



**REOPEN THE PUBLIC HEARING: APPLICATION FOR CONDITIONAL ZONING AT BRIDGEPOINT, 2214 AND 2312 HOMESTEAD ROAD (PROJECT 20-001)**

**SUMMARY REPORT**

TOWN OF CHAPEL HILL PLANNING DEPARTMENT  
 Judy Johnson, Operations Manager  
 Anya Grahn, Senior Planner

<b>PROPERTY ADDRESS</b> 2214 and 2312 Homestead Road	<b>DATE</b> November 18, 2020	<b>APPLICANT</b> Advanced Civil Design, Inc. on behalf of owner, Capkov Ventures, Inc.
---	----------------------------------	---

**STAFF RECOMMENDATION**

That the Council reopen the public hearing and receive comment on the proposed Conditional Rezoning. (Under the recently enacted legislation authorizing public hearings at remote meetings, public comment may continue to be submitted in the hearing record for 24 hours after the November 18th public hearing.)

That the Council then make a motion to schedule the proposed Conditional Rezoning application on December 9, 2020.

**UPDATES SINCE SEPTEMBER 30 PUBLIC HEARING**

The applicant requested to continue this Council item at the October 28, 2020 meeting to consider Community Design Commission’s comments. Since that time, the applicant has worked with the Town’s Urban Designer to redesign the site plan. Minor updates have been made to Ordinance A and this staff report, including:

- Redesigning the site plan to incorporate 54 units and removing the pocket park (See attached Revised Site Plan)
- Increasing impervious surface
- Reducing land disturbance in the Resource Conservation District (RCD)
- Increasing the number of canopy trees and tree save area
- Increasing overflow parking
- Reducing total land disturbance

**PROCESS**

The Town Council approved a Special Use Permit (SUP) at this site on May 21, 2010, and the applicant is requesting to replace that entitlement with this Conditional Zoning application.

Conditional Zoning is a legislative process that allows Town Council to review the rezoning application for consistency with the Land Use Plan in the Comprehensive Plan.

An SUP holder may request that the Council approve the abandonment of the permit if the development authorized by the permit or modification no longer requires a SUP and all conditions of the SUP have been satisfied.

On October 28, 2020, the Town Council continued this item at the applicant’s request to the November 18, 2020 meeting.

**DECISION POINTS**

The proposed development requests a Modification to Regulations for the following:

- Resource Conservation District (upland disturbance)
- Steep Slopes
- Inclusionary Zoning
- North Carolina Fire Prevention Code
- Ephemeral Stream relocation

Additionally, the developer requests a modification to the Town’s policy regarding Recreation Area payment-in-lieu.

**PROJECT OVERVIEW**

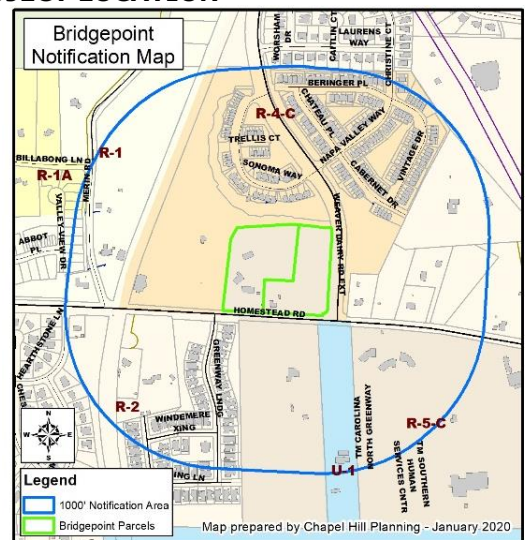
The property has an existing 2010 Special Use Permit entitling the site with up to 23 townhomes and 27,400 square feet of commercial space; no construction has begun on this permit. The applicant proposes:

- changing the project to include construction of 54 individual townhouses with five affordable units.
- primary access to the development from Weaver Dairy Road Extension.
- a secondary (emergency only) access to Homestead Road via the Town-owned property located to the west of the site (this is the proposed location of the Town’s 2200 Homestead Road development project.)

Each unit will include a two-car garage with space for two more parking spaces in the driveway. No on-street parking will be permitted.

