

City of Raleigh
Development Services Department
One Exchange Plaza
Raleigh, NC 27602
(919) 996-2495
DS.help@raleighnc.gov
www.raleighnc.gov

S-27-14 / Gabriel's Bend Subdivision (Sunset Extension)
Transaction # 586757 / AA#3979

LOCATION: This site is located at the southern end of Gabriel's Bend Drive, east of the

intersection of Ebenezer Church Road and Albright Road, at 7900 Gabriel's Bend Drive and 7902 Ebenezer Church Road. This site is outside the City limits.

REQUEST: The subdivision of two tracts totaling 2.21 acres into four single family

residential lots zoned Residential-2 and Residential-4, and partly within a Metro Park Overlay District (MPOD). This is a Sunset Extension to the original S-27-14 (sunset date of 11/9/2018, AA# 3316). The request for a sunset

extension was submitted on November 9, 2018.

DESIGN

ADJUSTMENT(S)/

ALTERNATES, ETC: NA

FINDINGS: City Administration finds that this request, with the below conditions of approval

being met, conforms to the Unified Development Ordinance. This approval is

based on a preliminary plan dated 5/15/19 by Diehl & Phillips, P.A.

CONDITIONS OF APPROVAL and NEXT STEPS:

This document must be applied to the second sheet of all future submittals except for final plats. This is a preliminary plan and as such no permits have been issued with this approval. To obtain permits and/or completion of the project, the following steps are required:

□ CONCURRENT SITE REVIEW NOT REQUIRED AT THIS TIME – However, plan revisions or further development that includes land disturbance of 12,000 square feet or greater, public or private infrastructure, shared stormwater devices, etc. will require concurrent site review.

☑ <u>CONCURRENT SITE REVIEW</u> - For land disturbance of 12,000 square feet or greater, public or private infrastructure, shared stormwater devices, etc. Concurrent Site Review may be submitted upon receipt of this signed approval document.

The following items are required prior to approval of Concurrent Site Review plans:

Engineering

1. A right-of-way obstruction permit must be obtained from Right-of-way Services prior to the commencement of any construction activities within the right-of-way.

Stormwater

- 2. A stormwater control plan with a stormwater operations and maintenance manual and budget shall be approved (UDO 9.2).
- 3. A surety equal to of the cost of clearing, grubbing and reseeding a site, shall be paid to the City (UDO 9.4.4).



City of Raleigh
Development Services Department
One Exchange Plaza
Raleigh, NC 27602
(919) 996-2495
DS.help@raleighnc.gov
www.raleighnc.gov

S-27-14 / Gabriel's Bend Subdivision (Sunset Extension)
Transaction # 586757 / AA#3979

Urban Forestry

- 4. Submit a final tree conservation plan that includes metes and bounds descriptions of all tree conservation areas and tree protection fencing as required (UDO 9.1.5).
- Tree protection fence must be inspected by Urban Forestry staff prior to the issuance of a grading permit.

☑ <u>LEGAL DOCUMENTS</u> - Email to <u>legaldocumentreview@raleighnc.gov</u>. Legal documents must be approved, executed, and recorded prior to or in conjunction with the recorded plat on which the associated easements are shown. Copies of recorded documents must be returned to the City within one business day of recording to avoid withholding of further permit issuance.

\boxtimes	City Code Covenant	Slope Easement
\boxtimes	Stormwater Maintenance	Transit Easement
	Covenant	
\boxtimes	Utility Placement Easement	Cross Access Easement
	Sidewalk Easement	Public Access Easement
		Other:

☑ <u>RECORDED MAP(S)</u> - Submit plat to record new property lines, easements, tree conservation areas, etc.). Plats may be submitted for review when the Concurrent Site Review plans, if required, have been deemed ready for mylar signature.

The following items must be approved prior to recording the plat:

General

The City Code Covenant shall be approved by the City and recorded with the county register of
deeds office where the property is located and a copy of the recorded document shall be provided
to the City by the end of the next business day following the recordation of the final plat. Further
recordings and building permits will be withheld if the recorded document is not provided to the
City.

Engineering

- 2. The required right of way for proposed and/or existing streets shall be dedicated to the City of Raleigh and shown on the map approved for recordation.
- 3. A 5' general utility easement and associated deed of easement shall be approved by the City and the location of the easement shall be shown on the map approved for recordation. The deed of easement shall be recorded at Wake County Register of Deeds within one day of recordation of the recorded plat. A recorded copy of these documents must be provided to the Development



City of Raleigh
Development Services Department
One Exchange Plaza
Raleigh, NC 27602
(919) 996-2495
DS.help@raleighnc.gov
www.raleighnc.gov

S-27-14 / Gabriel's Bend Subdivision (Sunset Extension)
Transaction # 586757 / AA#3979

Services Department within one day from authorization of lot recordation. If recorded copies of the documents are not provided, further recordings and building permit issuance will be withheld.

 A public infrastructure surety is provided to the City of Raleigh Development Services – Development Engineering program (UDO 8.1.3).

Public Utilities

- 5. Infrastructure Construction Plans (concurrent submittal) must be approved by the City of Raleigh Public Utilities Department for all public water, public sewer and/or private sewer extensions.
- 6. A Petition for Annexation into the City limits shall be submitted in accordance with City Council policy for extension of utility service to properties currently outside of the City limits. This voluntary annexation in no way obligates the City to extend utility services to the property.
- Wake County approval for any required Well or Septic Permits shall be shown on the map for recordation.

Stormwater

- 8. A payment equal to twenty-four percent (24%) of the estimated cost of constructing all stormwater control facilities shown on the development plans shall be paid by the developer to the City stormwater facility replacement fund (UDO 9.2.2.G.3).
- The City form document entitled Declaration of Maintenance Covenant and Grant of Protection
 Easement for Stormwater Control Facilities shall be approved by the City and recorded with the
 county register of deeds office (UDO 9.2.2.G).
- All stormwater control measures and means of transporting stormwater runoff to and from any nitrogen and stormwater runoff control measures shall be shown on all plats for recording as private drainage easements (UDO 9.2).
- 11. A surety equal to 125% of the cost of the construction of a stormwater device shall be paid to the Engineering Services Department (UDO 9.2.2.D.1.d).

Urban Forestry

12. A tree conservation plat shall be recorded with metes and bounds showing the designated tree conservation areas (UDO 9.1). This development proposes 0.27 acres of tree conservation area.



