



January 23, 2023

910 254-0900
910 341-3264 fax
wilmingtonnc.gov
Dial 711 TTY/Voice

CONSTRUCTION RELEASE

The Helm

1010 N. 4th Street
Project # 2022033

Consultant/Agent: Mr. Howard Resnik
CSD Engineering
PO Box 4041
Wilmington, NC 28406

*Property
Owner:*

1010 North Fourth Street, LLC
82 Hanover Street
Portland, ME 04101

The City thanks you for your investment in our community and we look forward to working with you towards the construction of a quality development project. Your project is hereby conditionally released for construction. Please make note of the conditions for this release as they appear below. These conditions must be followed and met for the construction to be approved.

Conditions of Release

1. A pre-construction meeting must be held between the site contractor/superintendent and city staff prior to any site work, tree removal, clearing or grading commences on site. Failure to comply will result in civil penalties. Please contact our zoning office at 910.254.0900 to schedule the preconstruction meeting.
2. Any trees, including the critical root zone area and/or the area designated to be saved, must be properly barricaded or marked with fencing and protected throughout construction to ensure that no clearing or grading will occur in those areas.
3. No equipment is allowed on the site and no construction of any building, structure, wall, utilities, infrastructure, etc. of any kind, including footings and building slabs, will be permitted until:
 - a. All tree protection fencing and silt fencing has been installed
 - b. New Hanover County has issued the grading permit and authorized the activity
 - c. Cape Fear Public Utility Authority has authorized the water and sewer activities
 - d. The assigned city zoning compliance officer has authorized the activity
4. This development shall comply with all local, regional, state, and federal development regulations. All applicable City of Wilmington Technical Review Committee requirements must be completed prior to the issuance of final zoning approval.
5. All truck traffic to and from the site shall adhere to NCDOT and City of Wilmington truck routes and restrictions (e.g. S. 3rd Street, Market Street). See city GIS gallery for routes, weight restrictions, etc.
6. Failure to comply with the above conditions may result in the issuance of a Stop Work Order (SWO).
7. No construction activity shall occur within the North Carolina Department of Transportation (NCDOT) right-of-way until all NCDOT permits have been issued and received by the City. All improvements required shall be installed and approved by NCDOT prior to issuance of a certificate of occupancy.

Conditions of Final Zoning Approval

1. Per the requirements of the stormwater permit, the following shall occur prior to issuance of a certificate of occupancy or operation of the permitted facility:
 - As-built drawings for all stormwater management facilities shall be submitted to the City of Wilmington Engineering Division.
 - An Engineer's certification shall also be submitted, along with all supporting documentation that specifies, under seal that the as-built stormwater measures, controls and devices are in compliance with the approved stormwater management plans.
 - A final inspection is required by City of Wilmington Engineering personnel (910) 341-5856.
2. Prior to a final inspection, a walkthrough with City Construction Management staff shall take place to verify completeness of site work in right(s)-of-way. Any material test reports and stormwater videos as required shall be submitted prior to and approved by city Engineering. Please contact the City Engineering Department at 910.341.0094.
3. Contractor shall submit a Radio Signal Strength Study for all commercial buildings that demonstrates that existing emergency responder radio signal levels meet the requirements of Section 510 of the 2018 NC Fire Code.
4. This project is proposing less than 250 linear feet of right-of-way or public improvements. Per Chapter V of the City Fee schedule, the project will require Engineering inspection fees in the amount of \$500. This fee must be paid prior to issuance of plat recordation of certificate of occupancy. Please contact City Engineering at 910.341.0094 for payment options.
5. Approval of a major or minor site plan shall expire after 18 months from the date of such approval if the applicant has failed to make substantial progress on the site. The technical review committee may grant a single, six-month extension of this time limit for major and minor site plans, for good cause shown, upon receiving a request from the applicant before the expiration of the approved plan. In the event approval of a site plan has expired, for whatever reasons, the owner and/or applicant will be required to resubmit for approval of a site plan that meets current development standards unless otherwise noted in this chapter.
6. To obtain a final zoning inspection for this construction project, the appropriate departments within the City of Wilmington must perform and approve final inspections. To arrange for inspections please contact the assigned Zoning Enforcement Officer, at 254-0900. Staff will coordinate the inspections and provide a punch-list to the Developer within 5 working days. Upon correction of the punch-list items, a final inspection will be performed.
Note: Zoning will not issue final approval until all requirements of the City of Wilmington are fulfilled.
7. Please also be advised that any party aggrieved by the issuance of this approval may file a notice of appeal to the City Clerk within 30 days of receipt of active or constructive notice of this decision. It shall be presumed that all persons with standing to appeal have constructive notice of the decision from the date a sign containing the words "Zoning Decision" or "Subdivision Decision" in letters at least six inches high and identifying the means to contact an official for information about the decision is prominently posted on the property that is the subject of the decision, provided the sign remains on the property for at least 10 days. Posting of signs is not the only form of constructive notice. Any such posting shall be the responsibility of the landowner or applicant. Verification of the posting shall be provided to



the official who made the decision. Absent an ordinance provision to the contrary, posting of signs shall not be required. Reference NC GS 160d-403.