- Existing Zoning: Residential-5-Conditional (R-5-C)
- Proposed Zoning: Residential-5-Conditional Zoning District (R-5-CZD)
- Lot size: 399,975 sq. ft. (9.2 acres)

**PROJECT LOCATION**



**ATTACHMENTS**

1. Technical Report and Project Fact Sheet
2. Draft Staff Presentation
3. Resolution A, Abandoning the SUP
4. Resolution B, Resolution of Consistency
5. Revised Ordinance A (Approving the Application)
6. Resolution C (Denying the Application)
7. Advisory Board Recommendations
8. Applicant Materials
9. Revised Plan Sheet dated 11.10.2020
10. Submitted Plans dated 10.16.2020



# TECHNICAL REPORT

## KEY CONSIDERATIONS

1. Planning Commission: At the [September 15, 2020 meeting](#)<sup>1</sup>, the Planning Commission recommended approval as proposed.
2. Housing Advisory Board (HAB): At the [August 19, 2020 meeting](#)<sup>2</sup>, HAB recommended approval of Ordinance A due to the “meaningful amount of affordable housing and a significant increase from their concept plan proposal.” The board was also supportive of the market rate units being comparable and compatible with the affordable units.
3. Transportation and Connectivity Advisory Board (TCAB): At the [September 10, 2020 meeting](#)<sup>3</sup>, TCAB recommended approval with the following modifications to Ordinance A:
  - Extend the existing bicycle lane on Weaver Dairy Road Extension to Homestead Road.

*Staff Response:* Staff has included the following stipulation in Ordinance A:

*Bicycle Facility: Prior to issuance of a Zoning Compliance Permit, plans shall include a southbound bicycle facility along Weaver Dairy Road Extension from where the existing bike lane ends to the Homestead Road intersection subject to the approval by the Town and the North Carolina Department of Transportation.*

- Developer to find opportunities to reduce the total number of parking spaces.

*Staff Response:* The Transportation and Connectivity Advisory Board expressed concern about the lack of on-street parking available to residents and guests. In the redesign of the site plan, the applicant removed a parking area of nine spaces on the northeast corner of the site and incorporated seventeen (17) on-street parking spaces along Public Street 'A'. They have also reduced the width of the driveways to provide a four-foot (4') landscape separation.

4. Environmental Stewardship Advisory Board (ESAB): At the [September 14, 2020 meeting](#)<sup>4</sup>, ESAB recommended approval with the following conditions:

---

<sup>1</sup> <https://chapelhill.legistar.com/MeetingDetail.aspx?ID=804862&GUID=BDCAFF79-2018-4129-AF61-F306C3BB58E5&Options=info|&Search=>

<sup>2</sup> <https://chapelhill.legistar.com/MeetingDetail.aspx?ID=800414&GUID=399E37E8-13E4-4034-9886-8A70DD899EEC&Options=info|&Search=>

<sup>3</sup> <https://chapelhill.legistar.com/MeetingDetail.aspx?ID=803789&GUID=4ED98F99-270F-491A-92B4-4B136917B81B&Options=info|&Search=>

<sup>4</sup> <https://chapelhill.legistar.com/MeetingDetail.aspx?ID=802722&GUID=388D51AD-FA3D-4DDE-A2D8-6BE91D615A9F&Options=info|&Search=>

- Have the project reviewed by the Stormwater Utility Advisory Board.

*Staff Response:* Staff recommends that the Council consider this request.

- Include native and non-invasive plantings only.

*Staff Response:* Staff has incorporated the following stipulations in Ordinance A:

*Invasive Exotic Vegetation: Prior to issuance of a Zoning Compliance Permit, the developer shall identify on the planting plan any known invasive exotic species of vegetation, as defined by the Southeast Exotic Pest Plant Council (SE-EPPC), and provide notes indicating removal of these species from the landscape buffer areas prior to planting. [Town Design Manual]*

*Landscape Planting Plan: Prior to issuance of a Zoning Compliance Permit, the developer shall provide a detailed Landscape Planting Plan with a detailed planting list, subject to Town Manager approval. [LUMO 4.5.3]*

- A/C SEER rating of 16 or greater for all homes.

*Staff Response:* The applicant will meet this requirement by complying with the following stipulation in Ordinance A: *Energy Efficiency: The proposed development shall meet Energy Star Certification for single family homes, achieving a 10% or more energy savings compared to a home built to current building codes. [Town Policy April 2007]*

- Solar-ready rooftop design, including wiring.

*Staff Response:* The applicant has not consented at this time to making the rooftops solar ready.