City of Raleigh Development Services Department One Exchange Plaza Raleigh, NC 27602 (919) 996-2495 DS.heip@raleighnc.gov www.raleighnc.gov

S-27-14 / Gabriel's Bend Subdivision (Sunset Extension) Transaction # 586757 / AA#3979

pi Bin 7 st Date: 6/19/19

EXPIRATION DATES: This preliminary plan and sunset extension has been approved in accordance with UDO Section 10.2.5.E.8.b.

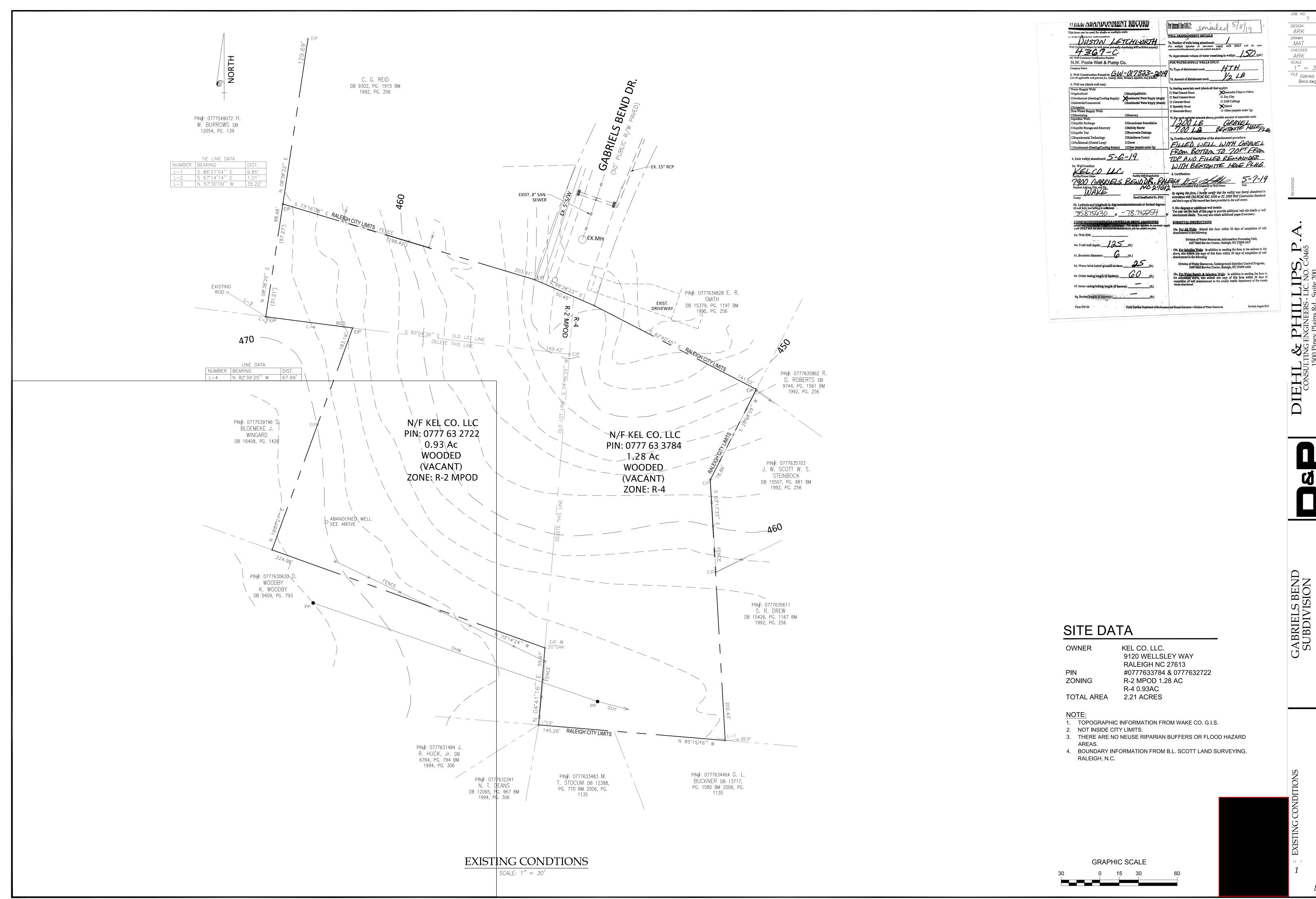
If significant construction has not taken place on a project after preliminary subdivision approval, that approval may "sunset" and be declared void, requiring re-approval before permits may be issued. To avoid allowing this preliminary approval to "sunset", the following must take place by the following dates:

3-Year Sunset Date: 6-19-2022 Record entire subdivision.

I hereby certify this administrative decision.

