WHEREAS, the Zoning Administrator for Buncombe County has received an application (ZPH2020-00024 ESPOSITO) requesting an amendment to The Official Zoning Map of Buncombe County on the parcel(s) depicted in the map attached hereto as "Exhibit A" and identified as follows:

PIN(s): 9635.62.7864, 9635.72.1875, 9635.63.8087
Addresses: Multiple addresses (40-46, 55, 58-78) Parkway Lane located east of Clayton Road, Buncombe County, NC
Owner(s): Freeze Interprize, LLC

WHEREAS, the applicant is requesting that the zoning designation for the subject properties be changed from the R-1 Residential District to the PS Public Service District; and

WHEREAS, the Zoning Administrator certified that notices of the meeting of the Buncombe County Planning Board at which this application was considered have been properly mailed to members of the Planning board, the applicant(s), owner(s), and all adjoining property owners at least ten (10) days prior to the meeting; public notice of the meeting has been properly published in a newspaper having general circulation in the County; and notices of the public hearing concerning this zoning map amendment have been prominently posted as required; and

WHEREAS, in accordance with North Carolina General Statutes and with the provisions set forth in Division 8 of Chapter 78, Article VI of the Buncombe County Code of Ordinances, the Planning Board duly advertised and held a public hearing to consider the proposed amendment; and

WHEREAS, pursuant to Buncombe County Code of Ordinances Sec. 78-717, the Planning Board has advised and commented on "whether the proposed amendment is consistent with any comprehensive plan that has been adopted and any other officially adopted plan that is applicable" and has provided "a written recommendation to the board of county commissioners" concerning the same (said written recommendation is attached hereto as "Exhibit B"); and

WHEREAS, pursuant to N.C. Gen. Stat. § 153A-344(a) the Planning Board "shall make a written recommendation regarding adoption of the ordinance to the board of commissioners." and

WHEREAS, the Planning Board recommends that the Buncombe County Board of Commissioners DENY the proposed map amendment by a vote of ☐ to ☐.
NOW, THEREFORE, THE BUNCOMBE COUNTY PLANNING BOARD HEREBY RECOMMENDS AS FOLLOWS:

1. The Planning Board recommends that the Buncombe County Board of Commissioners DENY the proposed Zoning Map amendment as presented in Exhibit A.

Read, approved and adopted this the 2nd day of November, 2020.

ATTEST

Savannah Gibson, Clerk

APPROVED AS TO FORM

County Attorney (Staff Attorney)

PLANNING BOARD FOR THE
COUNTY OF BUNCOMBE

BY

Nancy Waldrop, Vice-Chairperson

Consented to (YES/NO):

Planning Board Members:

Gene Bell, Chairperson- ABSENT
Nancy Waldrop, Vice-Chairperson- YES
Robert Martin- YES
David Rittenberg- YES
Parker Sloan- ABSENT
Dusty Pless- YES
Joan Walker- ABSENT
Thad Lewis- YES
Billy Taylor - YES
Exhibit A

OFFICIAL ZONING MAP
-EXCEPRT-
PROPOSED AMENDMENT

PIN(s): 9635.62.7864, 9635.72.1875, 9635.63.8087
Addresses: Multiple addresses (40-46, 55, 58-78) Parkway Lane located east of Clayton Road, Buncombe County, NC
Owner(s): Freeze Interprize, LLC

PROPOSED ZONING DISTRICT - PS
Exhibit B

PLAN CONSISTENCY STATEMENT

ZONING MAP AMENDMENT
NOT CONSISTENT WITH PLAN

Pursuant to N.C. Gen. Stat. §153A-340(b)(1) the Buncombe County Planning Board hereby approves and adopts the following Plan Consistency Statement for the rezoning of portions of tax lot PIN(s)
9635.62.7864, 9635.72.1875, 9635.63.8087 (Multiple addresses (40-46, 55, 58-78) Parkway Lane located east of Clayton Road, Buncombe County, NC) from the R-1 Residential District to the PS Public Service District. The Board finds the following:

1. The subject property and proposed rezoning is not:
   A. “Outside of flood hazard areas.”

2. The proposed map amendment would be detrimental to the owners, adjacent neighbors, and surrounding community as it does not meet a number of goals as identified in the Buncombe County Comprehensive Land Use Plan Update.

Therefore, the requested zoning would not be reasonable and in the public interest.

PIN(s): 9635.62.7864, 9635.72.1875, 9635.63.8087
Addresses: Multiple addresses (40-46, 55, 58-78) Parkway Lane located east of Clayton Road, Buncombe County, NC
Owner(s): Freeze Interprise, LLC

Approved and adopted this the 2nd day of November, 2020.

ATTEST

Savannah Gibson, Clerk

PLANNING BOARD FOR THE
COUNTY OF BUNCOMBE

BY Nancy Waldrop, Vice-Chairperson