AGENDA

Meeting Type:	20NING
Date:	10/19/1994

City of Charlotte, City Clerk's Office

Mayor Richard Vinroot

Charles Baker

Stan Campbell

Patrick D Cannon

Mike Jackson

Nasif Rashad Majeed

Mayor Pro Tem Patrick McCrory

Hovle H Martin

Don D Reid

Ella Butler Scarborough

Sara Spencer

Lynn M Wheeler

Council Agenda

Wednesday, October 19, 1994

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

6 00 p m - ZONING HEARINGS Meeting Chamber

Invocation by

<u>ITEM NO</u>

PUBLIC HEARINGS

1 (93-1) 20 Janyary 30 Janyary Wasan Hearing on Petition No 93-10 by Delcenia C Knox for a change in zoning for approximately 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 meeting

Agents for the petitioner has requested another 30 day deferral in order to give them time to meet with the Zoning Committee on October 24 to cover the variance

Attachment No 1

2 (94-81)

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

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NOTE: Due to the statutory deadline for establishment of City zoning for recently annexed areas, Council's decision on this petition has been scheduled on the same date as the public hearing.

Attachment No 2

Hearing on Petition No 94-82 by Cambridge Realty Partners for a change in zoning for approximately 4 145 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

Attachment No 3

Hearing 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)

Attachment No 4

Hearing 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

Attachment No. 5

Hearing 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 from R-3 to O-1(CD)

Attachment No 6

Hearing 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

Attachment No 7

Hearing 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

Attachment No 8

Hearing 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

Attachment No. 9

Hearing on Petition No. 94-89 by Roosevelt L. Davis for a change in zoning for 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 R-17MF(CD) and termination of the existing Special Use Permit. Attachment No 10 PROTEST SUFFICIAL USE Per.

Hearing 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 Tantılla Cırcle from R-9MF(CD) to R-12MF(CD)

Attachment No

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DECISIONS

(94-26)

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 Albemarle 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

The Zoning committee recommends this petition be denied

Decision on Petition No 94-45 by Rumple Associates for a change in zoning for approximately 1125 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 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 September 19 meeting

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ITEM NO.

The Zoning Committee deferred action on this petition until their October 24 work session

Attachment No 13

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 and September 19 meetings

The Zoning Committee deferred action on this petition until their October 24 work session

Attachment No 14

15 (94-59) Decision on Petition No 94-59 by Ronald S Ferrell for a change in zoning for approximately 1 55 acres located on the west side of Prosperity Church Road, south of Katelyn Drive from R-3 to R-8MF(CD)

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

The Zoning Committee recommends that this petition be denied

Decision on Petition No 94-62 by Olmstead Park Homes for a change in zoning for approximately 5 3 acres located on the north side of North Sharon Amity Road between Walker Road and Emory Lane from R-3 to R-8(CD)

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 16

Save Change her

Decision on Petition No 94-63 by Washburn Graphics approximately 4 6 acres located on the northeasterly corner of the intersection of South McDowell Street and Baxter Street from B-2 to U-I

The Zoning Committee recommends that this petition be approved

Attachment No 17

Decision on Petition No 94-65 by Marsh Realty Company, Inc. for a change in zoning for approximately 1 4 acres located on the southwest corner of West Boulevard and Clanton Road from R-17MF and R-5 to B-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 September 19 meeting

The Zoning Committee recommends that this petition be denied

Attachment No 18

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

The Zoning Committee deferred action on this petition until their October 24 work session

Attachment No 19

Decision on Petition No 94-72 by Landcraft Properties, Inc. for a change in zoning for approximately 40 6 acres located at the end of Enoch Drive between Cheshire Road and Hubbard Road from R-3 to R-4

The Zoning Committee recommends that this petition be approved

Decision on Petition No 94-73 by Lyn A Graham for a change in zoning for approximately 211 acres located on the northerly side of Rowan Street west of South Hoskins Road from R-5 to R-8

The Zoning Committee recommends that this petition be approved

Attachment No. 21

ITEM NO. ON 167 June

22 (94-74) Decision on Petition No 94-74 by C & H Enterprises for a change in zoning for approximately 94 acres located on the southerly side of Washburn Avenue east of Monroe Road from B-2(CD) to B-2

A protest petition has been filed and is not sufficient to invoke the 20% rule

The Zoning Committee recommends that this petition be approved

Attachment No 22

Decision on Petition No 94-75 by Rhodes, Inc. for a change in zoning for approximately 1 5 acres located on the northerly side of Wallace Lane east of Independence Boulevard (US 74) to the rear of the existing Rhodes Stores from R-4 and O-2 to B-2(CD)

The Zoning Committee recommends that this petition be approved

Attachment No 23

Decision on Petition No 94-76 by Robert C Rhein Interests, Inc for a change in zoning for approximately 103 8 acres located on the westerly side of West W T Harris Boulevard north of Mallard Creek Road from R-3 to MX-2

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 24

Decision on Petition No 94-77 by CSX Transportation, Inc. for a change in zoning for approximately 20 48 acres located on the easterly side of Toddville Road north of Brooktree Drive from I-1 to I-2(CD)

The Zoning Committee recommends that this petition be approved

Attachment No. 25

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

The Zoning Committee deferred action on this petition until their October 24 work session

Attachment No. 26

ITEM NO. DE MINO.

27 (94-79) - Always (94-79) Decision on Petition No 94-79 by Charlotte Department of Transportation for a change in zoning for approximately 2.56 acres bounded by Southern Railway, East Trade Street, South Brevard Street and East Fourth Street from U-MUD to U-MUD-O

The Zoning Committee recommends that this petition be approved

Attachment No 27

28 (94-80) / Decision on Petition No 94-80 by International Business Machines, Inc., for a change in zoning for approximately 74 31 acres located on the westerly side of Mallard Creek Road north of West Sugar Creek Road from RE-2 to R-5

The Zoning Committee recommends that this petition be approved

Attachment No 28

06062.74.

Adopt a resolution calling for a joint public hearing to be held by the City Council and the Charlotte-Mecklenburg Historic Landmarks Commission on Tuesday, November 22, 1994 to consider designation of the Elizabeth Trolley Walk as an Historic Landmark

Attachment No 29

Adopt a resolution calling for public hearings on Tuesday, November 22, 1994, at 6 00 p m in the Meeting Chamber of the Charlotte-Mecklenburg Government Center for Petition Nos 94-86 and 94-91 through 94-100 for zoning changes

May 3