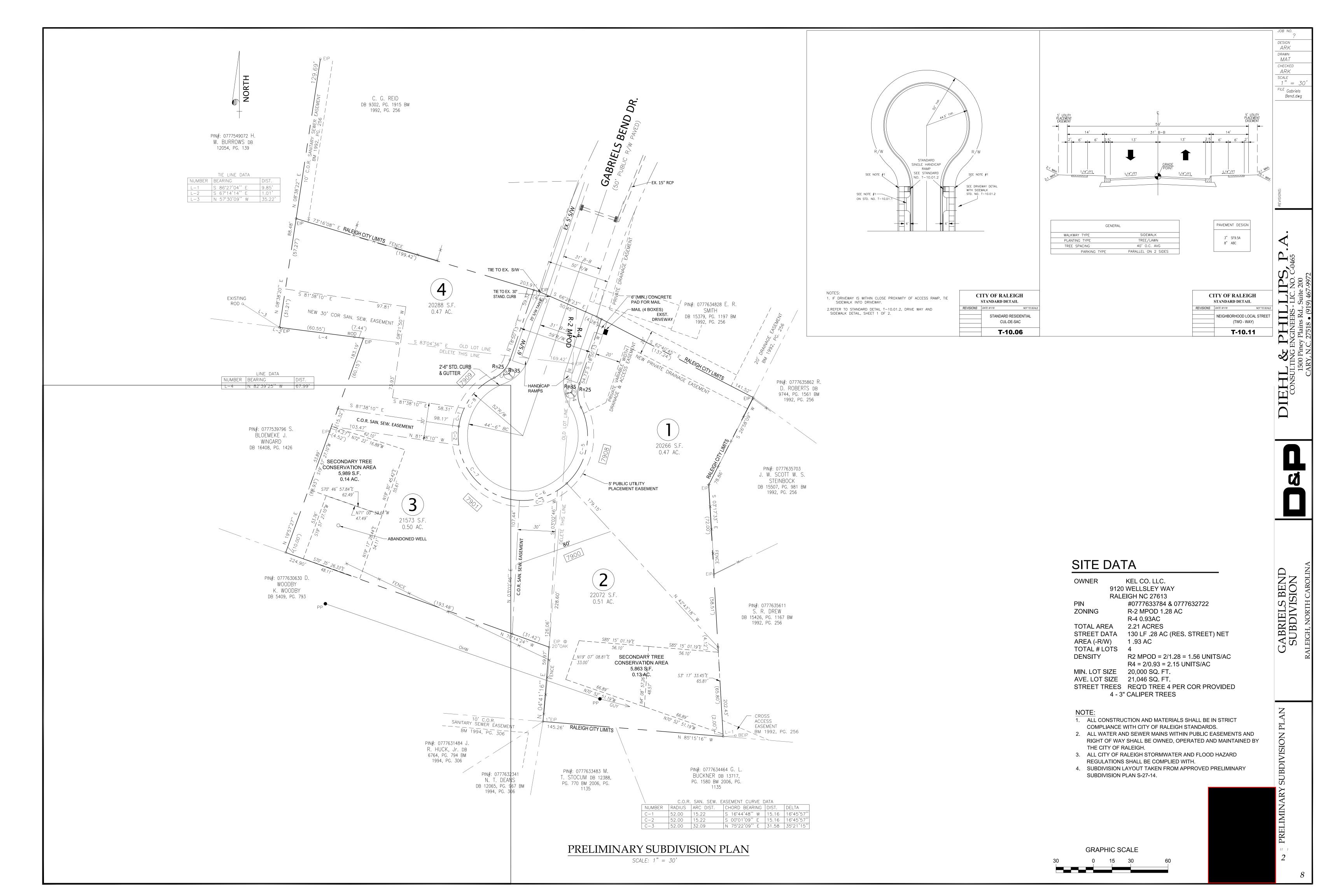
Signed:(Development Service Dir./Designee) _

