

**APPROVED BY
CITY COUNCIL**

Petition No.: 2008-154

Petitioner: Robert Nixon
ORDINANCE NO. 4333-X

JAN 19 2010

**AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING
ORDINANCE.**

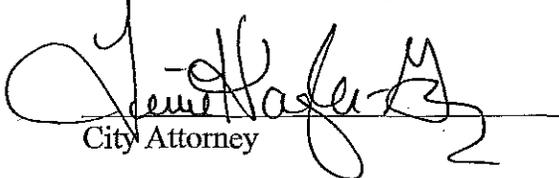
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That the Official Zoning Maps referenced in Section 1.104 of the City of Charlotte Zoning Ordinance are hereby amended by changing the zoning of the property described on the attached map from MUDD-O (PED) to MUDD-O (PED) SPA(Site Plan Amendment).

Section 2. The development and use of the property hereby rezoned shall be governed by the predetermined ordinance requirements applicable to such district category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to the regulations and to the Zoning Maps.

Section 3. That this ordinance shall become effective upon its adoption.

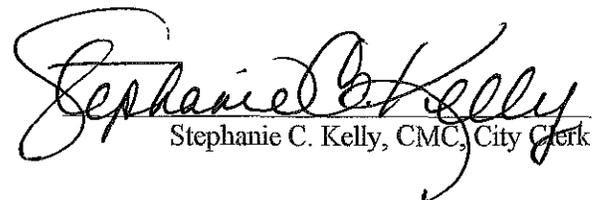
APPROVED AS TO FORM:


City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 19th day of January, 2010, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 56, Page(s) 479-480.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.


Stephanie C. Kelly, CMC, City Clerk

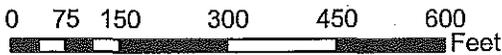
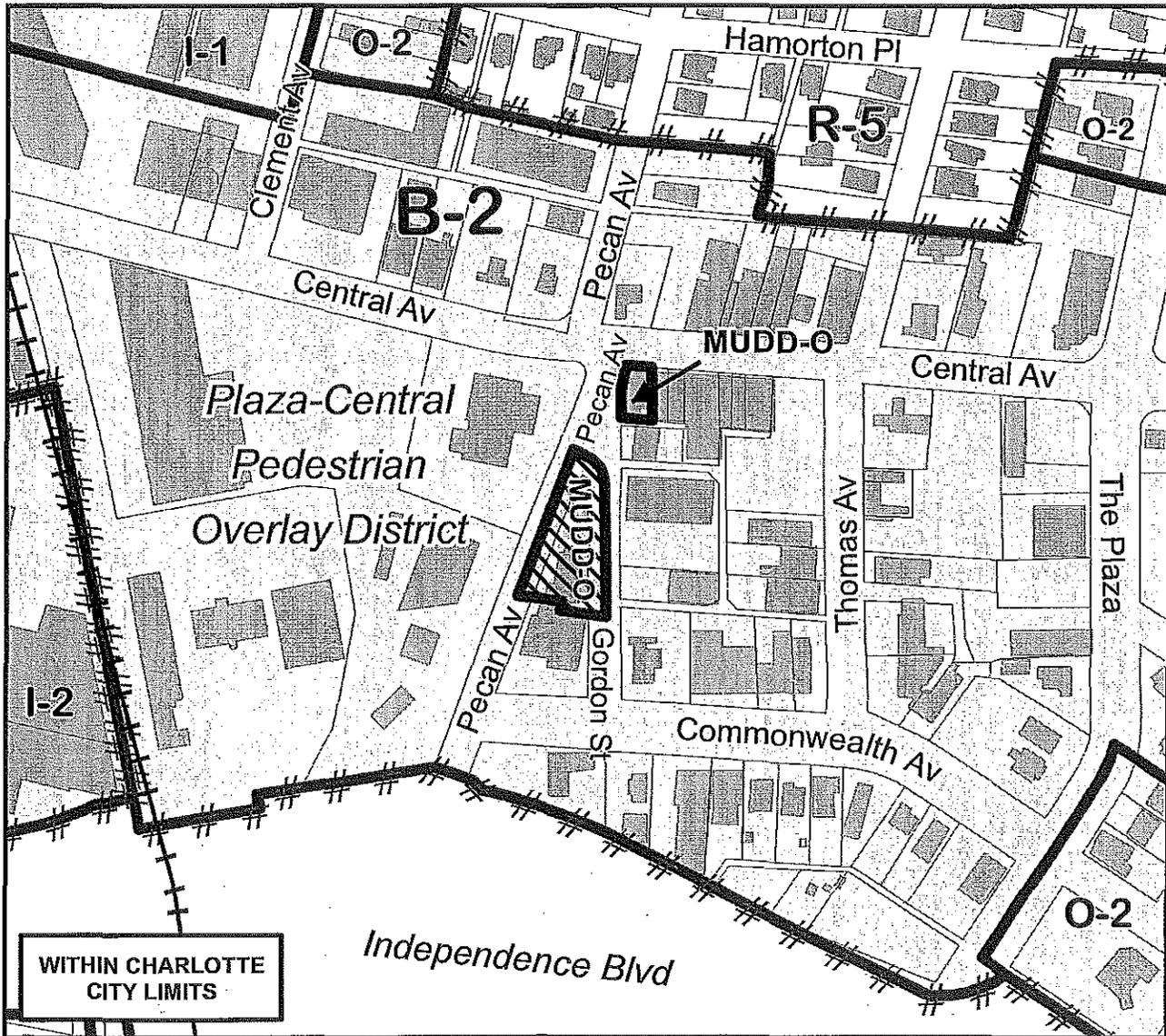
Petition #: **2008-154**

Petitioner: Robert K Nixon

Zoning Classification (Existing): MUDD-O (PED)
(Mixed Use Development District, Optional, Pedestrian Overlay District)

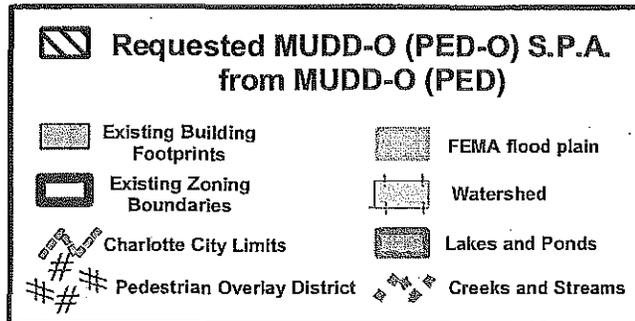
Zoning Classification (Requested): MUDD-O (PED-O) S.P.A.
(Mixed Use Development District, Optional, Pedestrian Overlay District, Optional, Site Plan Amendment)

Acreeage & Location : Approximately 0.19 acres located at the intersection of Pecan Avenue and Gordon Street.



Zoning Map #(s) **101**

Map Produced by the
Charlotte-Mecklenburg Planning Department
09-30-2008



**APPROVED BY
CITY COUNCIL**

Petition No.: 2009-048
Petitioner: Winter Elizabeth, LLC

JAN 19 2010

ORDINANCE NO. 4334-X

**AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING
ORDINANCE.**

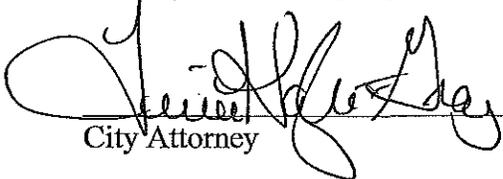
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That the Official Zoning Maps referenced in Section 1.104 of the City of Charlotte Zoning Ordinance are hereby amended by changing the zoning of the property described on the attached map from R-22MF to MUDD(CD).

Section 2. The development and use of the property hereby rezoned shall be governed by the predetermined ordinance requirements applicable to such district category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to the regulations and to the Zoning Maps.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

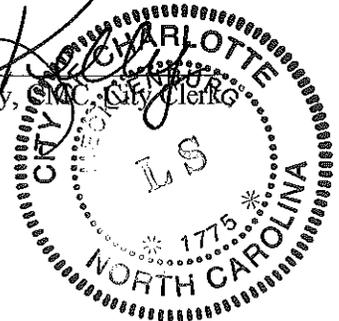

City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 19th day of January, 2010, the reference having been made in Minute Book 129, and recorded in full in Ordinance Book 56, Page(s) 481-482.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.