5. Community Design Commission (CDC): The CDC met and discussed the Bridgepoint development at their [September 22<sup>5</sup>](#), [October 27<sup>6</sup>](#), and [November 11, 2020 meetings<sup>7</sup>](#). They provided a set of recommendations on October 27, 2020 that were revised on November 11, 2020. They recommended approval of the project with the following updated conditions:

- Reduce the amount of impact to the RCD area.

*Staff Response:* The applicant has reduced land disturbance from 58,671 sq. ft. in the RCD to 34,959 sq. ft. in the revised site plan. This is a reduction of 23,712 sq. ft., or 40 percent of the original proposed amount of land disturbance.

- Soften the visual impact of garages and add articulation to the unit entrances, beyond measures already incorporated.

---

<sup>5</sup> <https://chapelhill.legistar.com/MeetingDetail.aspx?ID=805681&GUID=BD70ED3E-32B8-4E41-8395-0ABBFDBFF995&Options=info|&Search=>

<sup>6</sup> <https://chapelhill.legistar.com/MeetingDetail.aspx?ID=811113&GUID=81BB2FD9-FF06-40BE-96B4-5DCA3F8152D9&Options=info|&Search=>

<sup>7</sup> <https://chapelhill.legistar.com/LegislationDetail.aspx?ID=4688040&GUID=4EAEFF0C-691A-44C7-B304-4BA9B9542ECE>

*Staff Response:* The applicant has been working with the Town's Urban Designer to improve the design by incorporating landscape breaks between driveways, pergolas at common entrances, and staggering the townhouses. The applicant has committed to continuing to work with the Urban Designer to refine the plan.

- That the Community Design Commission review and approve the building elevations and landscaping at the Final Plans stage.

*Staff Response:* Townhouses are considered single-family development and do not require CDC review of building elevations and lighting. The applicant has not agreed to this condition of approval as it is not in accordance with NC Session Law 2015-8; however, the applicant has voluntarily agreed to allow the CDC to review the aluminum garage door style and color, front yard landscaping, and the proposed pergolas between the townhouse units.

Staff has incorporated the following stipulation in Ordinance A:

*Community Design Commission Review: The proposed single-family development does not require Community Design Commission review of building elevations and lighting. [LUMO 8.5.5] The CDC may review:*

- a. aluminum garage door style and color.*
- b. front yard landscaping plan.*
- c. pergolas between the town home units.*

## **UPDATES SINCE PUBLIC HEARING**

The following information includes applicant and staff responses to a series of Council questions at the September 30, 2020 Public Hearing on a Conditional Zoning application for Bridgepoint, 2214 and 2312 Homestead Road.

**Council Question:** Provide information comparing the proposed street widths to other nearby development projects.

**Developer Response:** Streets 'A', 'B', and 'C' are 26-ft back to back with no on-street parking. There is a portion of Street 'A' running parallel to Homestead Road that will provide on-street parking. These streets propose valley curb, which is mountable. Chandler Woods is a 27-ft back to back or 26-ft face to face street design. These streets have standard chair back curb and gutter and do not allow on-street parking, with exception to the affordable units.

**Staff Response:** The Burch Kove development was constructed with a 27-ft back to back street design similar in width to the Chandler Woods development. The Town's Design Manual calls for the following design:



**Council Question:** Expressed interest in reducing the amount of land disturbance within the Resource Conservation District.

**Developer Response:** The revised disturbed limits for Managed Use Zone has been reduced to 25 percent, which is less than the 40 percent threshold. The disturbed limits for Upland Zone remains at 79 percent, which exceeds the 40 percent threshold and a Modification to Regulations has been requested. The applicant has committed to further reducing the total land disturbance in the Resource Conservation District (RCD) prior to submitting their Final Plans Zoning Compliance Permit.

**Staff Response:** The proposed disturbance within the Upland Zone of the Resource Conservation District is associated with the stormwater control measures for the development and is a permitted use within the Upland Zone.

**Council Question:** Expressed interest in improving the design of townhouse community, particularly from the Homestead right-of-way as well as the resident experience by protecting private areas, such as backyards, from being in public view. There was also interest in protecting the existing tree canopy and incorporating additional landscaping.

**Developer Response:** At the October 27, 2020 Community Design Commission (CDC) meeting, the developer committed to making improvements that are outlined in the CDC's recommendations to the Town Council. These include reducing the widths of the driveways, emphasizing the entrance to the units with pergolas, staggering the townhouse to reduce the wall effect, as well as increasing the amount of landscaping by introducing wider landscape strips and shade trees. The applicant also committed to working with the Town's Urban Designer to revise the site plans and building elevations.