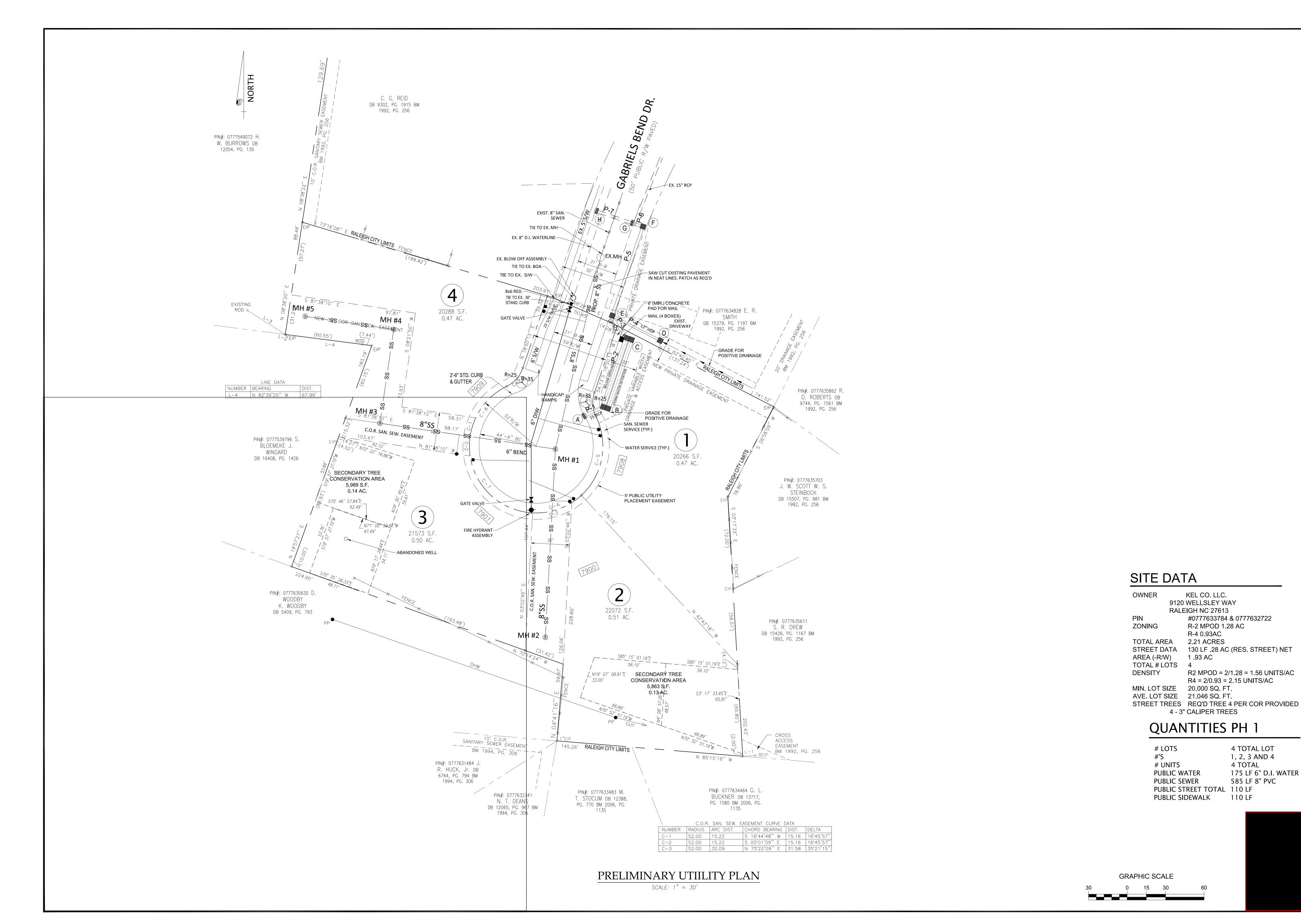
Staff Coordinator: Michael Walters



FILE Gabriels Bend.dwg

GABRIELS BEND SUBDIVISION





DESIGN
ARK

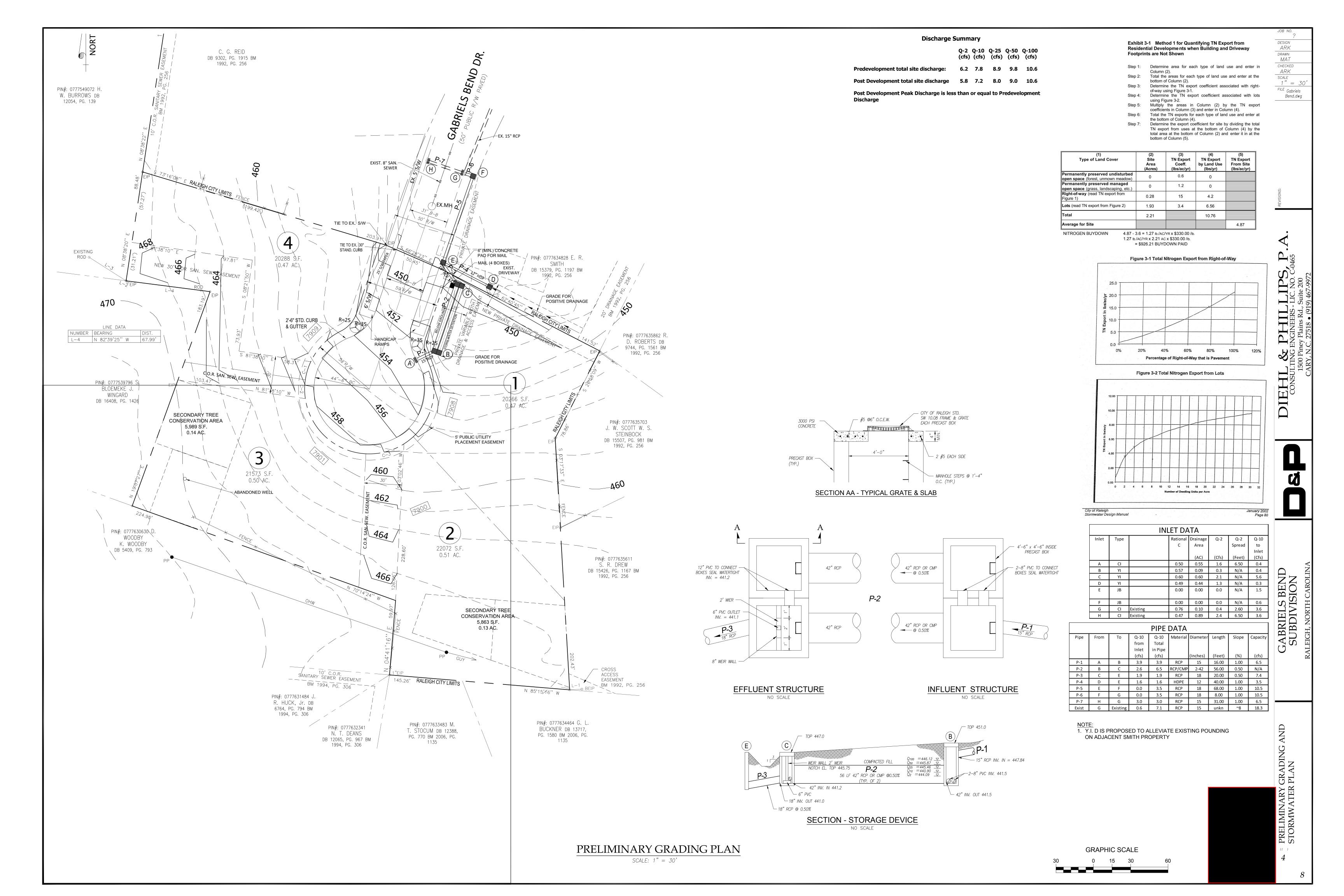
DRAWN
MAT

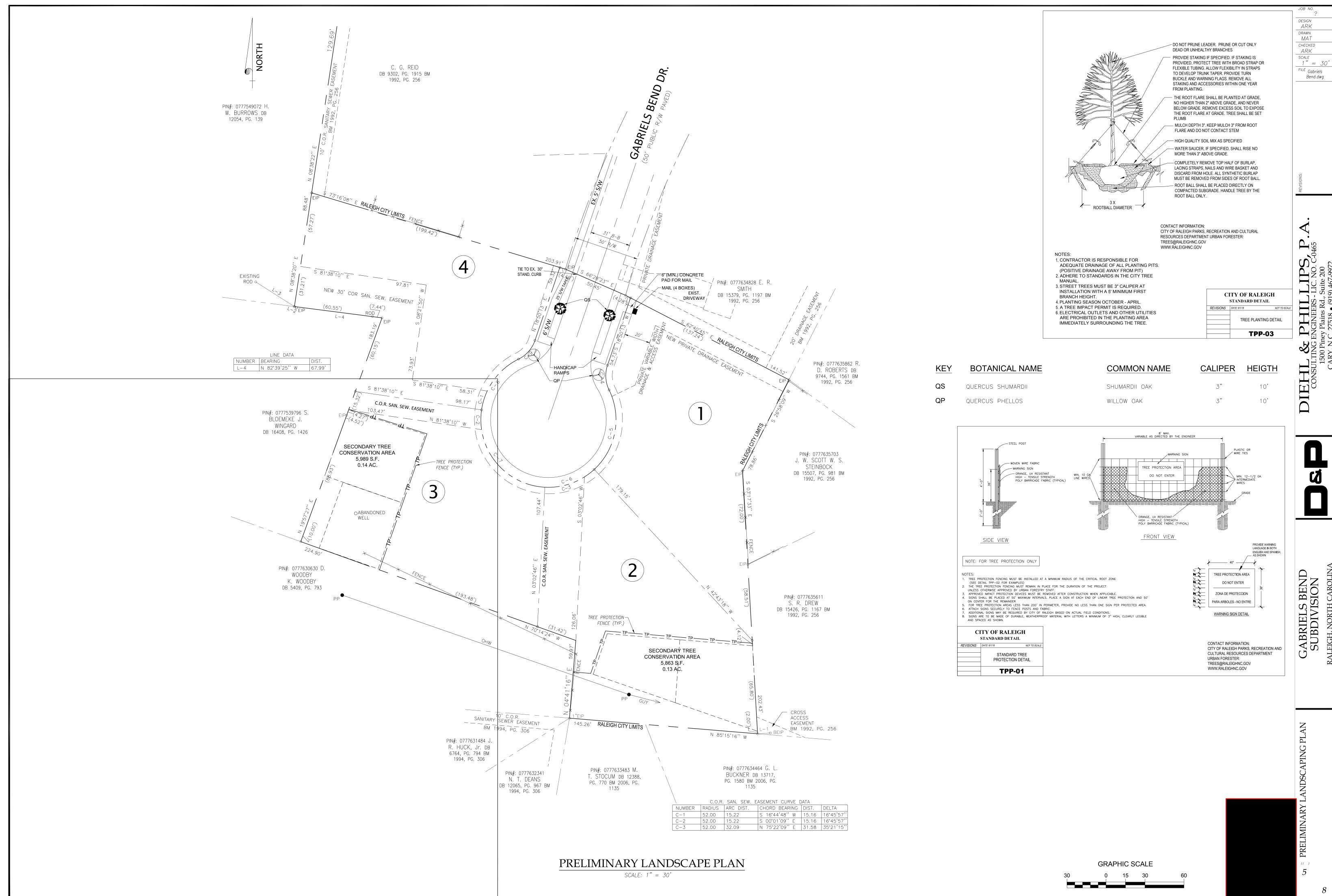
