<u>AGENDA</u>

Meeting Type:	20N/NG
Date	01/23/1995
SUBJECT	

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

Hoyle H Martin

Don D Reid

Ella Butler Scarborough

Sara Spencer

Lynn M Wheeler

Council Agenda

Monday, January 23, 1995

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

6 00 p m - ZONING HEARINGS Meeting Chamber

Invocation by

ITEM NO

PUBLIC HEARINGS

1 (94-104) Hearing on Petition No 94-104 by Louis and Anita Helms and Bob Neill & Associates, Inc, for a change in zoning for approximately 41 99 acres located on both sides of Harris Houston Road, north of N C 49 and west of the proposed outer belt, from R-3 and R-4 to CC, O-1(CD) and R-17MF(CD)

This hearing was opened and continued for 30 days at the December 19, 1994 meeting

Attachment No 1

Hearing on Petition No 95-1 by Norcom Development, Inc, for a change in zoning for approximately 3 acres located on the south side of Alleghany Street east of Ashley Road from B-D(CD) to I-1(CD)

Attachment No 2

Hearing on Petition No 95-2 by David H Poer for a change in zoning for approximately 10 12 acres located on the easterly side of Little Rock Road South at the intersection of Moores Chapel Road, Little Rock Road and Freedom Drive (Thrift Road) from R-3 and B-1(CD) to CC

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Hearing on Petition No 95-4 by The Morgan Company for a change in zoning for approximately 3 4 acres located at the end of Olmstead Way north of Carley Boulevard from CC to R-22MF(CD)

Attachment No 4

Hearing on Petition No 95-5 by Donald W Wilburn for a change in zoning for approximately 5 acres located on the northerly side of Margaret Wallace Road approximately 400 feet to the east of Independence Boulevard adjoining Campbell Creek from B-2 and B-2(CD) to B-D(CD)

Attachment No 5

Hearing on Petition No 95-6 by Circuit City Stores, Inc. for consideration of a B-2(CD)

Site Plan Amendment for approximately 19 3 acres located on the northeast corner of the intersection of Tarlton Drive and Independence Boulevard

Attachment No 6

Hearing on Petition No 95-7 by Childress Klein Properties for a change in zoning for approximately 18 6 acres located on the south side of Highway 51 east of Raintree Lane from B-1SCD to CC

A protest petition has been filed

Attachment No 7

Hearing on Petition No 95-8 by Charlotte-Mecklenburg Planning Commission for consideration of an amendment to the City of Charlotte Zoning Ordinance to allow accessory utility structures such as HVAC units and backflow preventers in required yards and setbacks subject to certain standards

Attachment No 8

9 (95 9) Hearing on Petition No 95 9 by Summit House for consideration of an amendment to the City of Charlotte Zoning Ordinance to recognize and define a new use, supervised parent/child housing

DECISIONS

10 (93-10) Decision 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 at the September 19, October 19, and December 5 meetings

The Zoning Committee recommends that this petition be denied

Attachment No 10

11 (94-86) Decision on Petition No 94-86 by Monohar Lal for a Site Plan Amendment for a 2 02 acre site located on the southeast corner of the intersection of Tarlton Drive and Independence Boulevard, currently zoned B-1(CD)

The Zoning Committee recommends that this petition be approved

Attachment No 11

12 (94-87) 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(CD)

The Zoning Committee recommends that this petition be approved

Attachment No 12

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(CD)

The Zoning Committee deferred action on this petition until their January 30, 1995 work session

ITEM NO.

14 (94-91) Decision 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 Councilmembers, not excused from voting, in order to rezone the property

The Zoning Committee recommends that this petition be approved

Attachment No 14

Decision on Petition No 94-92 by Katherine S. Hodges for a change in zoning for approximately 10 33 acres located on the northeasterly corner of the intersection of Sardis Road North and Monroe Road from I-1 to B-2

The Zoning Committee recommends that this petition be approved

Attachment No 15

Decision on Petition No 94-93 by East West Partners Management Company for a change in zoning for approximately 6 46 acres located northwest of Rumple Road and southeast of Mallard Creek Road from R-3 to R-5

The Zoning Committee recommends that this petition be approved

Attachment No 16

Decision on Petition No 94-94 by J Charles Jordon 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