Stephanie C. Kelly, City Clerk



Petition #: **2009-048**

Petitioner: Winter Elizabeth, LLC

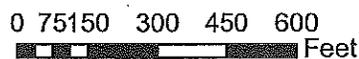
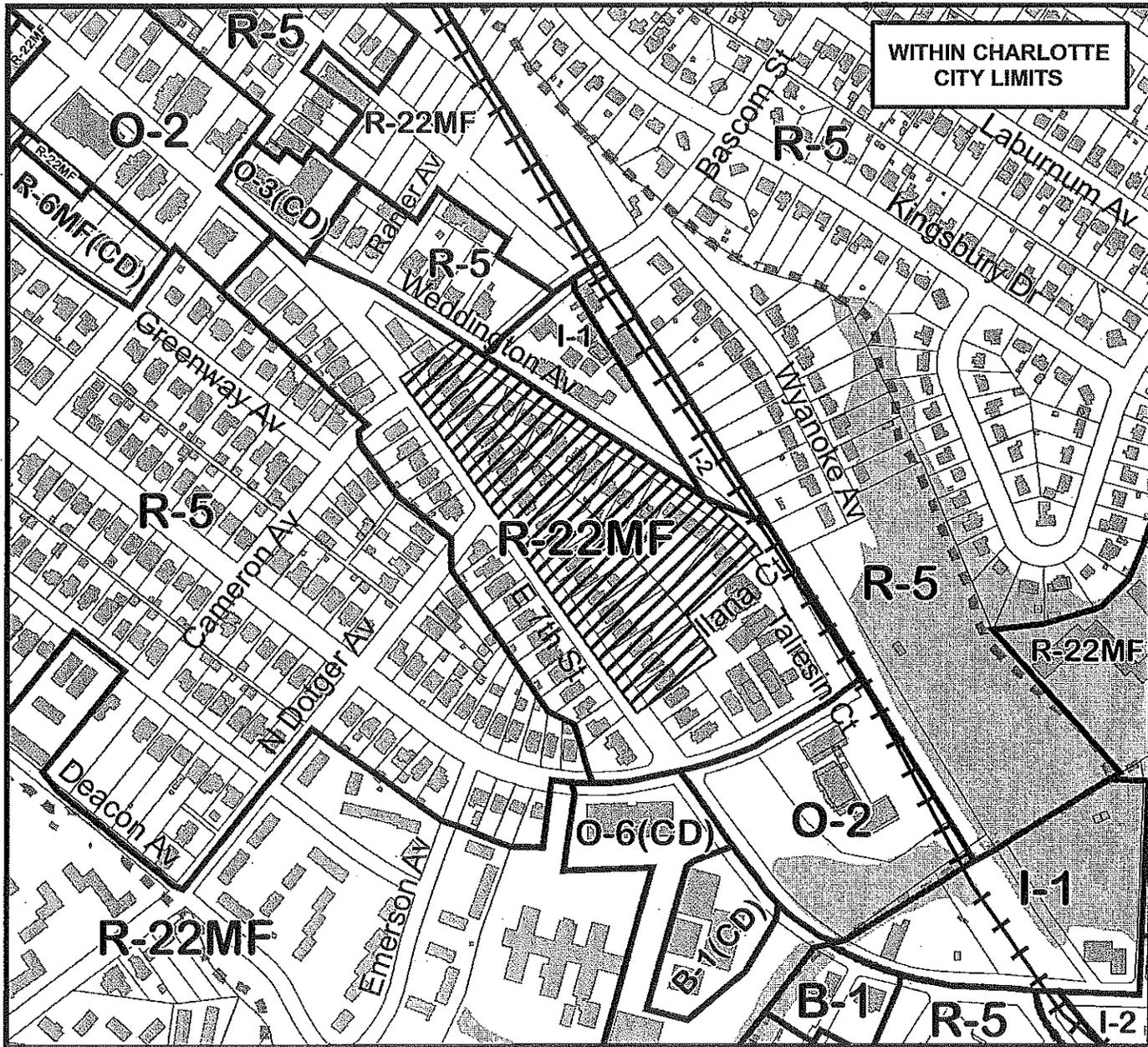
Zoning Classification (Existing): R-22MF

(Multi-Family Residential, up to 22 dwelling units per acre)

Zoning Classification (Requested): MUDD(CD)

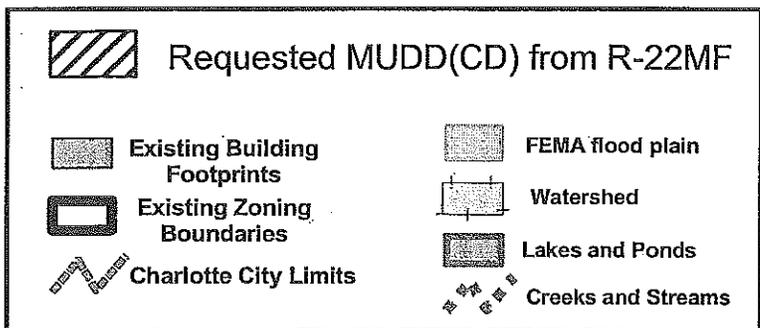
(Mixed-Use Development District, Conditional)

Acreage & Location : Approximately 6.87 acres located between East 7th Street and Weddington Avenue.



Zoning Map #(s) **112**

Map Produced by the
Charlotte-Mecklenburg Planning Department
5-1-2009



APPROVED BY
CITY COUNCIL

Petition No.: 2009-061

Petitioner: Lat Purser & Associates, Inc.

JAN 19 2010

ORDINANCE NO. 4335-Z

AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

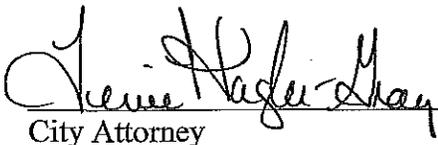
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That the Official Zoning Maps referenced in Section 1.104 of the City of Charlotte Zoning Ordinance are hereby amended by changing the zoning of the property described on the attached map from R-5 to UR-2(CD).

Section 2. The development and use of the property hereby rezoned shall be governed by the predetermined ordinance requirements applicable to such district category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to the regulations and to the Zoning Maps.

Section 3. That this ordinance shall become effective upon its adoption.

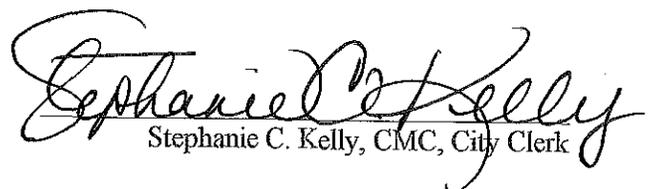
APPROVED AS TO FORM:


City Attorney

CERTIFICATION

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.


Stephanie C. Kelly, CMC, City Clerk

Petition #: **2009-061**

Petitioner: Lat Purser & Associates, Inc.

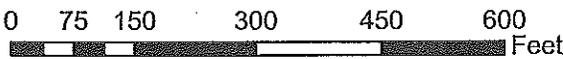
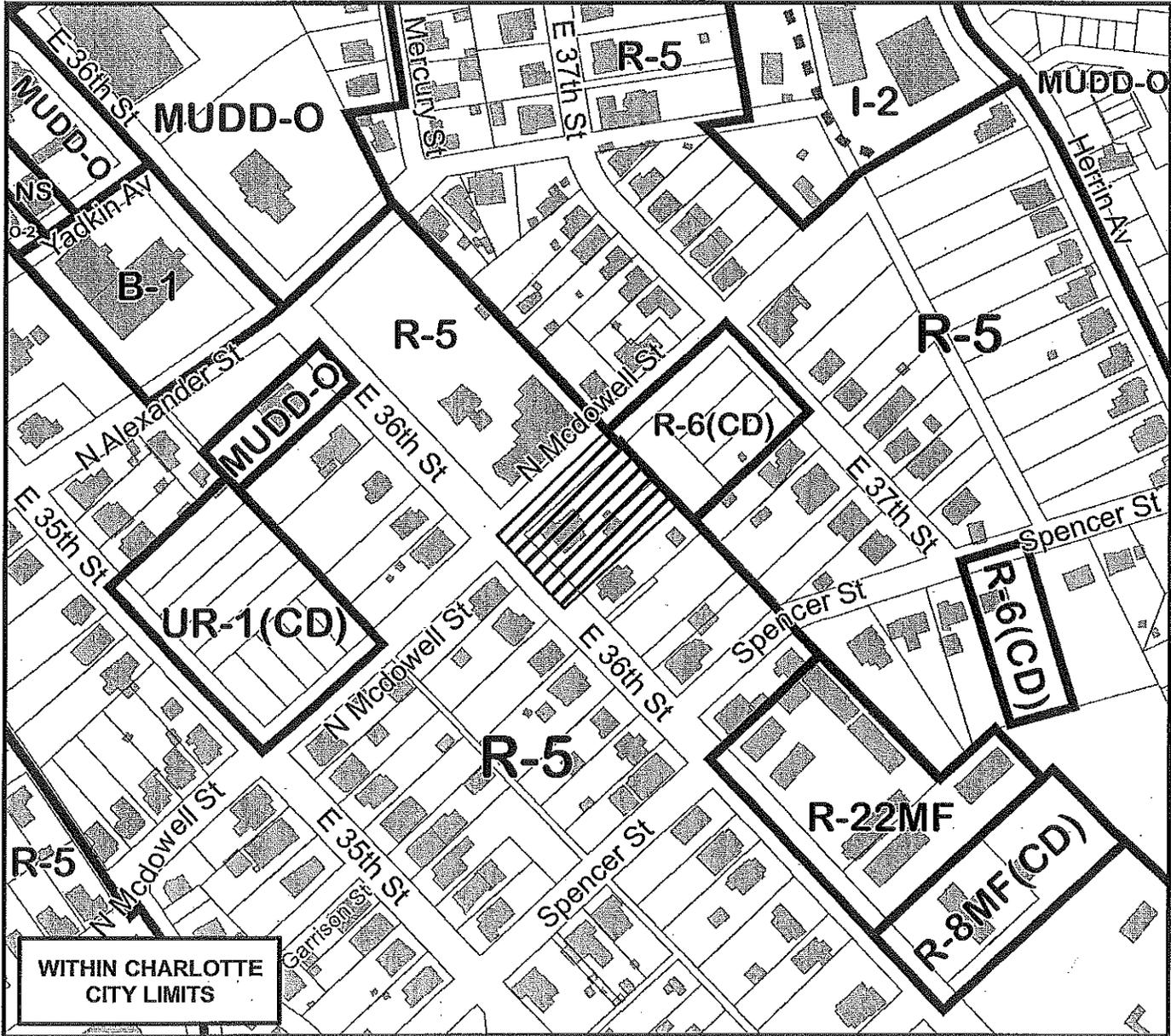
Zoning Classification (Existing): R-5

(Single Family Residential, up to 5 dwelling units per acre)

Zoning Classification (Requested): UR-2(CD)

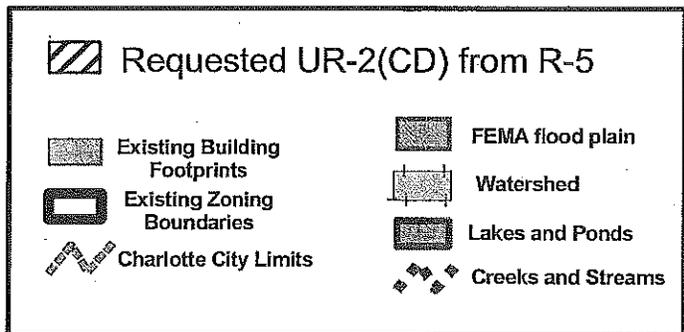
(Urban Residential, Conditional)

Acreeage & Location : Approximately .50 acres located on the east corner of East 36th Street and North Mcdowell Street.