CHECKED
ARK

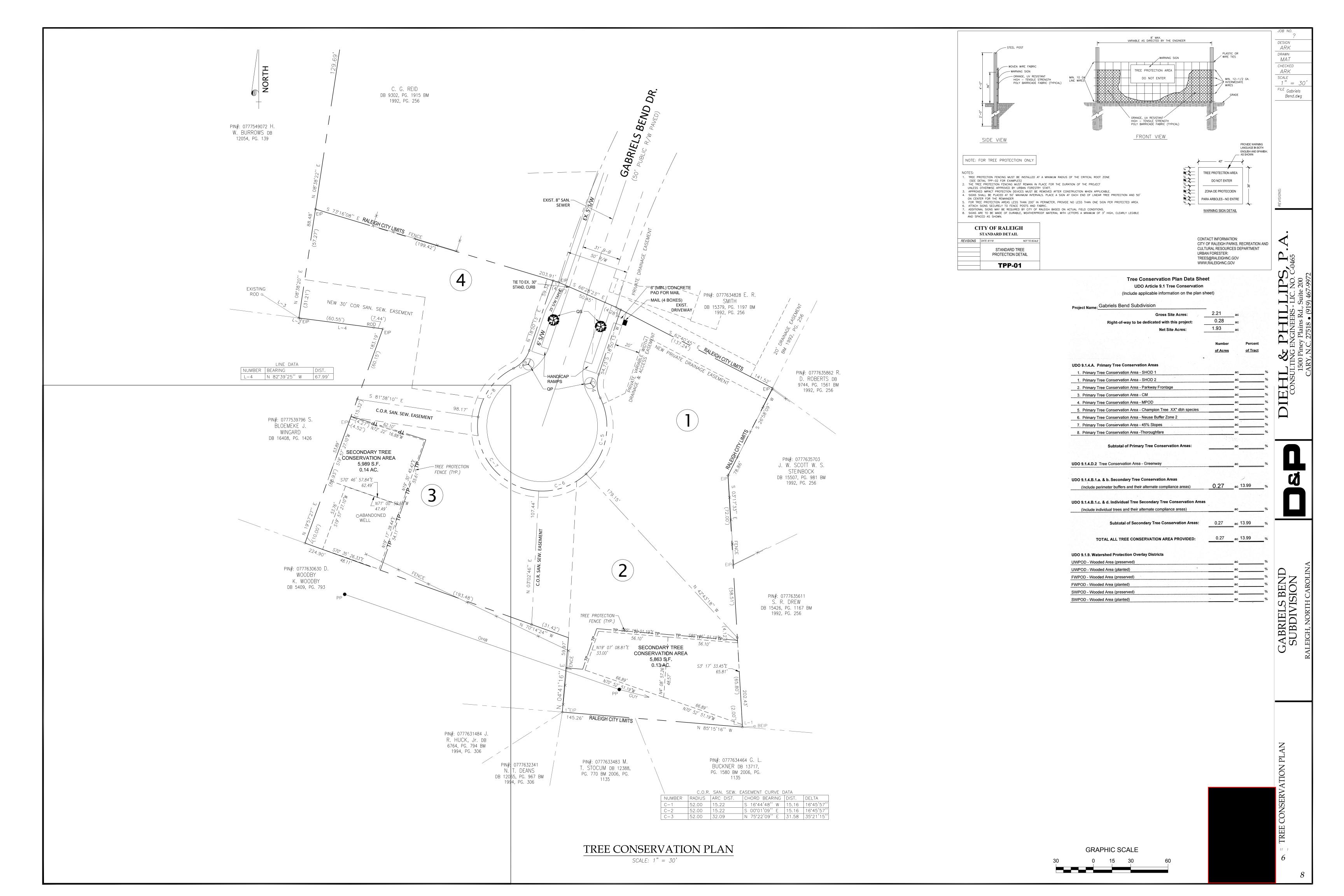
SCALE
1" = 30'

DIEHI

GABRIELS BEND SUBDIVISION

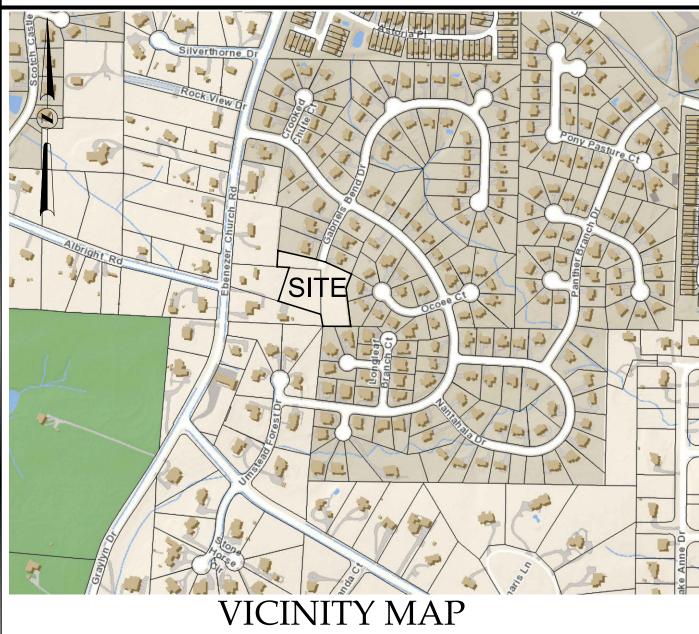






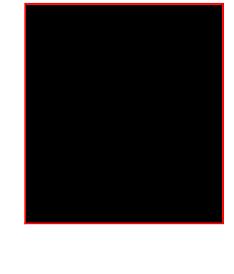
Right-of-Way Obstruction Notes:

