

BOARD OF ALDERMEN

ITEM NO. C(5)

AGENDA ITEM ABSTRACT

MEETING DATE: May 1, 2007

TITLE: Procedural Update on Land Use Ordinance Text Amendment to Revise Open Space Requirements in the Downtown

DEPARTMENT: PLANNING	PUBLIC HEARING: YES _ NO <u>X</u>
ATTACHMENTS: A. Applicant's Land Use Ordinance Amendment Request B. Draft Ordinance C. Comparison Table	FOR INFORMATION CONTACT: Kendal Brown – 918-7334 Mike Brough – 929-3905

PURPOSE

The proposed text amendment, previously scheduled for the April 24, 2007 public hearing, has been revised by the applicant, Mr. Jack Haggerty. Please refer to *Attachment A*. On April 10, 2007, the Board of Aldermen reset the public hearing for May 22, 2007. Staff has prepared a draft ordinance (*Attachment B*) that responds to the applicant's revised request. A comparison table, *Attachment C*, has been provided as an aid to evaluation of the two proposals.

INFORMATION

In January of this year, the town received a request to amend the text of the land Use Ordinance (LUO) to revise the requirements regarding open space for all residential developments in the downtown. A draft ordinance was prepared and public hearing scheduled. The ordinance was referred to Orange County, the Carrboro Planning Board, and other Carrboro advisory boards for review and receipt of public comment. On March 29, 2007, the staff received a revised application from the applicant, who was amenable to rescheduling the public hearing date so that additional staff analysis could be conducted. The applicant's revised proposal and the staff's revised draft ordinance were sent to Orange County in late April, and will be reviewed by Carrboro advisory boards in early May.

FISCAL IMPACT

N.R. Milian Associates has submitted the application fee of \$425, which is expected to cover most, if not all, of the costs associated with required notice for the public hearing.

STAFF RECOMMENDATION

We recommend that this item continue on the schedule for the May 22, 2007 public hearing. No further action by the Board of Aldermen is required.