Zoning Map #(s) **89**

Map Produced by the
Charlotte-Mecklenburg Planning Department
11-24-2009



APPROVED BY
CITY COUNCIL

Petition No.: 2009-077
Petitioner: Parks Hunter

JAN 19 2010

ORDINANCE NO. 4336-Z

AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

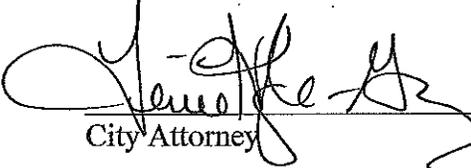
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That the Official Zoning Maps referenced in Section 1.104 of the City of Charlotte Zoning Ordinance are hereby amended by changing the zoning of the property described on the attached map from R-3 to INST(CD).

Section 2. The development and use of the property hereby rezoned shall be governed by the predetermined ordinance requirements applicable to such district category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to the regulations and to the Zoning Maps.

Section 3. That this ordinance shall become effective upon its adoption.

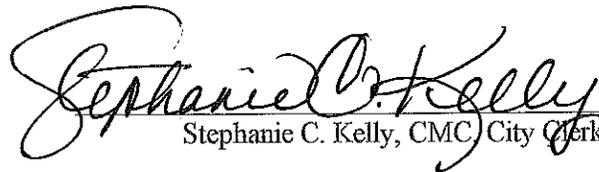
APPROVED AS TO FORM:


City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 19th day of January, 2010, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 56, Page(s) 485-486.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.


Stephanie C. Kelly, CMC, City Clerk

Petition #: **2009-077**

Petitioner: Parks Hunter

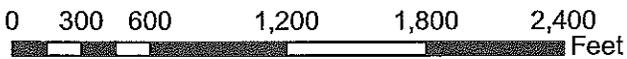
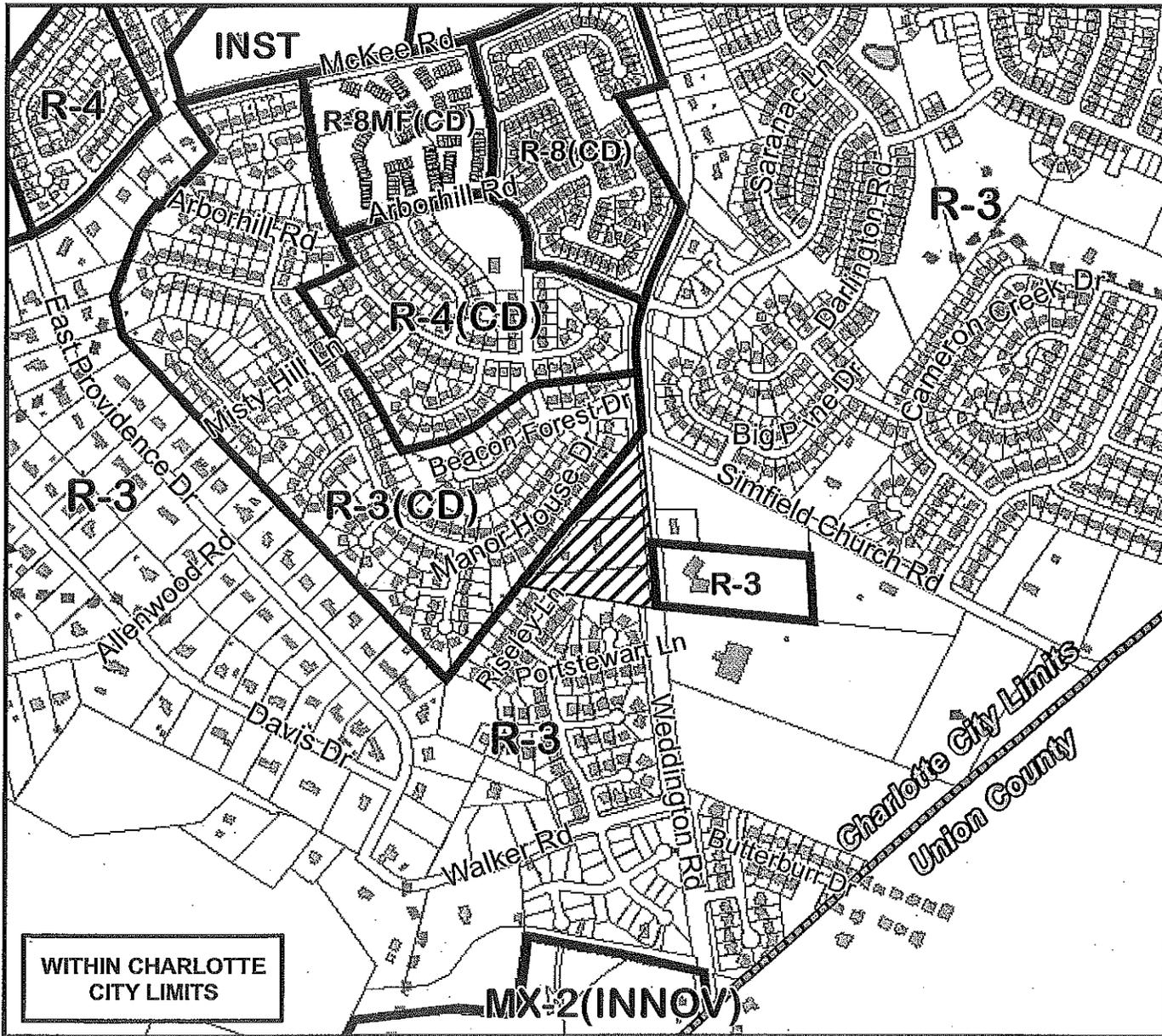
Zoning Classification (Existing): R-3

(Single Family Residential, up to 3 dwelling units per acre)

Zoning Classification (Requested): INST(CD)

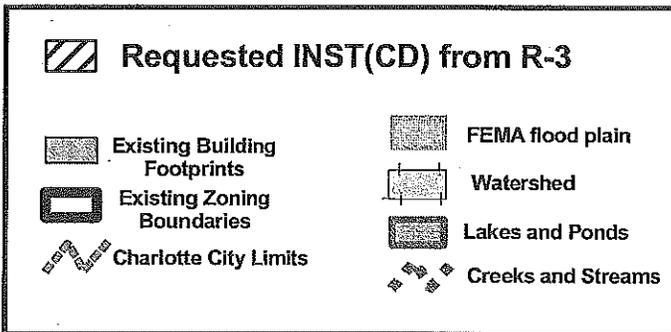
(Institutional, Conditional)

Acreeage & Location : Approximately 7.23 acres located on the west side of Weddington Road between Simfield Church Road and Portstewart Lane.



Zoning Map #(s) **179**

Map Produced by the
Charlotte-Mecklenburg Planning Department
09-16-2009



**APPROVED BY
CITY COUNCIL**

Petition No.: 2009-078
Petitioner: Charlotte-Mecklenburg Planning Commission

JAN 19 2010

ORDINANCE NO. 4337-X

**AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE -ZONING ORDINANCE**

Revised 12-10-09

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 9: GENERAL DISTRICTS

1. PART 9: UPTOWN MIXED USE DISTRICT

- a. Amend Section 9.905, "Uptown Mixed Use District; area, yard, and height regulations", by referencing the Brevard Street Area setback regulations in subsection (2), "Minimum setback". The revised section shall read as follows:

- (2) Minimum setback: With the exception of the Brevard Street area (see Section 9.906(2)(d)(2)(d)), all new buildings or uses shall be 12 feet from the back of existing or proposed curb, or greater if required by a City Council adopted streetscape plan or the Charlotte Tree Ordinance. As a minimum, a 6-foot wide sidewalk along with a 6-foot planting strip is required along all streets unless otherwise specified by a City Council approved streetscape plan.

However, if new construction incorporates an existing structure and such incorporation of the existing structure necessitates a reduction of the minimum setback requirement, then the setback may be reduced as necessitated because of the incorporation of the existing structure into the new structure but under no circumstances shall the setback of any portion of the new structure be less than 8 feet from the back of the curb.