- Street, Lane, and Sidewalk closures or detours: Prior to any work that impacts the right-of-way or closing of any street, lane, or sidewalk, the contractor must apply for a
- permit with Right-of-Way Services. A permit request with a traffic control and/or pedestrian plan shall be submitted to <u>rightofwayservices@raleighnc.gov</u> at <u>www.raleighnc.gov</u> Keyword "Right-of-Way
- Prior to the start of work, the Client shall schedule a Pre-Construction meeting with the Engineering Inspections Coordinator to review the specific components of the approved
- plan, and ensure all permits are issued. The City of Raleigh requires an approved Right-of-Way Obstruction Permit for work on
- any public street or sidewalk and NCDOT road within Raleigh's Jurisdiction. All Traffic Control Signage and practices shall adhere to the Manual on Uniform Traffic Control, and the latest edition of the NCDOT "Standard Specification for Roadway Structures", NCDOT "Roadway Standard Drawing Manual", and the NCDOT supplement
- All public sidewalks must be accessible to pedestrians who are visually impaired and/or people with mobility concerns. Existing and alternative pedestrian routes during construction shall be required to be compliant with the Public Rights of Way Accessibility Guidelines (PROWAG), the ADA Standards for Accessible Design and the Manual on Uniform Traffic Control Devices (MUTCD).
- All permits must be available and visible on site during the operation.



SCALE: 1" = 500'

INDEX OF DRAWINGS			
	COVER SHEET		
1	EXISTING CONDITIONS		
2	PRELIMINARY SUBDIVISION PLAN		
3	PRELIMINARY UTILITY PLAN		
4	PRELIMINARY GRADING AND STORMWATER PLAN		
5	LANDSCAPE PLAN		
6	TREE CONSERVATION PLAN		
7	DETAILS		
8	DETAILS		



PLANS PREPARED BY:

DIEHL & PHILLIPS, P.A.

CONSULTING ENGINEERS - LIC. NO. C-0465 1500 PINEY PLAINS RD. CARY, N.C. 27518

Preliminary Subdivision Plan Application



When submitting plans, please check the appropriate review type and include the Plan Checklist document.

Office Use Only: Transaction # Project Cod	ordinator	Team Leader
PRELIMIN	NARY APPROVALS	and the second
☐ Subdivision * ☐ Conventional Subdivision	Compact Development	Conservative Subdivision

*May require City Council approval if in a Metro Park Overlay or Historic Overlay District

If your project has been through the Due Diligence process, provide the transaction #:

GENERAL INFORMATION Development Name Gabriels Bend Subdivision Proposed Use Single Family Residential

777 63 3784

Property Address(es) 7900 Gabriels Bend Drive Wake County Property Identification Number(s) for each parcel to which these guidelines will apply:

Single family Other (describe): OWNER/DEVELOPER INFORMATION

Owner/Developer Name Philp Bowman Company Name KEL CO, LLC Address 9120 Wellsley Way Raleigh, NC 27613

Company Name Diehl & Phillps, P.A. Contact Name Alan Keith, P.E.

Address 1500 Piney Plains Road Suite 200 Cary, NC 27518 Email arkeith@bellsouth.net Fax 919 467 5327

WWW.RALEIGHNC.GOV **REVISION 03.11.16**

W	Zoning District(s) R-2 MPOD & R-4
1	If more than one district, provide the acreage of
4	Overlay District? Yes No
4	Inside City Limits? Yes No
-	CUD (Conditional Use District) Case # Z-
4	
4	COA (Certificate of Appropriateness) Case #
NO	BOA (Board of Adjustment) Case # A-
0	
U	Existing Impervious Surface 0
175	Proposed Impervious Surface 35,710 SF
585	Toposa imperior and a series an
110	If in a Flood Hazard Area, provide the following:
0	
110	Alluvial Soils Flood Stu
0	
4	Total # of Townhouse Lots: Detached
4	Total # of Townhouse Lots: Detached
	4 4 4 NO 0 175 585 110 0 110 0 4

PUBLIC IMPROVEMENTS QUANTITIES

DEVELOPMENT TYPE AND SITE DATE TABLE (Applicable to all developments) ZONING INFORMATION each: R-2 MPOD 1.28 acre & R-4 0.93 acre Yes No Yes No Yes No FEMA Map Panel # MBER OF LOTS AND DENSITY Total # of All Lots 4 Total # of Single Family Lots 4 Overall Unit(s)/Acre Densities Per Zoning Districts 4 / 2.21 = 1.81 Total # of Open Space and/or Common Area Lots 0 SIGNATURE BLOCK (Applicable to all developments) In filing this plan as the property owner(s), I/we do hereby agree and firmly bind ourselves, my/our heirs, executors, administrator to serve as my agent regarding this application, to receive and respond to

REVISION 03.11.16

PAGE 2 OF 3



City of Raleigh Development Plans Review Center One Exchange Plaza Raleigh, NC 27602 (919) 996-2626 www.raleighnc.gov

Case File / Name: S-27-14 / Gabriel's Bend Subdivision

General Location: The site is located at the southern end of Gabriel's Bend Drive, east of the

intersection of Ebenezer Church Road and Albright Road.

CAC: Northwest

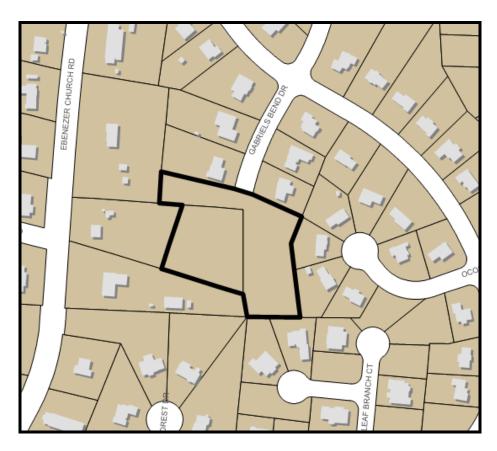
Nature of Case: Subdivision of two tracts totaling 2.21 acres into four single family lots, zoned

Residential-2 and Residential-4 with Metro Park Overlay District.