On November 11, 2020, the Town's Urban Designer presented the revised site plan to the CDC that incorporated the improvements outlined above. The CDC recommended approval of the proposal with updated conditions described previously. In the revised design, only five (5) units are adjacent to Homestead Road. Backyards face townhouses fronting the

opposite street and border north-south landscaped pathways connecting Public Street 'A' to Public Street 'C'. The applicant has also increased the tree save area and number of canopy trees provided. The table below summarizes the significant changes made between the original design and the revised site plan:

	Original Site Plan:	Revised Site Plan:	Changes:
<b>Impervious Area</b>	154,188 SF	165,735 SF	+11,547 SF
<b>Impervious Ratio</b>	0.385	0.414	+0.029
<b>Number of Units</b>	53	54	+1
<b>Canopy Trees</b>	94	113	+19
<b>Tree Save Area</b>	0.863 acres	1.087 acres	+.224 acres
<b>Floor Area Ratio</b>	.248	.252	+.004
<b>Open Space</b>	3.875 acres	3.704 acres	-0.171 acres
<b>Units Adjacent to Homestead Road</b>	22 units	5 units	-17 units
<b>Land Disturbance in the RCD</b>	58,671 SF	34,959 SF	-23,712 SF
<b>Total Land Disturbance</b>	374,616 SF	358,168 SF	-16,448 SF
<b>Overflow Parking</b>	9 spaces	21 spaces	+12 spaces
<b>Onsite Public Sidewalk</b>	6,580 SF	8,763 SF	+2,183 SF

**Staff Response:** The updated plans reflect the applicant's revised design after meeting with the Town's Urban Designer.

## PROJECT OVERVIEW

May 24, 2010	Town Council approved a Zoning Atlas Amendment and Special Use Permit (SUP) for a mixed-use development containing 23 residential dwelling units within mixed use buildings and townhouses and 27,400 sq. ft. of commercial space. The property was rezoned Residential-2 (R-2) to Residential-5-Conditional (R-5-C).
June 19, 2019	Town Council reviewed a concept plan for Bridgepoint for a residential development containing townhomes.
January 2, 2020	Applicant submitted a Special Use Permit Modification Application (SUP Mod) for 53 townhomes.

July 2020 The applicant submitted a Conditional Zoning permit application to replace the Special Use Permit Modification application and move forward with the project during the COVID 19 pandemic.

November 11, 2020 Applicant submitted updated site plan for 54 townhouses reflecting changes discussed with Town's Urban Designer and the CDC.

The application proposes a Residential-5-Conditional Zoning District (R-5-CZD) to the site to accommodate 54 dwelling units. The site currently consists of two separate parcels with existing single-family homes and outbuildings. More details about the proposed development can be found in the attachments – Applicant Materials, Submitted Plans, and Revised Site Plan.

Information about the site and proposed zoning districts can be found below, as well as a list of proposed Modifications to Regulations, other key considerations, and an analysis of the project's consistency with the Comprehensive Plan and relevant Findings of Fact.

## **SITE CONTEXT**

Staff has identified the following physical and regulatory characteristics of the land which are relevant to consideration of a Zoning Atlas Amendment:

- The 9.2-acre subject site fronts on and has primary access to Weaver Dairy Road Extension and a future (proposed emergency) access to Homestead Road.
- Properties to the north and west are zoned Residential-4-Conditional (R-4-C) and include the Vineyard Square townhouse development and the site of the Town's future mixed income project at 2200 Homestead Road (to the west).
- Property to the south, across Homestead Road, is zoned Residential-5-Conditional (R-5-C) and was approved in 2019 for the Active Adults development. To the southwest, is the Courtyards at Homestead development zoned Residential-2 (R-2).
- A perennial stream runs along the north portion of the site. The water feature is subject to stream protection standards. The proposed site layout in the Conditional Zoning application suggests that no buildings and minimal impervious surface will be placed in this sensitive area.

## **PROPOSED ZONING**

The applicant has submitted a Conditional Zoning application, which allows review of the development proposal in conjunction with the rezoning and allows site-specific standards to be formulated and applied as conditions through a legislative process. The Conditional Zoning application provides an opportunity to establish conditions that modify use, intensity, and development standards to address impacts reasonably expected to be generated by development. Conditions can also address conformance of the development with Town regulations and adopted plans. A -CZD suffix would be added to the zoning district designation to incorporate the approved conditions. The applicant proposes a Conditional Zoning district for the site, as shown on the site plan: Residential-5-CZD (R-5-CZD).