In addition all transformer vaults, utility structures, air vents, backflow preventers, fences, or any other similar devices, which may obstruct the sidewalk, must be behind the setback in order to leave the sidewalk clear for pedestrian circulation, with one

Urban Design Plan, and any more specific or detailed plans, which may be adopted in the future.

- d. Amend Section 9.906, "Uptown Mixed Use District; urban design and development standards", subsection (2), "Streetscape design standards", subsection (b), "Street walls" by referencing the Brevard Street Area regulations in the second paragraph. All other paragraphs remain unchanged. The revised section shall read as follows:

- (b) Street walls. The first floors of all buildings, including structured parking, must be designed to encourage and complement pedestrian-scale interest and activity.

It is intended that this be accomplished principally by the use of transparent windows and doors arranged so that the uses are visible from and/or accessible to the street on at least 50% of the length of the first floor street frontage, except for the Brevard Street area (see Section 9.906(2)(d)(2)(a), (b), (e) and (f)).

In addition a combination of design elements must be used on the building facade and/or in relationship to the building at street level to animate and enliven the streetscape. These design elements may include but not be limited to the following: ornamentation; molding; string courses; belt courses; changes in material or color; architectural lighting; works of art; fountains and pools; street furniture; landscaping and garden areas; and display areas. In the event that ventilation grates or emergency exit doors are located at the first floor level in the building facade then they must be decorative.

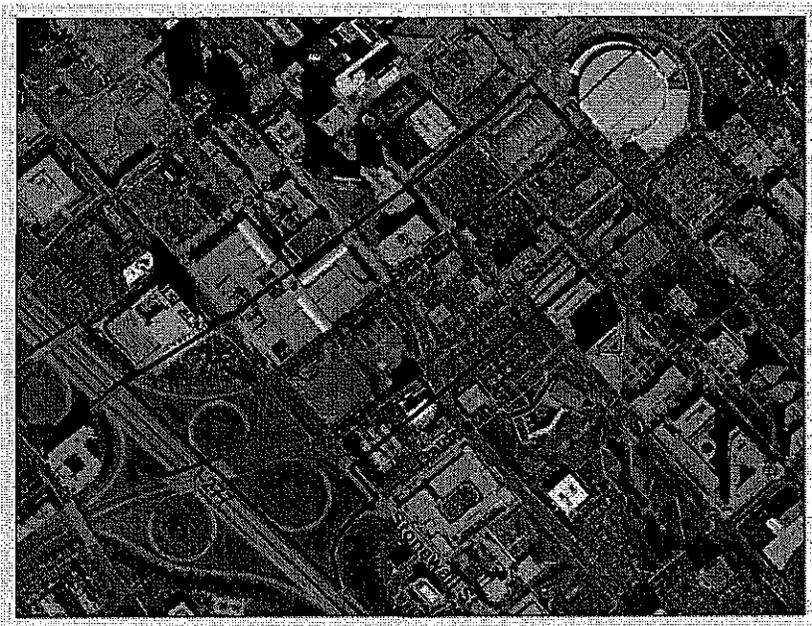
Any design elements which extend into the public right-of-way on city or state maintained streets require an encroachment agreement with the City of Charlotte Department of Transportation (CDOT) or North Carolina Department of Transportation (NCDOT) respectively.

Where expanses of blank wall are necessary, they may not exceed 20 feet in length. A blank wall is a facade, which does not add to the character of the streetscape and does not contain transparent windows or doors or sufficient ornamentation, decoration or articulation as listed in the above paragraph.

The first floor and street level must be designed with attention to adjacent public or private open spaces and existing streetscape improvements. The provision of multiple entrances from the public sidewalk or open spaces is encouraged.

the Tryon Street Mall, will be allowed access from the Tryon Street Mall anytime between 6:00 p.m. and 7:30 a.m. on Mondays through Saturdays and anytime during Sundays and holidays. No vehicular access from surface or structured parking will be allowed to or from the Tryon Street Mall along Tryon Street. Vehicular access from surface or structured parking will be allowed for "right in" and "right out" access along the Trade Street portion of the Tryon Street Mall.

- (2) Brevard Street Area. The Brevard Street Area is defined as the area bounded by the LYNX Blue Line, East Trade Street, South Caldwell Street, and Interstate 277, but including the property immediately fronting both sides of these streets, as shown on the map below.



The Brevard Street Land Use and Urban Design Plan was adopted by City Council in March 2008. The following development and urban design standards are designed to implement the vision of the plan, and shall be applicable only in the Brevard Street area illustrated above. All other UMUD standards and requirements found in Chapter 10, Part 9 still apply, however, where there may be conflicts, the development and urban design standards of this subsection shall have precedence.

- (a) First floor retail. All new buildings in the Brevard Street area shall be designed so that a minimum of 50% of the net first floor area shall accommodate retail activities. See also Section 9.906(6).
- (b) Street level façades. The street façade of all new buildings along

Department of Transportation (CDOT) Director and the City Engineer, or their designee(s).

All new buildings along Caldwell Street shall have a minimum setback of 16 feet. All new buildings on other streets shall have a minimum setback as specified in the Center City Transportation Plan. Setbacks shall be measured from the back of all existing or future curbs, whichever is greater. If the existing right-of-way is greater than the minimum setback from the back of existing or future curbs, the right-of-way line shall become the minimum setback. If the existing curb line varies, the setback shall be measured from the widest sections. Curb lines are to be determined jointly by the Charlotte Department of Transportation (CDOT) Director and the Planning Director, or their designee(s). See also Section 9.905(2).

- (e) Variation in Building Façade. Variation in the building street façade shall occur at least every 60 feet. This can be accomplished either by architectural elements, color variation, change in the façade setback, or other means to achieve a varied but consistent streetscape. See also Section 9.906(2)(b), (j) and (k).
 - (f) Structured Parking Facilities. No new structured parking facilities shall be allowed to have direct vehicular access on Brevard Street. Along all other streets, structured parking facilities may have vehicular access, but shall provide a street level transition area for vehicular stacking between the entrance and/or exit gates or pay station and the back of the sidewalk. All gates and transition areas require CDOT approval. Sloped express exit ramps are prohibited on any façade. See also Section 9.906(2)(b), and 9.907(1)(h) and (j).
 - (g) Parking. Parking for retail uses with less than 2,500 square feet of gross floor area is not required if the principal use is located within 1600 feet of a parking facility available to the general public. See also Section 9.907.
- f. Amend Section 9.906 “Uptown Mixed Use District; urban design and development standards”, subsection (2), “Streetscape design standards”, subsection (f), “Conformance with approved streetscape plans” by 1) adding a reference to the Brevard Street Land Use and Urban Design Plan, the Center City Transportation Plan, and the Tree Ordinance, 2) replacing the term “Transit Mall” with “Tryon Street Mall”, and 3) deleting the word, “boulevard”. The remaining paragraph remains unchanged. The revised section shall read as follows:

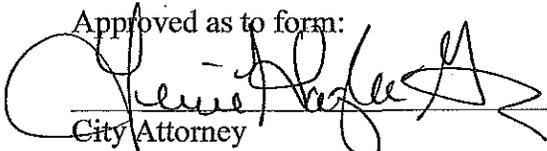
For the purpose of this subsection, net floor area does not include stairways, elevator shafts, elevator lobbies, rest rooms, mechanical areas, security areas, or service areas. It is strongly encouraged but not mandated that all street level retail tenants which have sidewalk frontage be furnished with direct access to the sidewalk in addition to any other access that may be provided. If individual entrances are provided to street level retail tenants, which have sidewalk frontage, the required retail floor area may be reduced by 5% of the net floor area for each separate entrance up to a maximum of 5 entrances. This standard applies to all new development, which occurs in the area bounded by or along either side of College Street, 8th Street, Church Street, and Stonewall Street. This standard does not apply to any building with a street frontage of less than 24 feet. This first floor retail standard is also not applicable to convention centers and halls, conference centers, exhibition halls, merchandise marts, and similar uses.

- h. Amend Section 9.907, "Uptown Mixed Use District; parking and loading standards", subsection (1), "Parking standards", subsection (h) by referencing the Brevard Street Area, and replacing the term "Transit Mall" with "Tryon Street Mall". The revised subsection shall read as follows:

- (h) No new grade-level or structural parking lots will be allowed to have vehicular access directly from or to Brevard Street between I-277 and E. Trade Street, or the Tryon Street Mall, with one exception: Along the Trade Street portion of the Tryon Street Mall only "right in" and "right out" access on Trade Street shall be permitted.

Section 2. That this ordinance shall become effective upon its adoption.

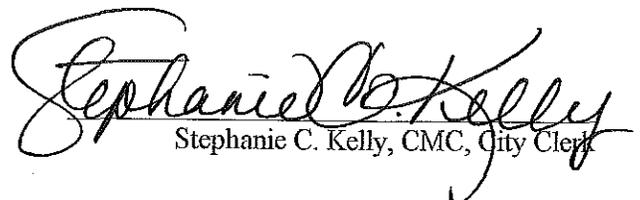
Approved as to form:


City Attorney

CERTIFICATION

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.