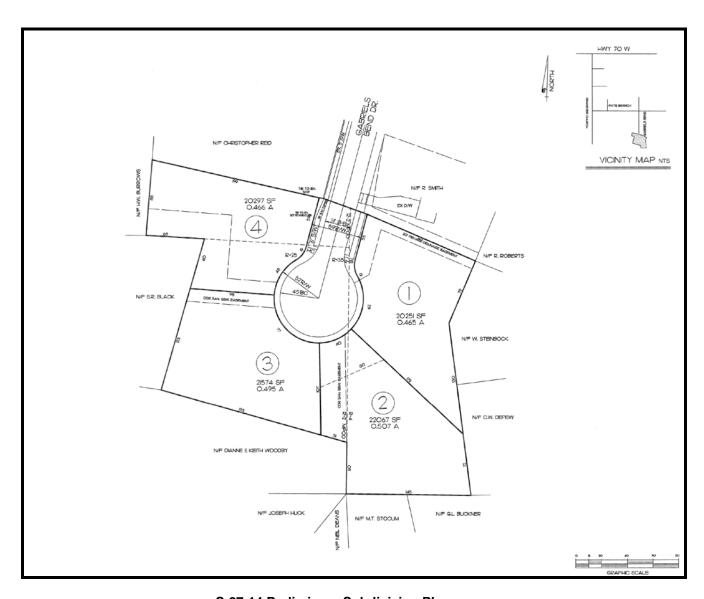
Contact: Mitchell Murphy, Penny Engineering

Design Adjustment: NA

Administrative Alternate: NA



S-27-14 Location Map



S-27-14 Preliminary Subdivision Plan

SUBJECT: S-27-14

CROSS-

REFERENCE: NA

LOCATION: The site is located at the southern end of Gabriel's Bend Drive, east of the

intersection of Ebenezer Church Road and Albright Road, outside the city limits.

PIN: 0777633784, 0777632722

REQUEST: This request is to approve the subdivision of two tracts totaling 2.21 acres into

four single family lots, zoned Residential-2 and Residential-4 with Metro Park

Overlay District.

OFFICIAL ACTION: Approval with conditions

CONDITIONS OF APPROVAL:

Prior to issuance of a mass grading permit for the site:

- (1) That in accordance with Part 10A Section 9.4.4, a surety equal to of the cost of clearing, grubbing and reseeding a site, shall be paid to the City;
- (2) That a final tree conservation plan with permit be approved by the Forestry Specialist. The plan must show metes and bounds descriptions of all tree conservation areas, and tree protection fence around all tree conservation areas. Tree protection fence must be located in the field and inspected by the Forestry Specialist;

Prior to approval of a concurrent review of Final Site Review and Infrastructure construction plans, or whichever is applicable:

- (3) That conditions 1 and 2, above, be met;
- (4) That a stormwater control plan with a stormwater operations and maintenance manual and budget shall be approved by the Stormwater Engineer in compliance with Part 10A Chapter 9 of the Unified Development Ordinance prior to grading or the approval of construction drawings whichever event comes first;
- (5) That as there are existing buildings downstream of this property that have experienced previous structural flooding, the subdivision shall comply with Section 9.2.2.E.3 of the UDO. Stormwater controls shall be provided for the 25, 50, and 100 year storms in addition to the 2 and 10 year storms and offsite stormwater pipes as shown on the approved preliminary plan are proposed to alleviate the surface drainage issues on the downstream properties;
- (6) That a nitrogen offset payment must be made to a qualifying mitigation bank;

Prior to Planning Department authorization to record lots:

- (7) That the developer shall pay to the City a stormwater facility replacement fund payment equal to twenty-four percent (24%) of the estimated cost of constructing all stormwater control facilities shown on the development plans;
- (8) That the offsite "Private Drainage Easement" shown on Property identified as PIN 0777634828, DB 15379 PG 1197 is shown on all plats for recording;
- (9) That all stormwater control measures and means of transporting stormwater runoff to and from any nitrogen and stormwater runoff control measures shall be shown on all plats for recording as private drainage easements and the plats shall contain the following note: "All private storm drainage easements & stormwater measures will be maintained by the property owners association.":
- (10) That in accordance with Part 10A Section 9.2.2, a surety equal to 125% of the cost of the construction of a stormwater device is paid to the Public Works Department;
- (11) That a tree conservation map be recorded with metes and bound showing the designated Tree Conservation Areas and shall be in compliance with Chapter 9 of the Unified Development Ordinance;
- (12) That Infrastructure Construction Plans are approved by the City of Raleigh, including obtaining stub permits, tree impact permit and a street lighting plan;
- (13) That a petition for annexation into the City limits be submitted in accordance with City Council policy for extension of utility service to properties currently outside of the City limits. This voluntary annexation in no way obligates the City to extend utility services to the property;
- (14) That in accordance with Part 10A Section 8.1.3, a surety equal to 125% of the cost of development related improvements, including streetscape trees on Gabriel's Bend Drive is paid to the Public Works Department;
- (15)That an encroachment agreement for stormwater drainage systems that carry private drainage to be located within the public right-of-way is approved by the City Council by separate action. An application for encroachment into the public right of way for the landscaping located within the right of way as indicated on the preliminary plan, shall be submitted to the City's Encroachment Coordinator in the Public Works Department for review, and that the City Council approve the encroachment request. Following City Council approval of the encroachment, an encroachment agreement, prepared in accordance with Raleigh City Code Sections 12-1001 and 12-1021(a), shall be filed with the Public Works Department, and the encroachment agreement is to be recorded with the Wake County Register of Deeds. Maintenance of the encroachment shall be the responsibility of the owner:
- (16) That the City form document entitled Declaration of Maintenance Covenant and Grant of Protection Easement for Stormwater Control Facilities shall be recorded with the county register of deeds office where the property is located prior to any recordation of a subdivision or recombination plat and a copy of the recorded documents be provided to the Planning Department within the 14-day period, further recordings and building permits

AA: 3316

Case File: S-27-14

authorization will be withheld if the recorded document is not provided to the Planning Department; Required legal documents shall be recorded within 1 day of the approval of a recorded map, if applicable;

(17) That the City form document entitled Declaration of City of Raleigh Required City Code Provisions for Developments with Common Elements and Common Expenses shall be recorded with the county register of deeds office where the property is located prior to any recordation of a subdivision or recombination plat, and a copy of the recorded documents be provided to the Planning Department within the 14 day period; further plan recordings and building permits authorization will be withheld if the recorded document is not provided to the Planning Department; Required legal documents shall be recorded within 1 day of the approval of a recorded map, if applicable;

Prior to issuance of a certificate of occupancy for any lot:

(18) That in accordance with Part 10A Section 9.2.2, an as-built plan and certification any stormwater control device shall be reviewed and accepted by the City prior to final stormwater inspection approval or certificate.