The intent of the Residential-5 (R-5) zoning district is "to provide for residential development of appropriate intensities consonant with the suitability of land, availability of



public services, accessibility to major activity centers and transportation systems, and compatibility with surrounding development.”<sup>8</sup>

## **PROPOSED MODIFICATIONS TO REGULATIONS**

### **1) Section 3.6.3 Land Disturbance in the Resource Conservation District (RCD):**

Land disturbance is limited to specific percentages of the total land area in different zones of the RCD. The Upland zone is limited to 40% disturbance. The applicant is proposing to disturb 26,020 sq. ft. (79%) of the Upland zone associated with the perennial stream in the northwest portion of the site, to allow grading for the stormwater control measures.

*Staff Comment:* Staff believes that the Council could find a public purpose for the increased land disturbance, as the land disturbance is for the construction of stormwater control measures in order to meet Ordinance standards for the new impervious surface associated with the proposed development. Prior to the time of the Final Plans Zoning Compliance Permit, the applicant shall reduce the footprint of the Stormwater Control Measure if the requirements of the LUMO Section 5.4 can be met and land disturbance in the RCD will be reduced as well.

### **2) Section 5.6.2 Landscape Screening and Buffering:** In the original plans, the applicant was proposing a 10-ft. wide Type ‘B’ modified buffer along the west side of the property shared with the Town’s 2200 Homestead Road project; however, the redesign of the project has allowed the applicant to meet the requirements for a 10-ft. wide Type ‘B’ buffer.

### **3) Section 5.3.2 Steep Slopes:** The applicant is proposing to exceed 25 percent of the area containing 25 percent or greater slopes. A majority of these disturbed slopes occur along the west side of Weaver Dairy Road Extension and were created during the construction of Weaver Dairy Road Extension. Additional slopes measuring 25 percent or greater were created during the construction of the existing home site, the existing concrete flume, and the existing asphalt path along the western portion of the property. The total area of disturbed natural slopes 25 percent or greater will not exceed 2,133 sf. This area of impact is necessary to properly grade the area reserved for the future greenway trail.

*Staff Comment:* Staff believes the Council could find a public purpose for exceeding the steep slopes, as a majority of the disturbed slopes were created during the construction of Weaver Dairy Road Extension.

### **4) Section 3.10 Inclusionary Zoning:** The applicant is providing five affordable homes which equate to 10.41 percent of the total units. This is less than the 15 percent inclusionary zoning requirement; however, the affordable homes are the same size as the market rate units. In addition, the developer exceeds the minimum net livable square footage requirement associated with the 15 percent inclusionary zoning requirement with only the five homes.

*Staff Comment:* Staff recommends that the applicant discuss the issue with the Council.

### **5) Section D103 of the North Carolina Fire Prevention Code:** The applicant is

---

<sup>8</sup> LUMO Section 3.3.5

proposing street details for a 26-ft with valley curb and 27-ft with standard curb when adjacent to a fire hydrant to meet section D103.1 of the North Carolina Fire Prevention Code. The right-of-way width of 35 ft shall remain unchanged. Further, fire lane signs as specified in Section D103.6 of the North Carolina Fire Prevention Code shall be posted on both sides of fire apparatus access roads that are 20 to 26 feet wide.

*Staff Comment:* Staff agrees with the proposal to allow the applicant to not meet the Town of Chapel Hill's standard detail for local streets and comply instead with the North Carolina Fire Prevention Code. The Town's standard detail for local streets calls for a 25-foot back-to-back dimension for the local street (without on-street parking) and the North Carolina Fire Prevention Code allows streets up to 26 feet in width with posted fire lane signs. The applicant's plans have been revised to show this detail.

#### **6) Section 5.4.6(d) General Performance Criteria for Stormwater Management:**

The applicant is proposing to relocate and convey an existing ephemeral stream with a piped stormwater conveyance system. Land disturbance within the stream channel of any ephemeral stream shall be minimized and prohibited unless explicitly authorized by issuance of a zoning compliance permit after demonstration of the necessity for the disturbance.

*Staff comment:* Staff believes the Council could find a public purpose for the relocation of the existing ephemeral stream, as the development seeks to provide affordable and missing-middle housing. This stream has been identified as a six-foot-wide concrete flume designed to carry water alongside the driveway that previously existed on the Town's 2200 Homestead property.