Stephanie C. Kelly, CMC, City Clerk

Petition No. 2009-079

Petitioner: Charlotte-Mecklenburg Planning Commission

ORDINANCE NO. 4338-X

AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE -ZONING ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 12: DEVELOPMENT STANDARDS OF GENERAL APPLICABILITY

1. PART 1: SUPPLEMENTAL DEVELOPMENT STANDARDS

- a. Amend Section 12.106, "Uses and structures prohibited and allowed in required setbacks and yards", subsection (2)(a) by clarifying in the first paragraph that an accessory structure cannot exceed the total square footage of heated area located on the first floor of the principal structure. Text that is new is shown with underline. Text deleted is shown with strikethrough marks. All other paragraphs and subsections shall remain unchanged. The revised subsection (2)(a) shall read as follows:

Section 12.106. Uses and Structures prohibited and allowed in required setbacks and yards

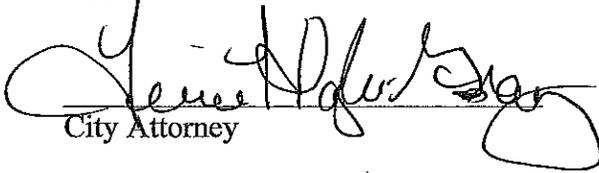
- (2) (a) No accessory structures, including architectural features, as cited in five (5) below, shall be located within any setback or side yard required of these regulations, or located within three (3) feet of a lot line in the established rear yard. No accessory structure shall be located within any established setback in any residential district, except as otherwise provided. If ~~the~~ an accessory structure exceeds the height of the principal structure, it must meet the minimum side yard of the principal structure and be located at least 15 feet from-a the rear property line. In addition, no accessory structure and shall ~~not~~ exceed the total square footage of the heated area located on the first floor of the principal structure.

This section notwithstanding, no elderly or disabled housing, guest houses, or employee quarters shall be located within 15 feet of a rear property line or along any side property line within the required side yard dimension. In the RE-1, RE-2, and BP districts, a security gate or guard station may be located within the required setback. Piers, docks, and other water-dependent accessory structures may be located in any required setback or yard on lots, which abut a body of water. A fence, wall, mailbox, utility pole,

be located in any required setback or yard on lots, which abut a body of water. A fence, wall, mailbox, utility pole, light-pole, or patio at grade, paths, walkways, or berm may be located in any required setback or yard. Signs may be located in a required setback or yard provided that they are in accordance with Chapter 13 of these regulations. Bus stops shelters may be located in any setback or yard, which abuts a street in accordance with Section 12.513.

Section 2. That this ordinance shall become effective upon its adoption.

Approved as to form:



City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 19th day of January, 2010, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 56, Page(s) 496-497.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.



Stephanie C. Kelly, CMC, City Clerk

APPROVED BY
CITY COUNCIL

Petition No.: 2009-080
Petitioner: York Development Group

JAN 19 2010

ORDINANCE NO. 4339-Z

AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

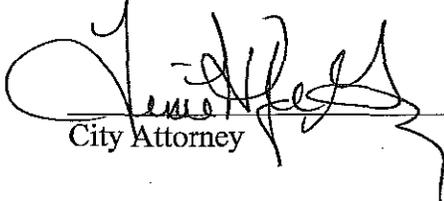
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That the Official Zoning Maps referenced in Section 1.104 of the City of Charlotte Zoning Ordinance are hereby amended by changing the zoning of the property described on the attached map from NS (Neighborhood Services) to NS (Neighborhood Services) SPA (Site Plan Amendment).

Section 2. The development and use of the property hereby rezoned shall be governed by the predetermined ordinance requirements applicable to such district category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to the regulations and to the Zoning Maps.

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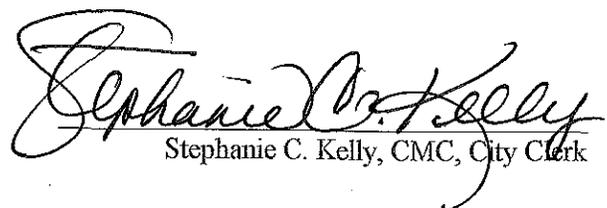


City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.



Stephanie C. Kelly, CMC, City Clerk

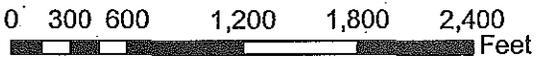
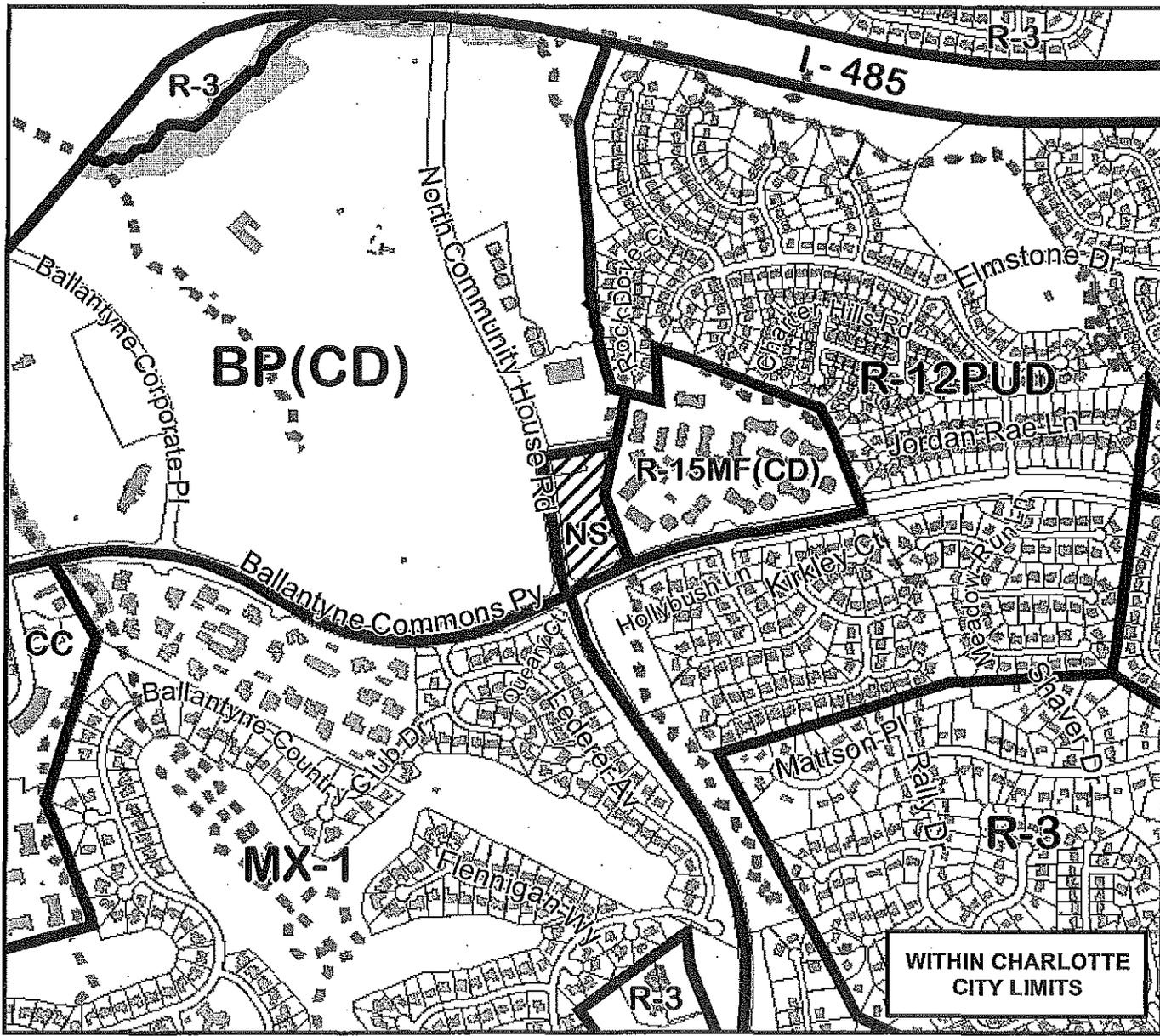
Petition #: **2009-080**

Petitioner: York Development Group

Zoning Classification (Existing): NS
(Neighborhood Services)

Zoning Classification (Requested): NS S.P.A.
(Neighborhood Services, Site Plan Amendment)

Acreeage & Location : Approximately 6.62 acres located on the northeast corner of North Community House Road and Ballantyne Commons Parkway.



Zoning Map #(s) **182**

Map Produced by the
Charlotte-Mecklenburg Planning Department
09-18-2009

| | | | |
|--|------------------------------|--|--------------------|
| | Requested NS S.P.A. from NS | | FEMA flood plain |
| | Existing Building Footprints | | Watershed |
| | Existing Zoning Boundaries | | Lakes and Ponds |
| | Charlotte City Limits | | Creeks and Streams |

**APPROVED BY
CITY COUNCIL**

JAN 19 2010

CITY ZONE CHANGE

**Petition No.: 2009-081
Petitioner: Charlotte Douglas
International Airport**

ORDINANCE NO. 4340-X

ZONING REGULATIONS

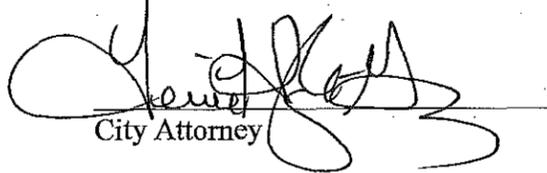
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1.104 of the City of Charlotte Zoning Ordinance is hereby amended by changing the property identified on the attached map from R-3 to I-2 on the Official Zoning Map, City of Charlotte, N.C.

SEE ATTACHED MAP

Section 2. That this ordinance shall become effective upon its adoption.