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

18 (94-95) Decision 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)

The Zoning Committee recommends that this petition be approved

Attachment No 18

Decision on Petition No 94-96 by T P T, Inc. for a change in Zoning for approximately 17 66 acres located on the south side of Tipton Drive, west of Statesville Avenue, from B-D(CD) to I-1(CD)

The Zoning Committee recommends that this petition be approved

Attachment No 19

20 (94-97) Decision on Petition No 94-97 by East Side Mario's Restaurants, Inc. and Outback/Charlotte Joint Venture for a change in zoning for approximately 5 41 acres located on the southwest corner of the intersection of University City Boulevard (U S 49) and East W T Harris Boulevard from O-15(CD) to B-1(CD)

The Zoning Committee recommends that this petition be approved

Attachment No 20

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

The Zoning Committee recommends that this petition be approved

Attachment No 21

Decision on Petition No 94-99 by Charlotte-Mecklenburg Planning Commission (South District Plan) for a change in zoning for approximately 64 acres located north and south of Sharon Lakes Road, approximately 300 feet east of South Boulevard, from B-2 and O-1 to R-17MF

The Zoning Committee recommends that this petition be approved

23 (94-100) Decision 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 Woodlawn Road and Southern Railroad right-of-way at Old Pineville Road 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

The Zoning Committee recommends that this petition be approved

Attachment No 23

Decision on Petition No 94-101 by Carriage Club Limited Partnership for a change in zoning for approximately 43 91 acres located on the westerly side of Old Providence Road south of Blueberry Lane from R-3 with a Special Use Permit to Institutional (CD) and termination of the existing Special Use Permit

The Zoning Committee recommends that this petition be approved as modified

Attachment No 24

25 (94-102) Decision on Petition No 94-102 by J Franklin Martin/Land Craft Properties, Inc. for a change in zoning for approximately 13 13 acres located on the east side of Providence Road south of Lynbridge Drive from R-3 to R-4

The Zoning Committee deferred action on this petition until their January 30, 1995 work session

Attachment No 25

26 (94-103) Decision on Petition No 94-103 by James R Alsop, Jr, for a change in zoning for approximately 90 acres located on the southwesterly corner of the Intersection of North Pine Street and West Ninth Street from UR 1 to UR C(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

The Zoning Committee deferred action on this petition until their January 30, 1995 work session

ITEM NO. Page 7

27 (94-106) Decision on Petition No 94-106 for a Text Amendment to the City of Charlotte Zoning Ordinance to provide an exception to the 'two year rule" for non-owned (third party) initiated rezoning petitions

The Zoning Committee recommends that this petition be approved

Attachment No 27

Decision on Petition No 94-107 by Charlotte-Mecklenburg Planning Commission for a Text Amendment to the City of Charlotte Zoning Ordinance to allow administrative approval of site plan amendments to previously approved conditional districts, parallel conditional districts or special use permits in order to comply with the minimum watershed regulations adopted by the North Carolina Environmental Management Commission

The Zoning Committee recommends that this petition be approved

Attachment No 28

Decision on Petition No 94-108 by Charlotte-Mecklenburg Planning Commission (South District Plan) for a change in zoning for parcels located on the west side of South Boulevard between Archdale Drive and Arrowood Road from I-2 to B-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 29

30 (94-109) Decision on Petition No 94-109 by Charlotte-Mecklenburg Planning Commission (South District Plan) for a change in zoning for parcels located on the west side of South Boulevard between Minuet Lane and Archdale Drive from I-2 to B-2

The Zoning Committee recommends that this petition be approved

ITEM NO.

31 (94-110) Decision on Petition No 94-110 by Theodora Davidson/Dora's Day Care for a change in zoning for approximately 754 acres located on the southerly side of 1-85 east of Tennessee Avenue from R-5 to R-17MF(CD) and consideration of an R-17MF(CD) Site Plan Amendment

The Zoning Committee recommends that this petition be approved

Attachment No 31

Resolution calling for public hearings on Monday, February 20, 1995 at 6 00 p m in the Meeting Chamber of the Charlotte-Mecklenburg Government Center on Petition Nos 95-10 through 95-19 for zoning changes