density (TNLM)	R9S	5 units per acre			
		R15S	3 units per acre			
Medium to Low		R9S	5 units per acre			
	Residential, Low-Medium	R15S	3 units per acre			
	Density (LMDR)	RA20	4 units per acre			
		MRS	4 units per acre			

* The residential density of the CD zoning district is based on the size of the mechanically conditioned floor area. See Section 9-4-153 in the City Code for development standards.

*** Maximim allowable density in the respective zoning district.

BUFFERYARD SETBACK AND VEGETATION SCREENING CHART

For Illustrative Purposes Only

Bufferyard Requ	uirments: Match	proposed land us	e with adjacent per	mitted land use or	adjacent vacant	t zone/nonconform	ing use to determine ap	plicable bufferyard.
PROPOSED LAND USE CLASS (#)		ADJACENT PERMITTED LAND USE CLASS			ASS (#)		ACANT ZONE OR FORMING USE	PUBLIC/PRIVATE STREETS OR R.R
	Single-Family Residential (1)	Multi-Family Residential (2)	Office/Institutional, light Commercial, Service (3)	Heavy Commercial, Light Industry (4)	Heavy Industrial (5)	Residential (1) - (2)	Non-Residential (3) - (5)	
Multi-Family Development (2)	С	В	В	В	В	С	В	А
Office/Institutional, Light Commercial, Service (3)	D	D	В	В	В	D	В	A
Heavy Commercial, Light Industry (4)	E	E	В	В	В	E	В	А
Heavy Industrial (5)	F	F	В	В	В	F	В	А
		Bufferyard A	(street yard)			1	Bufferyard B (no	screen required)
Lot S	ize	ze For every		very 100 linear fe	eet		Lot Size	Width
Less than 25	,000 sq.ft.	Width 4'	2	large street trees			Less than 25,000 sq.ft.	4'
25,000 to 175	,000 sq.ft.	sq.ft. 6' 2 larg		large street trees	;		25,000 to 175,000 sq.ft.	6'
Over 175,0	100 sq.ft. 10' 2 l		large street trees			Over 175,000 sq.ft.	10'	
	Street tree	es may count tow	ard the minimum	acreage.				
	Bufferyard C (screen required)	1		Bufferyard	D (screen required)	
Width	Fo	or every 100 linea	ar feet	1	Width		For every 100 linear f	feet
10'	3 large evergreen trees 4 small evergreens 16 evergreen shrubs				20'	2	large evergreen tr 6 small evergreer 16 evergreen shru	าร
Where a fence or provided, the buff					Bufferyard evergreen	width may be red hedge (addition	duced by fifty (50%) p al material) or earth b	ercent if a fence, erm is provided.
	Buffervard E (s	screen required)	-		Buffervard	F (screen require	d)
Width	1	or every 100 linea	-		Width		or every 100 linear	
30'	8	6 large evergreen trees 8 small evergreens 26 evergreen shrubs			50'	٤	3 large evergreen tr 10 small evergree 36 evergreen shru	ns
				4	I			

Bufferyard width may be reduced by fifty (50%) percent if a fence, evergreen hedge (additional material) or earth berm is provided.

Bufferyard width may be reduced by fifty (50%) percent if a fence, evergreen hedge (additional material) or earth berm is provided.

Parking Area: Thirty (30) inch high screen required for all parking areas located within fifty (50) feet of a street right-of-way.



City of Greenville, North Carolina

<u>Title of Item:</u>	First Public Hearing for the 2022-2023 Annual Action Plan for CDBG and HOME Funds
Explanation:	As a requirement of receiving Community Development Block Grant (CDBG) and HOME Investment Partnership funds, the City must prepare an Annual Action Plan each year of its 2018-2022 Consolidated Plan, outlining planned activities and funding amounts.
	 The Housing Division of the Planning and Development Services Department is in the process of identifying activities for the 2022-2023 fiscal year, the last year of the Consolidated Plan. The following are the projects which staff proposes to deliver to the community: Planning and Administration Owner-Occupied Home Rehabilitation Down Payment Assistance New Construction Acquisition of Substandard Properties Demolition and Clearance Public Service Public Facility Improvements
<u>Fiscal Note:</u>	Exact funding amounts have not been awarded. However, it has been standard practice to use the current year award amount as a baseline for the upcoming allocation.
Recommendation:	Staff recommends holding the first Annual Action Plan Public Hearing.