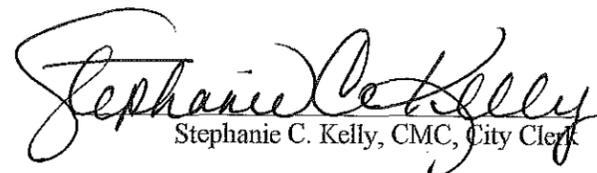
APPROVED AS TO FORM:


City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 19th day of January, 2010, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 56, Page(s) 500-501.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.


Stephanie C. Kelly, CMC, City Clerk

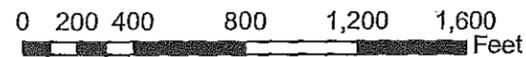
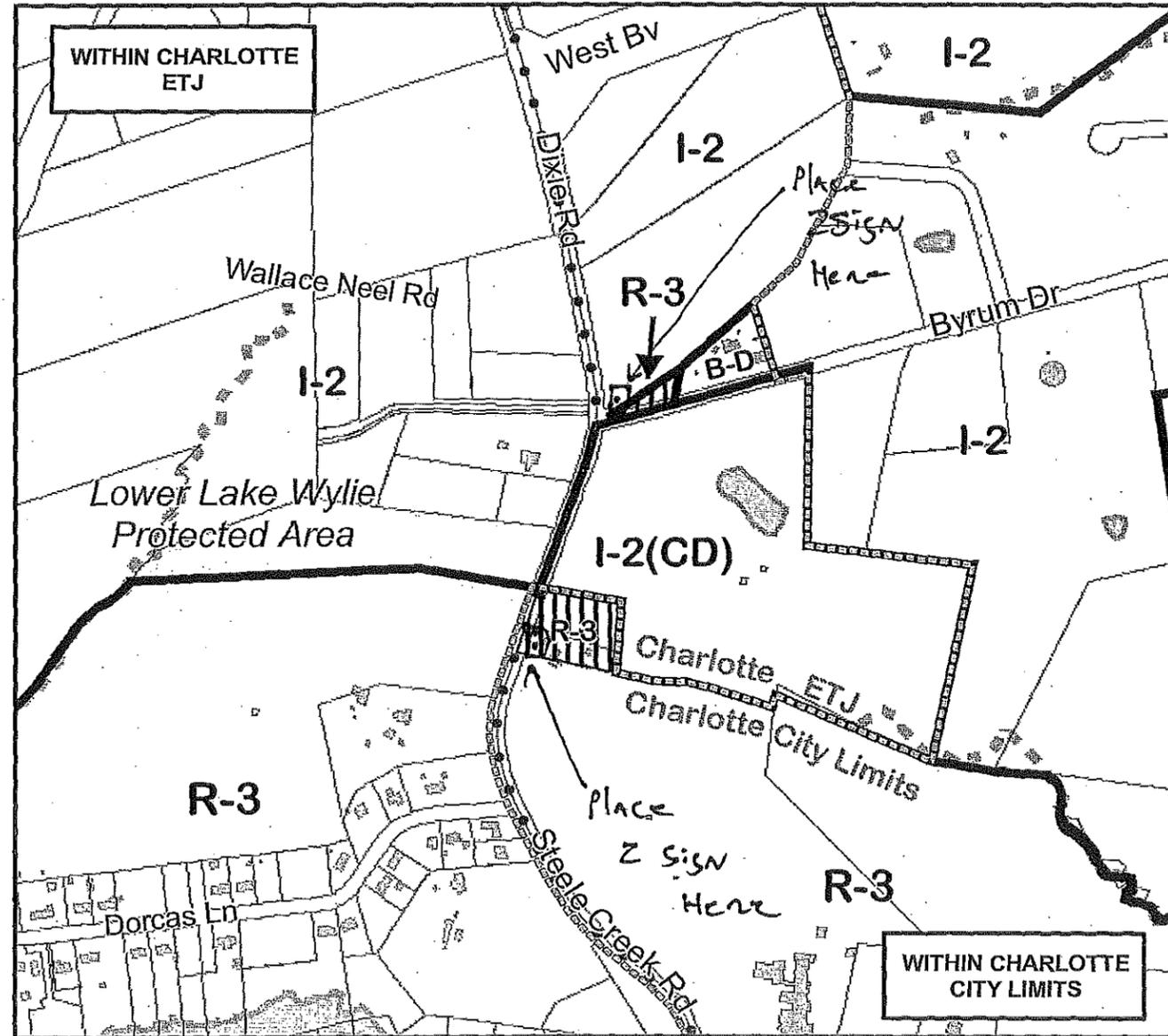
Petition #: **2009-081**

Petitioner: Charlotte Douglas International Airport

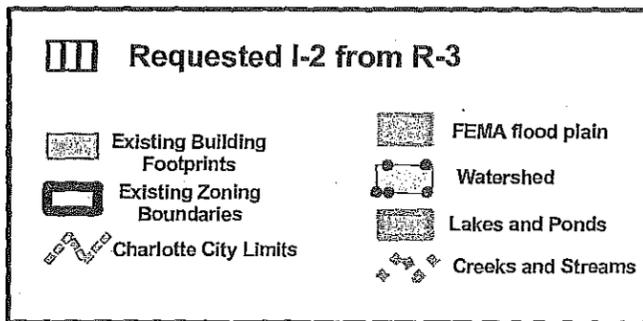
Zoning Classification (Existing): R-3
(Single Family Residential, up to 3 dwelling units per acre)

Zoning Classification (Requested): I-2
(General Industrial)

Acreage & Location : Approximately 2.84 acres located on the east side of
Steele Creek Road between West Boulevard and Dorcas Lane.



Zoning Map #(s) **108, 128**



**APPROVED BY
CITY COUNCIL**

Petition No. 2009-083
Petitioner: Charlotte-Mecklenburg Planning Commission

JAN 19 2010

ORDINANCE NO. 4341-X

**AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE -ZONING ORDINANCE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 15: SUBJECT INDEX

1. APPENDICES

a. Appendix 1: LIST OF ACCEPTABLE PLANT SPECIES.

1. Delete the contents of Appendix 1 as this list has been revised and incorporated into the Land Development Standards Manual as of 7-1-09. Add the term, "RESERVED" to reserve space for a future Appendix I. The revised Appendix shall read as follows:

APPENDICES

APPENDIX 1: RESERVED

B. TABLE OF CONTENTS

1. Amend the Table of Contents by modifying the listing for Appendix 1. The new list of appendices shall read as follows:

APPENDICES:

| | |
|--|------|
| Appendix 1: Reserved | A-1 |
| Appendix 2: Zoning Maps Conversion Process | A-5 |
| Appendix 3: N.C. General Statute Article 26A (Sec. 14.202.10) | |
| Adult Establishments | A-8 |
| Appendix 4: Amendments (since this printing) | A-10 |
| Appendix 5: Watershed Buffer Guidelines for Mecklenburg County | A-1 |

C. CHAPTER 2: DEFINITIONS AND RULES OF CONSTRUCTION

1. PART 2: DEFINITIONS

- a. Amend Section 2.201, "Definitions" by referencing the new location of the approved plant species list for the following three definitions:

3. Shrubs used for screening shall be evergreen, at least 2 to 2 ½ feet tall with a minimum spread of 2 feet when planted and no further apart than 5 feet. Shrubs shall be adequately maintained so that an average height of 5 to 6 feet can be expected as normal growth within 4 years of planting. The average expected height may be reduced to 4 feet for screening along public streets. Shrubs and trees shall be on the approved plant list in the "Approved Plant Species" matrix in the Charlotte Land Development Standards Manual. Walls may be reduced in height to 30 inches within sight triangles as required by the Charlotte Department of Transportation (CDOT).

F. CHAPTER 11: CONDITIONAL ZONING DISTRICTS

1. PART 7: RE-3 RESEARCH DISTRICT

- a. Amend Section 11.705, "Development Standards" subsection (3), "Landscape edge and internal planting requirements", subsection (a)(1) by referencing the new location of the approved plant species list. The other subsections shall remain unchanged. The subsection shall read as follows:
 - (1) The type of trees to be planted must come from the approved list in the "Approved Plant Species" matrix in the Charlotte Land Development Standards Manual. Minimum tree caliper measured six inches above the ground on all trees shall be 2½ inches and the minimum height shall be 10 feet.

G. CHAPTER 12: DEVELOPMENT STANDARDS OF GENERAL APPLICABILITY

1. PART 3: BUFFERS AND SCREENING

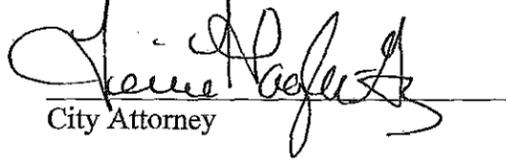
- a. Amend Section 12.302, "Buffer Requirements", subsection (9)(d) by referencing the new location of the approved plant species list. The other subsections shall remain unchanged. The subsection shall read as follows:
 - (d) Shrubs and trees shall be on the approved plant species list in the "Approved Plant Species" matrix in the Charlotte Land Development Standards Manual;
- b. Amend Section 12.303, "Screening Requirements", subsection (2)(g) by referencing the new location of the approved plant species list. The other subsections shall remain unchanged. The subsection shall read as follows:
 - (g) Shrubs used in any screening or landscaping must be evergreen, at least 2 to 2½ feet tall with a minimum spread of 2 feet when planted and no further apart than 5 feet. They must be of a variety and adequately maintained so that an average height of 5 to 6 feet could be expected as normal growth within 4 years of planting. The average expected height may be reduced to 4 feet for screening along public streets. Shrubs and trees shall be on the

January 19, 2010

Ordinance Book 56, Page 505 approved plant list in the "Approved Plant Species" matrix in the Charlotte Land Development Standards Manual; and

Section 2. That this ordinance shall become effective upon its adoption.

