

PLANNING BOARD'S WRITTEN RECOMMENDATION TO THE BUNCOMBE COUNTY
BOARD OF COMMISSIONERS TO APPROVE APPLICATION ZPH2024-00015
REQUESTING AN AMENDMENT TO THE OFFICIAL ZONING MAP

WHEREAS, the Zoning Administrator for Buncombe County has received an application (ZPH2024-00015 – Yates Ave Rezoning) 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): 0629763339

Addresses: 99999 Yates Ave

Owner(s): Seyedhasam Sadeghianmotahar

Applicant(s): Seyedhasam Sadeghianmotahar

WHEREAS, the applicant is requesting that the zoning designation for the subject property be changed from R-1 and CR to R-1.

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 and N.C. Gen. Stat. § 160D-604(d), 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, which is incorporated herein by reference, is attached hereto as "Exhibit B"); and

WHEREAS, the Planning Board recommends that the Buncombe County Board of Commissioners **APPROVE** the proposed map amendment by a vote of 6 to 0.

NOW, THEREFORE, THE BUNCOMBE COUNTY PLANNING BOARD HEREBY RECOMMENDS AS FOLLOWS:

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

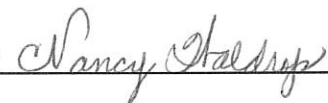
Read, approved and adopted this the 17th day of June 2024.

ATTEST



Terri Rogers, Clerk

PLANNING BOARD FOR THE
COUNTY OF BUNCOMBE

BY 

Nancy Waldrop, Chair

APPROVED AS TO FORM



County Attorney

Consented to (**YES/NO**):

Planning Board Members:

Nancy Waldrop, Chair - *yes*

John Noor -

Tim Collins - *yes*

Ken Kahn - *yes*

Mike Fisher - *yes*

Eric Robinson -

Alan Coxie - *yes*

Billy Taylor -

Jay Marino - yes

Exhibit A

**OFFICIAL ZONING MAP
-EXCERPT-
PROPOSED AMENDMENT**

PIN(s): 0629763339
Addresses: 99999 Yates Aves
Owner(s): Seyedhesam Sadeghianmotahar
Applicant(s): Seyedhesam Sadeghianmotahar

PROPOSED ZONING DISTRICT – CR

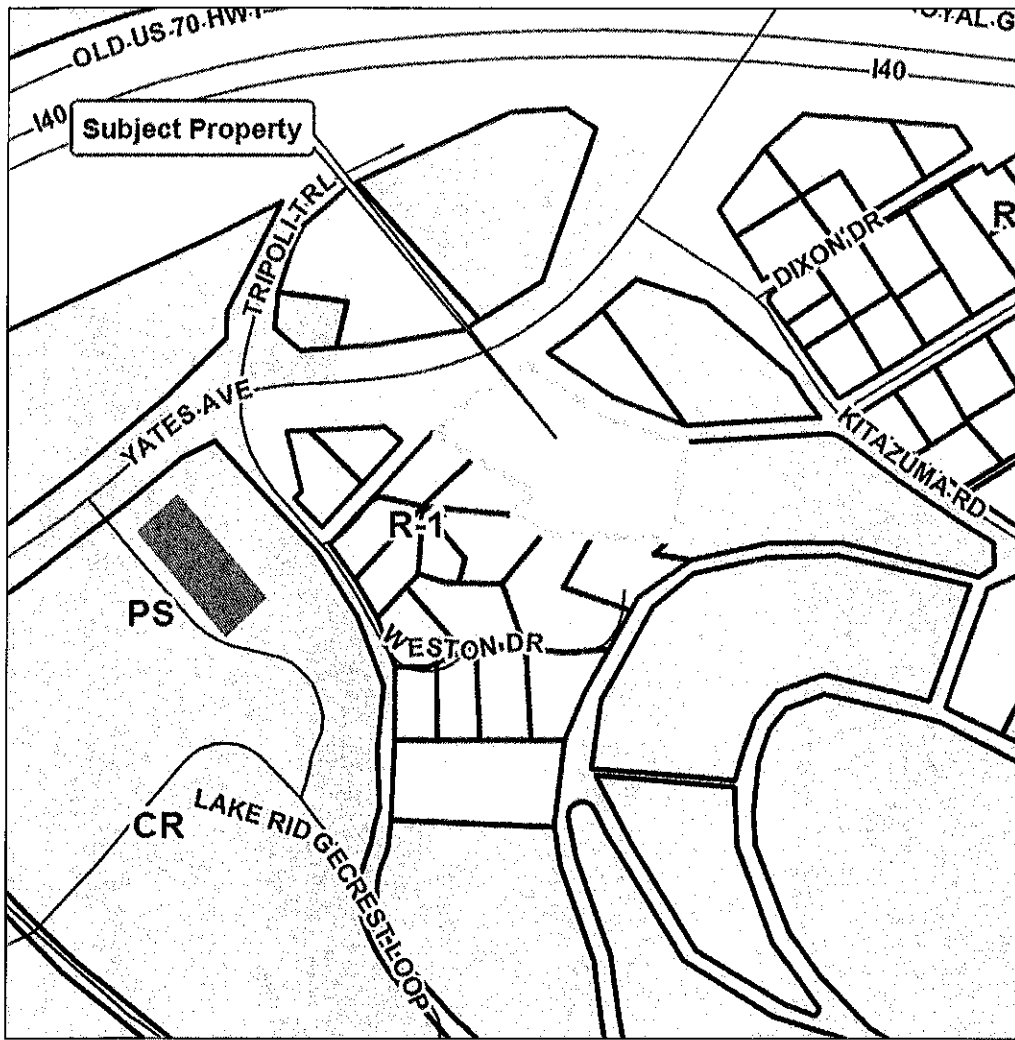


Exhibit B

PLAN CONSISTENCY STATEMENT
ZONING MAP AMENDMENT
CONSISTENT WITH PLAN

Pursuant to N.C. Gen. Stat. §160D-604(d) the Buncombe County Planning Board hereby approves and adopts the following Plan Consistency Statement for the rezoning of tax lot PIN(s) 0629763339 from the from R-1-Residential and the CR- Conference Resort to the R-1 - Residential District.

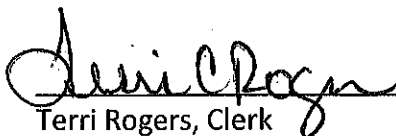
1. The proposed rezoning of the subject property is consistent with the Buncombe County 2043 Comprehensive Plan in that the property:
 - A. Is consistent with the GEC Character Framework description
 - B. Is within the recommended density of the GEC Character area
 - C. Is consistent with the primary and secondary land uses in the GEC Character Framework
 - D. Is within reasonable proximity to major transportation corridors
 - E. Prioritizes environmental conservation of other natural lands (such as intact forest lands, wetlands, and other unique habitats) to protect and increase the capacity to sustain the country's existing biodiversity.
 - F. Prioritizes the conservation of physical connections between natural landscapes to avoid fragmentation of large forest blocks in order to benefit wildlife migration
 - G. Is in the of steep slope area which is consistent with the proposed down-zoning
 - H. Has some moderate and high slope stability hazard areas which is consistent with the proposed down-zoning
 - I. Is outside of flood hazard areas

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

Therefore, the requested zoning would be **reasonable and in the public interest**.

Approved and adopted this the 17th day of June 2024.

ATTEST


Terri Rogers, Clerk

PLANNING BOARD FOR THE
COUNTY OF BUNCOMBE

BY 
Nancy Waldrop, Chair