<u>AGENDA</u>

Meeting Type:	20NING
Date:	12/05/1994

City of Charlotte, City Clerk's Office



Mavor Richard Vinroot

Mayor Pro Tem Patrick McCrory

Charles Baker Stan Campbell

Hoyle H Martin Don D Reid

Patrick D Cannon

Ella Butler Scarborough

Mike Jackson Nasıf Rashad Majeed Sara Spencer Lynn M Wheeler

Council Agenda

Monday December 5, 1994

5 00 pm - Council-Manager Dinner Meeting Chamber Conference Room

600 pm - ZONING HEARINGS Meeting Chamber

Invocation by

PUBLIC HEARINGS 184-X BLUPS 104

which extends from East Fifth Street to East Seventh Street in the Elizabeth neighborhood of Charlotte, N C

Attachment No 1

Hearing on Petition No 93 10 by Delcenia C Knox for a change in zoning for approximate 55 acres located on the southeasterly side of South Hoskins Road north of Glenwood Drive from R-5 to R-22MF(CD)

This petition was deferred for 30 days at the September 19 and October 19 meetings

Attachment No 2

Hearing on Petition No 94-81 by City of Charlotte to establish zoning jurisdiction of the Area, Of City of Charlotte for several parcels located in the University Research Park Area, currently zoned RE-2, R-12MF(CD), R-4 and Institutional

NOTE: Due to the statutory deadline for establishment of City Zoning for recently annexed areas, Council's decision on this petition has been scheduled for the same Con Of This petition was deferred for 30 days at the October 19 meeting

Attachment No 3

Hearing on Petition No 94-86 by Manohar Lal for a Site Plan Amendment for a 2 02 acre site located on the southeasterly corner of the intersection of Tarlton Drive and Independence Boulevard, currently zoned B-1(CD)

Attachment No 4

Hearing on Petition No. 94-91 by Richard M. Mitchell for a change in zoning for approximately 1 76 acres located on the west side of Oakdale Road north of Plank Road from R-4 and B-1 to B-D

A protest petition has been filed and is sufficient to invoke the 20% rule requiring affirmative votes of 3/4 of the Mayor and Council, not avoised from voting in order to affirmative votes of 3/4 of the Mayor and Council, not excused from voting, in order to rezone the property

Attachment No. 5

Hearing on Petition No 94-92 by Katherine S. Hodges for a change in zoning for approximately 10 336 acres located on the northeasterly corner of the intersection of Sardis Road North and Monroe Road from I-1 to B-2

Attachment No 6

change in zoning for approximately 6 46 acres located northwest of Rumple Road and southeast of Mallard Creek Road from P-2 to P 5 Hearing on Petition No 94-93 by East West Partners Management Company for a

Hearing on Petition No 94-94 by J Charles Jordan for a change in zoning for approximately 1 1 acres located between Berryhill Road and Ambassador Street north of Tuckaseegee Road from R-5 to R-22MF

 $\int_{0}^{\infty} \sqrt{t} dt$ A protest petition has been filed and is sufficient to invoke the 20% rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers not excused from voting in order to rezone the property

Attachment No 8

Hearing on Petition No 94-95 by Ray E Hollowell, Jr for a change in zoning for approximately 12 8 acres located on the northerly side of Little Avenue east of Walsh Boulevard from O-1 to O-2(CD)

Attachment No 9

Attachment No 10

Hearing on Petition No 94-96 by T P T, Inc for a change in zoning for approximately 17 661 acres located on the southerly side of Tipton Drive between Statesville Avenue and I-77 from B-D(CD) to I-1(CD

Hearing on Petition No 94-97 by East Side Mario's Restaurant, Inc, and Outback/Charlotte Joint Venture for a change in zoning for approximately 5 41 acres located on the southwesterly corner of the intersection of East W T Harris Boulevard and U.S. Highway 49 from O-15(CD) to B-1(CD)

Attachment No 11

Hearing on Petition No 94-98 by Dexter & Bertie Yager Family Limited Partnership for a change in zoning for approximately 6 86 acres located on the northwesterly corner of the intersection of Park South Drive and Woodbine Lane from R-3 to R-8MF(CD)

Attachment No 12

Hearing on Petition No. 94-99 by Charlotte Mecklenburg Planning Commission (South District Plan) for a change in zoning for approximately 64 acres located on both sides of Sharon Lakes Road to the east of South Boulevard from B-2 and O-1 to R-17MF

Attachment No 13

14 (94-100) Hearing on Petition No 94-100 by Charlotte-Mecklenburg Planning Commission (South District Plan) for a change in zoning for

Part A Parcel located on the southeast corner of the intersection of Woodlawn Road and Southern Railroad right-of-way west of South Boulevard from I-2 to B-1

Part B Properties located on the southeast corner of the intersection of Woodlawn Road and South Boulevard from I-1 to B-2

Attachment No 14

DECISIONS

Decision on Petition No 94-26 by CK-Land Development, Inc. for a change in zoning for approximately 22 96 acres located on the south side of Albemarie Road east of Olde Savannah Road from R-3 to CC

A protest petition has been filed and is sufficient to invoke the 20% rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property

This petition was deferred for 30 days at the May 16 meeting

This petition was deferred to the September Zoning Meeting at the June 27 meeting