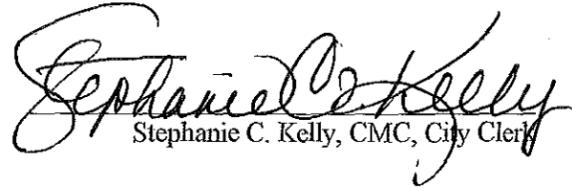
Approved as to form:


City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 19th day of January, 2010, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 56, Page(s) 502-508.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.


Stephanie C. Kelly, CMC, City Clerk

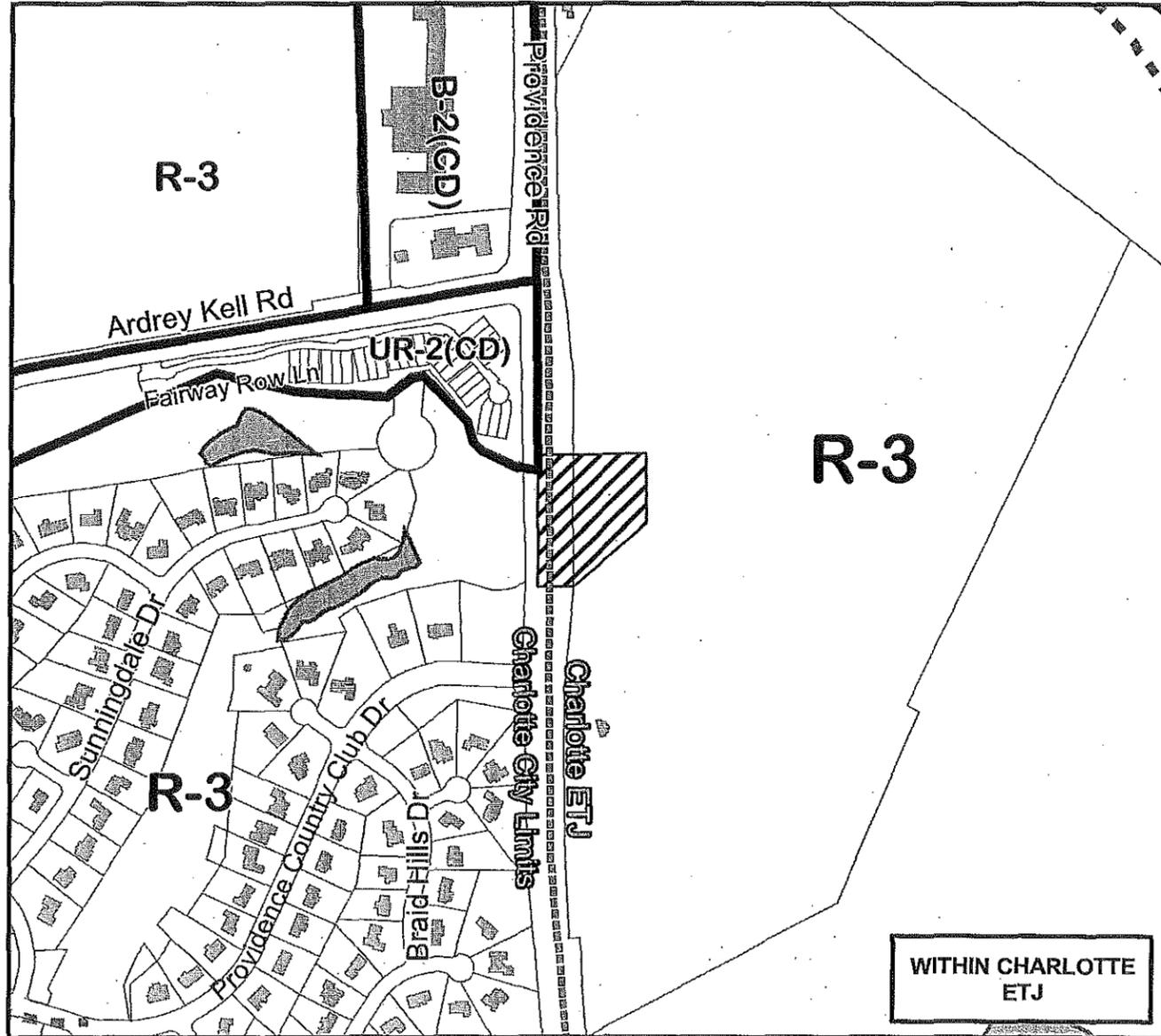
Petition #: **2009-085**

Petitioner: Cranfield Academy

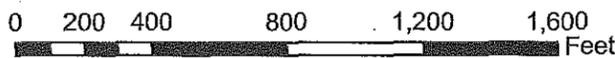
Zoning Classification (Existing): R-3
(Single Family Residential, up to 3 dwelling units per acre)

Zoning Classification (Requested): INST(CD)
(Institutional, Conditional)

Acreage & Location : Approximately 1.95 acres located on the east side of Providence Road between Ardrey Kell Road and Providence Country Club Drive.

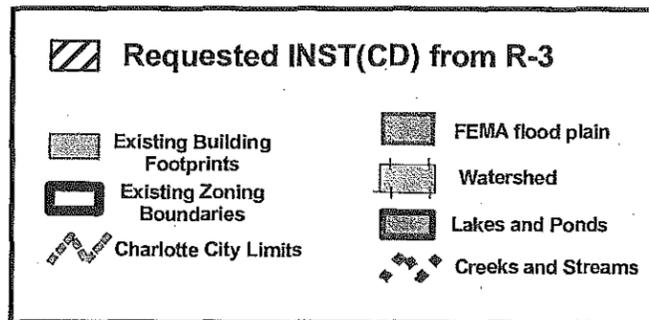


WITHIN CHARLOTTE ETJ



Zoning Map #(s) **180**

Map Produced by the
Charlotte-Mecklenburg Planning Department
12-4-2009

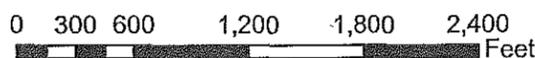
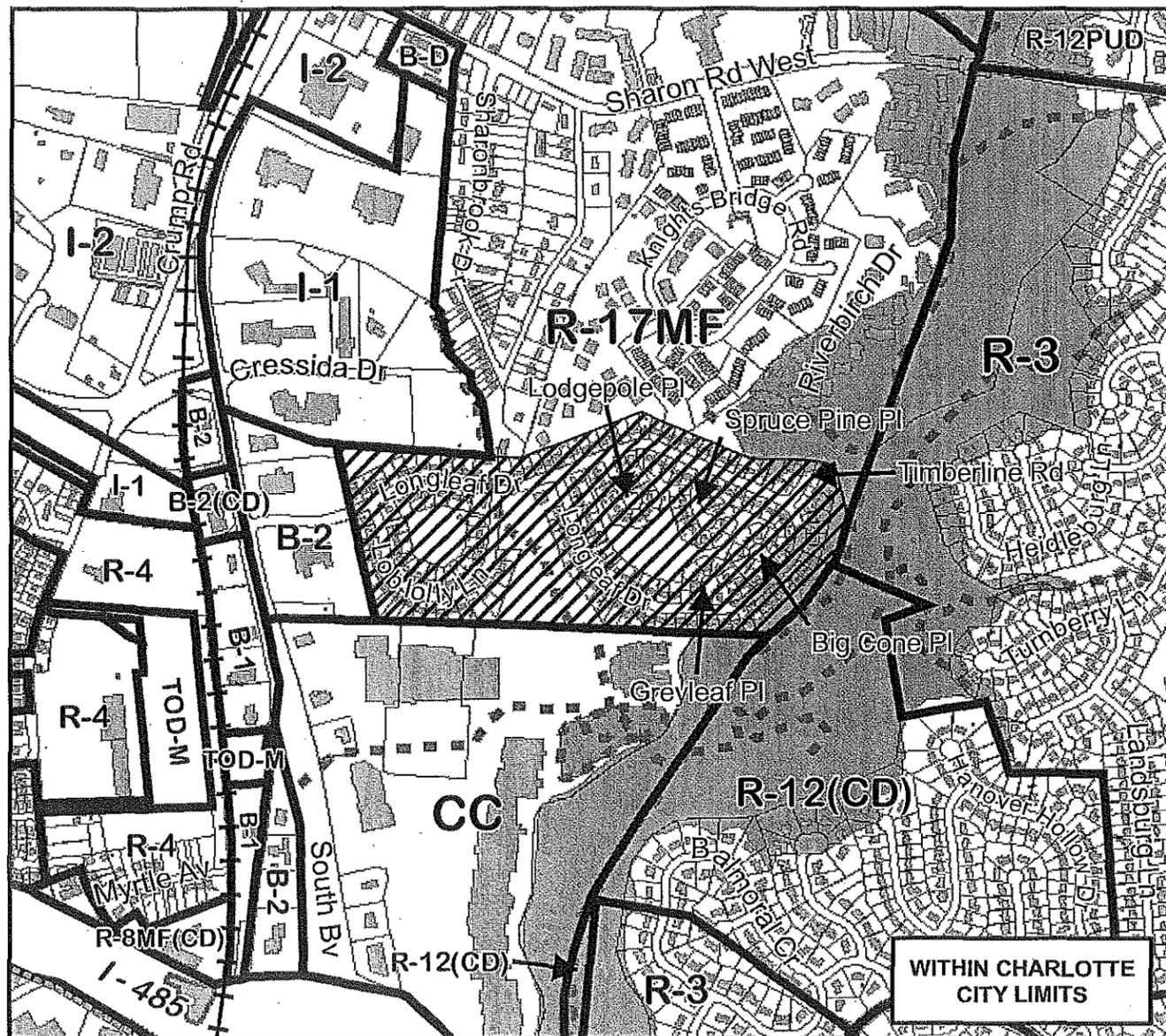