**Council Findings and Public Purpose:** The Council has the ability to modify the regulations according to Section 4.4.5 of the Land Use Management Ordinance. Staff believes that the Council could modify the regulations if it makes a finding in this particular case that public purposes are satisfied to an equivalent or greater degree. If the Council chooses to deny a request for modifications to regulations, the developer's alternative is to revise the proposal to comply with the regulations.

For additional information on the proposed modifications and other considerations on timing and flexibility, please refer to the applicant's attached materials.






## **OTHER CONSIDERATIONS**

- **Homestead Road Multi-modal Project:** The applicant has agreed to provide necessary right-of-way associated with the Town's multi-modal improvement project on Homestead Road.
- **Recreation Area Payment-in-Lieu:** The Town has a policy to request 25 percent of the Recreation Space requirement in the form of a payment-in-lieu. We understand the applicant is requesting Council to consider a lower amount.
- **Easement for shared access with 2200 Homestead Road project:** The Town is working on developing affordable housing at 2200 Homestead Road. The applicant and Town have been collaborating on the shared access to this site that will be located on the 2200 Homestead Road site. The details of this easement will be worked out in an agreement following approval of this conditional zoning.

## CONSISTENCY WITH THE COMPREHENSIVE PLAN AND OTHER DOCUMENTS

Town staff has reviewed this application for compliance with the themes from the [2020 Comprehensive Plan](#)<sup>9</sup>, the standards of the [Land Use Management Ordinance](#)<sup>10</sup>, and the [Town of Chapel Hill, NC: Design Manual and Standard Details](#)<sup>11</sup> and believes the Bridgepoint proposal complies with several themes of the 2020 Comprehensive Plan.

**Comprehensive Plan Themes:** The following are themes from the 2020 Comprehensive Plan, adopted June 25, 2012 that the proposed development meets:

<input checked="" type="checkbox"/>		Create a Place for Everyone	<input checked="" type="checkbox"/>		Develop Good Places, New Spaces
<input checked="" type="checkbox"/>		Support Community Prosperity	<input checked="" type="checkbox"/>		Nurture Our Community
<input checked="" type="checkbox"/>		Facilitate Getting Around	<input type="checkbox"/>		Grow Town and Gown Collaboration

**Land Use Plan:** The [2020 Land Use Plan](#)<sup>12</sup>, a component of the 2020 Comprehensive Plan, designates this site as a "Development Opportunity Area".

**Staff Evaluation:** North Carolina General Statute Section 160A-383 requires the Council to approve a statement describing whether its action is consistent with an adopted comprehensive plan and any other applicable officially adopted plan when adopting or rejecting any zoning amendment.

Staff provides the following evaluation of this application's consistency with the 2020 Comprehensive Plan and other adopted plans:

- The proposed rezoning is also consistent in intensity with the Land Use Plan. The Medium Residential land use category supports a density of 4-8 units/acre. While the R-5 district allows up to 15 u/ac, the Conditional Zoning application proposes up to 5.7 u/ac for the site overall, which falls within the appropriate range for the Land Use Plan.
- The Mobility and Connectivity Plan shows future improvements along Weaver Dairy Road Extension in the long-term network, including bike lanes and sidewalk to the south. Improvements to the multimodal network would support increased growth and connection to the Town's Homestead Road multi-modal improvement project. The proposal would require either construction of a bicycle lane or a multi-modal path from the end of the existing bike lane to Homestead Road.

## FINDINGS OF FACT

In order to establish and maintain sound, stable, and desirable development within the planning jurisdiction of the Town, it is intended that the Land Use Management Ordinance (as stated in Section 4.4) shall not be amended except:

<sup>9</sup> <http://www.townofchapelhill.org/home/showdocument?id=15001>

<sup>10</sup> [https://www.municode.com/library/#!/nc/chapel\\_hill/codes/code\\_of\\_ordinances?nodeId=CO\\_APXALOUSMA](https://www.municode.com/library/#!/nc/chapel_hill/codes/code_of_ordinances?nodeId=CO_APXALOUSMA)

<sup>11</sup> <http://www.townofchapelhill.org/town-hall/departments-services/public-works/engineering/design-manual-and-standard-details>

<sup>12</sup> <http://www.townofchapelhill.org/home/showdocument?id=1215>

- 1) To correct a manifest error in the chapter; or
- 2) Because of changed or changing conditions in a particular area or in the jurisdiction generally; or
- 3) To achieve the purposes of the Comprehensive Plan.