The Zoning Committee deferred action on this petition for 60 days at their July 25 meeting

This petition was deferred for 30 days at the September 19 and October 19 meetings

The Zoning Committee recommends this petition be denied

Attachment No 15

Decision on Petition No 94-45 by Rumple Associates for a change in zoning for approximately 112 5 acres located along both sides of Rumple Road in the area of Ridgeview Drive from R-3 to R-4

> A protest petition has been filed and is sufficient to invoke the 20% rule requiring affirmatives votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property

This petition was deferred for 30 days at the September 19 and October 19 meetings

The Zoning Committee recommends that this petition be approved as modified

Attachment No 16

17 (94-52) Maria Alla Maria Alla

Decision on Petition No 94-52 by Carolina Foods, Inc. for a change in zoning for approximately 17 33 acres located on the northerly side of North Tryon Street between Hilo Drive and Craighead Road from B-1 to I-1(CD)

A protest petition has been filed and is sufficient to invoke the 20% rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property

This petition was deferred for 30 days at the July 18, August 22, September 19 and October 19 meetings

The Zoning Committee has deferred action on this petition until their January 23, 1995 work session

Attachment No 17

18 (94-71) 18 (94-71) 18 (94-71)

Decision on Petition No 94-71 by Charlotte-Mecklenburg Board of Education for a Text Amendment to the City of Charlotte Zoning Ordinance to allow sponsorship signs at athletic facilities

This petition was deferred for 30 days at the October 19 meeting

The Zoning Committee vote resulted in a tie at their October 24 work session, therefore this petition is automatically deferred until the November 28 work session

Attachment No 18

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Decision on Petition No 94-78 by Thomas Arkle, III for a change in zoning for approximately 3.7 acres located on the northwesterly corner of the intersection of Mallard Creek Road and Baucom Road from R-3 to O-1(CD)

This petition was deferred for 30 days at the October 19 meeting

The Zoning Committee recommends that this petition be denied

Attachment No 19

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Decision on Petition No 94-82 by Cambridge Realty Partners for a change in zoning for approximately 4 14 acres located on the northerly side of Fairview Road east of Wintercrest Drive and across from Park South Drive from O-1 to O-2

A protest petition has been filed and is sufficient to invoke the 20% rule requiring / (affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property

The Zoning Committee recommends that this petition be approved

Attachment No 20

Decision on Petition No. 94-83 by First Union National Bank for a change in zoning for approximately 1 acre located on the southwesterly corner of the intersection of Milton Road and Sharon Amity Road from O-1 to B-2(CD) 186-86 1/2-114 BK 06/5 1/2-114

The Zoning Committee recommends that this petition be approved

Attachment No 21

22 (94-84A) Decision on Petition No 94-84A by Phillips, Ostwalt, Rosser, Bradshaw, Wachovia Bank Of North Carolina, N A Trustees U/W D L Phillips, Crowder and DeBerry, for a change in zoning for approximately 34 78 acres located on the southerly side of Fairview Road at Cameron Valley Parkway from R-3 to CC

The Zoning Committee deferred action on this petition until November 28

Attachment No 22

Decision on Petition No. 94-84B by Waters Construction Company for a change in zoning for 1 86 acres located on the southeasterly corner of the intersection of Fairview Road at Savings Place form R-3 to O-1(CD)

The Zoning Committee deferred action on this petition until November 28

Attachment No 23

(94-85)

Decision on Petition No 94-85 by Carmel Retail, Inc. for a change in zoning for approximately 1 05 acres located on the easterly side of Carmel Road across from Carmel Forest Drive from R-3 to B-1(CD) and consider a B-1(CD) Site Plan Amendment

The Zoning Committee recommends that this petition be approved as modified

Attachment No 24

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Decision on Petition No 94-87 by Cynthia H Knight for a change in zoning for approximately 1.26 acres located on the northeasterly corner of the intersection of Barrington Drive and View Way Drive from R-4 to R-8MF

> The Zoning Committee deferred action on this petition until their November 28 work session

Attachment No 25

Decision on Petition No 94-88 by Lois Love for a change in zoning for approximately 1 35 acres located on the southerly side of Argyle Drive between Sugar Creek Road and Yuma Street from R-4 to R-8MF

The Zoning Committee deferred action on this petition until their November 28 work

Attachment No 26

Decision on Petition No 94-89 by Roosevelt L Davis for a change in zoning for J\\ approximately 3 18 acres located on the westerly side of East W T Harris Boulevard south of Idlewild Road from R-9MF(CD) and R-4 with a Special Use Permit to $\frac{1}{1}$ south of Idlewild Koau from $\frac{1}{1}$ Special Use Permit R-17MF(CD) and termination of the existing Special Use Permit

A protest petition has been file and is sufficient to invoke the 20% rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property

The Zoning Committee recommends that this petition be approved

Attachment No 27

(94-90) N Decision on Petition No 94-90 by Joseph M Brantley, III for a change in zoning for approximately 6 018 acres located on the easterly side of East W T Harris Boulevard along Tantilla Circle from R-9MF(CD) to R-12MF(CD)

The Zoning Committee recommended that this petition be approved

Attachment No 28

Resolution calling for public hearings on Monday, December 19, 1994, at 6 00 p m in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, on Petition Nos 94-101 through 94-104 and 94-106 through 94-110 for zoning decisions