Petitioner: Charlotte-Mecklenburg Planning Commission

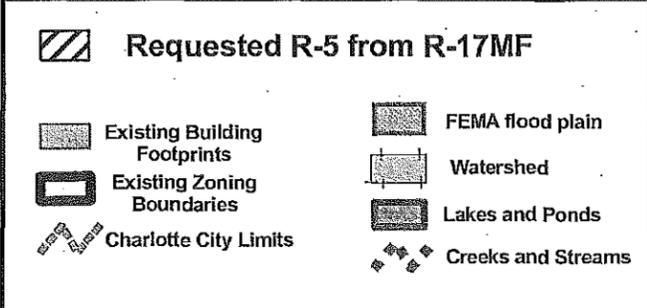
Zoning Classification (Existing): R-17MF
(Multi-Family Residential, up to 17 dwelling units per acre)

Zoning Classification (Requested): R-5
(Single Family Residential, up to 5 dwelling units per acre)

Acreage & Location : Approximately 57.70 acres located on both sides of Longleaf Drive, Loblolly Lane, Lodgepole Place, Spruce Pine Place, Big Cone Place, Timberline Road and Greyleaf Place



Zoning Map #(s) 157



**APPROVED BY
CITY COUNCIL**

FEB 15 2010

CITY ZONE CHANGE
ORDINANCE NO. 4382-X

Petition No.: 2010-007
Petitioner: Robert Ellis

ZONING REGULATIONS

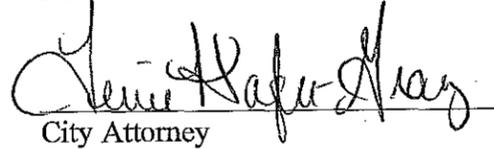
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1.104 of the City of Charlotte Zoning Ordinance is hereby amended by changing the property identified on the attached map from I-1(CD) to I-2 on the Official Zoning Map, City of Charlotte, N.C.

SEE ATTACHED MAP.

Section 2. That this ordinance shall become effective upon its adoption.

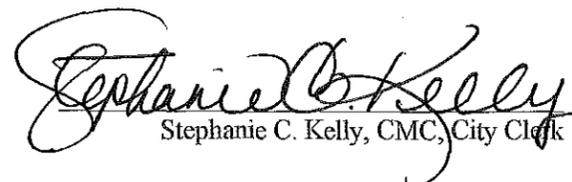
APPROVED AS TO FORM:


City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 15th day of February, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page(s) 558-559.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.

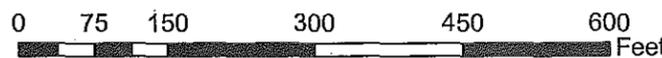
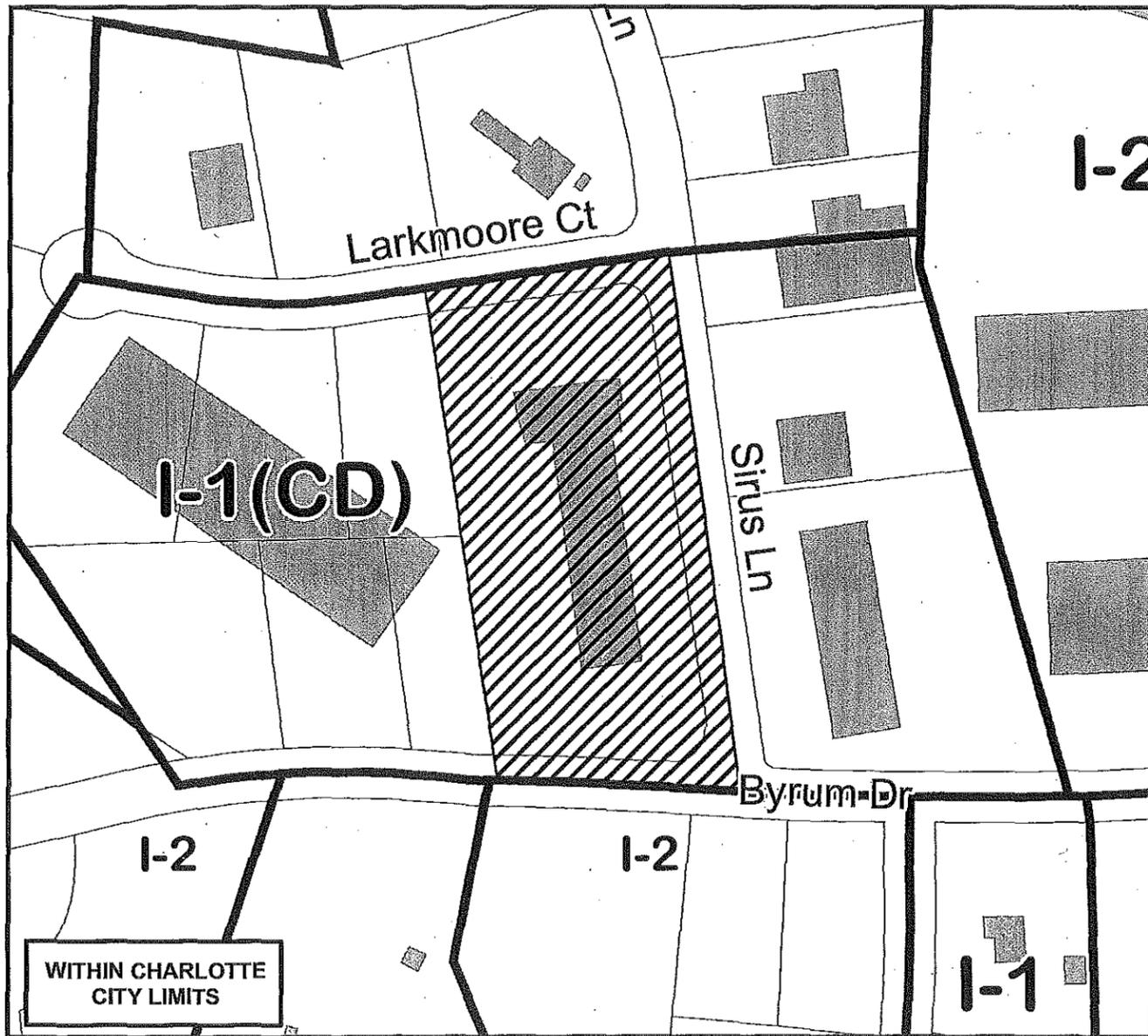

Stephanie C. Kelly, CMC, City Clerk

Petitioner: Robert Ellis

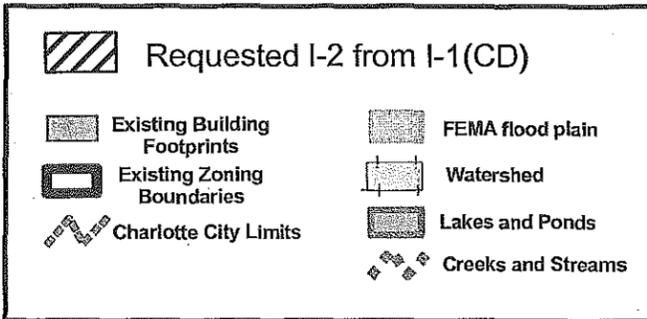
Zoning Classification (Existing): I-1(CD)
(Light Industrial, Conditional)

Zoning Classification (Requested): I-2
(General Industrial)

Acreage & Location : Approximately 3 acres located on the north side of Byrum Drive at the intersection of Larkmoore Court and Sirus Lane.



Zoning Map #(s) 109



**APPROVED BY
CITY COUNCIL**

FEB 15 2010

CITY ZONE CHANGE

Petition No.: 2010-006
Petitioner: Charlotte-Mecklenburg
Planning Commission

ORDINANCE NO. 4381-X

ZONING REGULATIONS

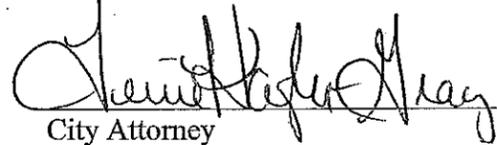
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1.104 of the City of Charlotte Zoning Ordinance is hereby amended by changing the property identified on the attached map from R-17MF to R-5 on the Official Zoning Map, City of Charlotte, N.C.

SEE ATTACHED MAP

Section 2. That this ordinance shall become effective upon its adoption.

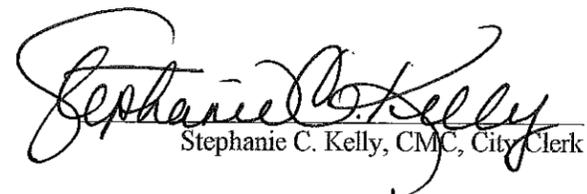
APPROVED AS TO FORM:


City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 15th day of February, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page(s) 556-557.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of March, 2010.


Stephanie C. Kelly, CMC, City Clerk