All information submitted at the public hearing will be included in the record of the hearing.

- 1) Finding #1:** The proposed zoning amendment is necessary to correct a manifest error.  
*Arguments in Support:* To date, no arguments in support have been submitted or identified by staff.

*Arguments in Opposition:* To date, no arguments in opposition have been submitted or identified by staff.

*Staff Response:* We believe, based on the information entered into the record to date, that there is no manifest error in the Town's Zoning Atlas Amendment related to the project site.

- 2) Finding #2:** The proposed zoning amendment is necessary because of changed or changing conditions in a particular area or in the jurisdiction generally.

*Arguments in Support:* The applicant's Statement of Justification states that the proposal will fill a need by providing "missing middle" housing as well as five affordable housing units connected to the community's transit system. A critical link of the Chapel Hill Greenway System will be constructed to connect the communities north of Homestead Road and the Greene Tract to the Horace Williams/Bolin Creek Trail system (Carolina North). The applicant is also contributing to a multi-use path along Homestead Road.

*Arguments in Opposition:* To date, no arguments in opposition have been submitted or identified by staff.

*Staff Response:* We believe, based on the information entered into the record to date, that the Council could make the finding that the proposed zoning amendment is in response to the community's need for diverse housing options connected to the Town's transportation networks.

- 3) Finding #3:** The proposed zoning amendment is necessary to achieve the purposes of the comprehensive plan.

*Arguments in Support:* The applicant's Findings of Facts state that the proposed rezoning would contribute to the following elements of the Comprehensive Plan:

- Range of housing options for current and future residents (*Goal A Place for Everyone.3*)
- Foster success of local businesses (*Community Prosperity and Engagement.2*)
- A connected community that links neighborhoods, businesses, and schools through the provision of greenways, sidewalks, bike facilities, and public transportation (*Getting Around.2*)
- Open and accessible common spaces for community gathering, cultural uses, and community development (*Good Places, New Spaces.7*)
- Protect, acquire, and maintain natural/undeveloped open spaces and historic sites in order to protect wildlife corridors, provide recreation, and ensure safe pedestrian and bicycle connections. (*Nurturing our Community.3*)

*Arguments in Opposition:* To date, no arguments in opposition have been submitted or identified by staff.

*Staff Response:* We believe, based on the information entered into the record to date, that the Council could make the finding that the proposed zoning amendment is necessary to achieve the purposes of the Comprehensive Plan.



# PROJECT FACT SHEET

Updates reflecting the revised site plan have been bolded in this table















## Overview






Site Description	
<b>Project Name</b>	Bridgepoint
<b>Address</b>	2214 & 2312 Homestead Road
<b>Property Size</b>	399,975 sf (9.2 acres)
<b>Existing</b>	Two existing dwelling units and outbuildings
<b>Orange County Parcel Identifier Numbers</b>	9870-91-5696 and 9870-91-8588
<b>Existing Zoning</b>	Residential-5-Conditional (R-5-C)
<b>Proposed Zoning</b>	Residential-5-Conditional Zoning District (R-5-CZD)

## Site Design


Topic	Comment	Status
<b>Use/Density</b> ( <a href="#">Sec 3.7</a> )	Townhouse Development ( <b>54 lots</b> )	
<b>Dimensional Standards</b> ( <a href="#">Sec. 3.8</a> )	Comply with LUMO Section 3.8; Dimensional standards only apply to exterior property lines	
<b>Floor area</b> ( <a href="#">Sec. 3.8</a> )	<i>Maximum:</i> 121,192 sq. ft. <i>Proposed:</i> 99,057 sq. ft.	
<b>Inclusionary Zoning</b> ( <a href="#">Sec. 3.10</a> )	<i>Required:</i> 7.2 units (15%) <i>Proposed:</i> 5 units (10.4%)	<b>M</b>
<b>Landscape</b>		
<b>Buffer – North</b> ( <a href="#">Sec. 5.6.2</a> )	<i>Required:</i> 10' Type "B" <i>Proposed:</i> 10' Type "B" Alternative	
<b>Buffer – East</b> ( <a href="#">Sec. 5.6.2</a> )	<i>Required:</i> 15' Type "B" <i>Proposed:</i> 15' Type "B" Alternative	
<b>Buffer – South</b> ( <a href="#">Sec. 5.6.2</a> )	<i>Required:</i> 20' Type "C" <i>Proposed:</i> 20' Type "C" Alternative	
<b>Buffer - West</b> ( <a href="#">Sec. 5.6.2</a> )	<i>Required:</i> 10' Type "B" <i>Proposed:</i> 10' Type "B" Modified	
<b>Tree Canopy</b> ( <a href="#">Sec. 5.7</a> )	<i>Required:</i> 30% <i>Proposed:</i> 30% with additional plantings	
<b>Landscape Standards</b> ( <a href="#">Sec. 5.9.6</a> )	Application must comply	