I hereby certify this administrative decision.

Signed: (Planning Dir.) Kunth Bown (S. Bas

Come power ()

Date: 11 - 9 - 15

Staff Coordinator:

Justin Rametta

SEE LAST PAGE FOR IMPORTANT INFORMATION ON THE NEXT STEP IN THE SUBDIVISION PROCESS.

FINDINGS:

City Administration finds that this request, with the above conditions being met, conforms to the Unified Development Ordinance including Chapter 2, Article 2.2, Sections 2.2.1. This approval is based on a preliminary plan dated 9/9/15 owned by Reeves Properties, submitted by Penny Engineering Design.

ZONING:

ZONING

DISTRICTS:

Residential-2 (1.28 acres), Residential-4 (.93 acres), Metro Park Overlay District

(MPOD).

TREE

CONSERVATION: This project is larger than two acres and compliance with UDO Article 9.1. Tree

Conservation is required. Part of the site is zoned R2 and requires 15% tree conservation area. The remainder of the site is zoned R4 and requires 10% tree conservation area. The project provides 0.25 acres of tree conservation area

which is 13.025% of the net site acreage.

Tree conservation acreage is as follows:

Primary: 0.00 acres Secondary: 0.25 acres

PHASING: There is one phase in this development.

COMPREHENSIVE

PLAN:

GREENWAY: There is no greenway on this site.

STREET

PLAN MAP: This project includes the extension of Gabriel's Bend Drive and construction of a

cul-de-sac. Gabriel's Bend Drive is classified as a Neighborhood Local Street by the street plan map of the Comprehensive Plan, requiring a 31' back-to-back street section in a 59' right-of-way with associated streetscape improvements. A surety for the required improvements shall be provided in accordance with 8.1 of

the UDO.

Street Name	Designation	Exist R/W	Required R/W	Existing street (b to b)	Proposed street (b to b)
Gabriel's Bend Dr. Extension	Neighborhood Local	NA	59'	NA	31'

TRANSIT: This site is presently not served by the existing transit system.

COMPREHENSIVE

PLAN: This site is located in the Northwest CAC in an area designated for low density

residential development.

SUBDIVISION STANDARDS:

LOT LAYOUT: The following are the minimum dimensional requirements for lots in the R-2 and

R-4 zoning districts. Lots in this development conform to these minimum

standards.

	R-2	R-4	
Min. lot width	80'	65'	
Min. lot depth	100'	100'	
Min. lot size	20,000 sq. ft.	10,000 sq. ft.	

PUBLIC UTILITIES: City water and sewer services are available. The subdivider is responsible for

installation of all lines necessary to provide service to this site.

SOLID WASTE: Individual lot service by the City is to be provided.

BLOCKS / LOTS /

ACCESS: Block perimeters, lot arrangement and access conform to Chapter 8 of the UDO.

STREETSCAPE

TYPE: The applicable streetscape is residential. Construction of a 6' wide sidewalk with

a 6' tree lawn is proposed.

PEDESTRIAN: Proposed sidewalk locations conform to City regulations. A sidewalk is required

along both sides of Gabriel's Bend Drive. Access to the public right of way in addition to internal connection requirements is provided in accordance with 8.3.4

of the UDO.

FLOOD HAZARD: There are no flood hazard areas on this site.

STORMWATER MANAGEMENT:

This site is subject to stormwater management controls in accordance with

Article 9 chapter 2 of the Unified Development Ordinance. Proposed stormwater control measures for detention of the 2 and 10 year storm are shown in accordance with the Raleigh Stormwater Control and Watercourse Buffer Manual. Additionally, because there is documented downstream structural flooding the subdivision will comply with 9.2.2.E.3 of the UDO and is proposing additional stormwater runoff control for the 25, 50, and 100 year storms. Offsite

pipes will also be installed to alleviate the surface drainage issues on downstream properties. A buy down only for nitrogen will meet stormwater

quality requirements.

WETLANDS / RIPARIAN

BUFFERS: No wetland areas or Neuse River riparian buffers are required on this site.

STREET NAMES: No new streets are being proposed with this development.

OTHER

REGULATIONS: Developer shall meet all City requirements, including underground utility service,

flood protection measures, and the soil erosion ordinance, unless specifically

varied by this approval.

SUNSET DATES:

If significant construction has not taken place on a project after preliminary subdivision approval, that approval may "sunset" and be declared void, requiring re-approval before permits may be issued. To avoid allowing this preliminary approval to "sunset", the following must take place by the following dates:

3-Year Sunset Date: 11/9/2018

Record at least ½ of the land area approved.

5-Year Sunset Date: 11/9/2020 Record entire subdivision.

WHAT NEXT?:

- MEET ALL CONDITIONS OF APPROVAL.
- <u>COMPLETE INFRASTRUCTURE CONSTRUCTION DRAWINGS FOR ANY PUBLIC IMPROVEMENTS</u> Streets, Utility lines to be owned and maintained by the City. and submit them to the Development Plans Review Center for approval.
- HAVE A REGISTERED SURVEYOR PREPARE FINAL PLATS FOR RECORDING. These also must be submitted to the Development Plans Review Center for authorization signature prior to recording with the Wake County Register of Deeds.
- MEET THE REQUIREMENTS OF THE SUNSET THRESHOLDS AS NOTED ABOVE.

FACILITY FEES REIMBURSEMENT:

If oversized street construction takes place, or greenway or oversized public street right-of-way is conveyed to the public, the owner is responsible for application to the City for reimbursement allowed by Code. Reimbursement takes place twice a year in January and July; a written request must be filed with the Planning Department for greenway and street right-of-way; and in the Public Works Department for street construction; by the first working day in November and May each year.