8. Please notify New Hanover County Building Inspections of this release.

Project Planner: Patrick O'Mahony 1/23/23
 Patrick O'Mahony, Associate Planner Date

I hereby acknowledge receipt of this construction release and understand and agree to adhere to all conditions as contained herein. The owner/developer assumes all risks and penalties with any delay or stop work order associated with a violation of this release. The City of Wilmington assumes no liability for any costs associated with this construction release.

 Authorized Representative Date

Zoning Compliance Officer: Cynthia Roush Date
 Cynthia Roush, Zoning Compliance

The following items are included in this release package:

Item	Permit Number	Date
The Helm Approved Plans	2022033	1/20/23
City of Wilmington Tree Permit	TPP-23-016	1/17/23
City Comprehensive Stormwater Management Permit	2023002	TBD

- | | |
|-----------------------|--|
| Copy: Cynthia Roush | Zoning Compliance |
| Bret Russell | Construction Manager |
| Rob Gordon | Engineering (email only) |
| Jim Quinn | Stormwater Specialist (email only) |
| Aaron Reese | Urban Forestry (email only) |
| Rich Christensen | Engineering (email only) |
| Eric Seidel | Engineering (email only) |
| Trent Butler | Engineering (email only) |
| Chris Elrod | Wilmington Fire Department (e-mail only) |
| Chris Walker | Wilmington Fire Department (e-mail only) |
| Brian Blackmon | Surveyor (e-mail only) |
| Bill McDow | Traffic Engineering (e-mail only) |
| Mitesh Baxi | Traffic Engineering (e-mail only) |
| Denys Vielkanowitz | Traffic Engineering (e-mail only) |
| Bernice Johnson | CFPUA (e-mail letter only) |
| Beth Easley Wetherill | NHC Erosion Control (e-mail only) |
| Michelle Hutchinson | GIS Engineer (e-mail only) |



Amy Beatty
Ron McMillan
Joan Mancuso
Catherine Meyer
Shawn Evans
Courtney Salgado
Frank Mike
Nick Drees
Jon Roan
Ben Hughes
Randy Chavis
Angela Hammers
Michael Bass

Community Services (e-mail only)
Community Services (e-mail only)
City Zoning (email only)
City Zoning (email only)
City Attorney's Office (email only)
City Attorney's Office (email only)
NC DOT (email only)
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File: **The Helm**

Project #: **2022033**



Development Services
 Planning Division
 305 Chestnut Street
 PO Box 1810
 Wilmington, NC 28402-1810

910 254-0900
 910 341-3264 fax
 www.wilmingtonnc.gov
 Dial 711 TTY/Voice

APPROVED: DENIED:

PERMIT #: TPP-23-016

Application for Tree Removal Permit

Name of Applicant: 1010 North Fourth Street, LLC Phone: 207-712-7895 Date: 7-25-22

Name of Property Owner: 1010 North Fourth Street, LLC Phone: 207-712-7895

Property Owner Address: 82 Hanover Street Portland, ME 04101-1979

Address of Proposed Tree Removal: 1010 North Fourth Street, LLC

Description of tree(s) to be removed/reason for removal: (provide attachment if necessary)

- 1. within footprint of development 6. _____
- 2. _____ 7. _____
- 3. _____ 8. _____
- 4. _____ 9. _____
- 5. _____ 10. _____

Description of Replacement Tree(s): _____

Applicant Signature: *D. Bergeron* Date: 7/25/22

*****FOR OFFICIAL USE ONLY*****

Reviewed By: *Pat O'Neil* Date: 1/17/23

Remarks: Tree removal for essential site improvements per approved CP.

ALL WORK MUST BE IN COMPLIANCE WITH THE CITY LAND DEVELOPMENT CODE,
 ARTICLE 8, LANDSCAPING AND TREE PRESERVATION.

NEW CONSTRUCTION: EXPANSION: OTHER: PAID: \$25 paid 8/2/22

Tree Preservation Permit Fees

Less than 1 acre	\$25.00
1-5 acres	\$50.00
5-10 acres	\$100.00
Greater than 10 acres	\$150.00