Environment		
<b>Resource Conservation District</b> ( <a href="#">Sec. 3.6</a> )	<i>Required:</i> Maximum of 40% land disturbance in Upland zone <b><i>Proposed: Disturb 26,020 sq. ft. (79%) of the Upland zone</i></b>	<b>M</b>

<b>Erosion Control</b> ( <a href="#">Sec. 5.3.1</a> )	Orange County Erosion Control permit required	
<b>Steep Slopes</b> ( <a href="#">Sec. 5.3.2</a> )	<i>Required:</i> Disturb < 25% of slopes greater than 25% slope <i>Proposed:</i> 55% (9,712 sq. ft. total)	<b>M</b>
<b>Stormwater Management</b> ( <a href="#">Sec. 5.4</a> )	One wet detention pond designed to meet the standards of LUMO Section 5.4	
<b>Land Disturbance</b>	<b>358,168 sq. ft. (8.22 acres)</b>	
<b>Impervious Surface</b> ( <a href="#">Sec. 3.8</a> )	<b>165,735 sq. ft. (41.4% of net land area)</b>	
<b>Solid Waste &amp; Recycling</b>	Individual public refuse pickup	
<b>Jordan Riparian Buffer</b> ( <a href="#">Sec. 5.18</a> )	No disturbance proposed	
<b>Access and Circulation</b>		
<b>Road Improvements</b> ( <a href="#">Sec. 5.8</a> )	<ul style="list-style-type: none"> <li>Retiming of Homestead Road and Weaver Dairy Road Extension traffic signal;</li> <li>175 foot eastbound left turn lane from Homestead Road to Weaver Dairy Road Extension;</li> <li>No parking on interior streets</li> </ul>	
<b>Vehicular Access</b> ( <a href="#">Sec. 5.8</a> )	Primary access from Weaver Dairy Road Extension; Emergency (secondary) access through Town-owned property at 2200 Homestead Road.	
<b>Bicycle Improvements</b> ( <a href="#">Sec. 5.8</a> )	Extension of southbound bicycle lane along Weaver Dairy Road Extension from where existing bicycle lane ends to Homestead Road	
<b>Pedestrian Improvements</b> ( <a href="#">Sec. 5.8</a> )	Installation of signage warning of pedestrians within development; installation of sidewalk connecting parking lot (east end of Street C) to Street A near site entrance	
<b>Traffic Impact Analysis</b> ( <a href="#">Sec. 5.9</a> )	TIA Executive Summary attached	
<b>Transit</b> ( <a href="#">Sec. 5.8</a> )	NA	NA
<b>Bicycle Parking</b> ( <a href="#">Sec. 5.9</a> )	13 spaces	
<b>Parking Lot Standards</b> ( <a href="#">Sec. 5.9</a> )	Application must comply	
<b>Technical</b>		
<b>Fire</b>	Meet Town Standards	

<b>Site Improvements</b>	<b>54</b> townhomes with community amenities	
<b>Recreation Area</b> ( <a href="#">Sec. 5.5</a> )	<i>Required:</i> 19,999 sq. ft. with a Town policy requiring 25% payment-in-lieu <i>Proposed:</i> 19,999 sq. ft. with no payment-in-lieu	
<b>Lighting Plan</b> ( <a href="#">Sec. 5.11</a> )	Maximum of 0.3 foot-candles at property line	
<b>Homeowners Association</b> ( <a href="#">Sec. 4.6</a> )	Yes	
<b>Adequate Public Schools</b> ( <a href="#">Sec. 5.16</a> )	Application must comply	

### Project Summary Legend

Symbol	Meaning
	Meets Requirements
<b>M</b>	Seeking Modification
<b>C</b>	Requires Council Endorsement
<b>FP</b>	Required at Final Plan;
<b>NA</b>	Not Applicable