







# City of Charlotte, City Clerk's Office

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Mayor Richard Vinroot Mayo

Mayor Pro Tem Patrick McCrory

Charles Baker Stan Campbell Patrick D Cannon Mike Jackson Nasif Rashad Majeed

Hovle H Martin Don D Reid Ella Butler Scarborough Sara Spencer Lynn M Wheeler

# Monday, June 19, 1995

Council Agenda

5 00 p m - Council-Manager Dinner Meeting Chamber Conference Room

6 00 p m - ZONING HEARINGS Meeting Chamber

Invocation by

# BUSINESS AGENDA

Presentation by the Charlotte Sports Commission for potential relocation of the Amateur Athletic Union to Charlotte Based on the presentation, the Council may be asked to take action regarding the Old Convention Center



# PUBLIC HEARINGS

(95-41) Hearing on Petition No 95-41 by Charlotte-Mecklenburg Planning Commission for consideration of a text amendment to the City of Charlotte Zoning Ordinance, Part 9, Uptown Mixed Use District

This hearing was deferred for 30 days at the May 15, 1995 meeting

## Attachment No 1

2 (95-44) Hearing on Petition No 95-44 by Chris & Cathy Azar for a change in zoning for approximately 1 22 acres located on the north side of Archdale Drive at Little Sugar Creek and west of Old Reid Road from R-4 to R-8MF(CD)

### ITEM NO.

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Hearing on Petition No 95-45 by Pyramid East Corporation for a change in zoning for (95-45) approximately 7 63 acres located on the south side of Radio Road east of James Street from O-6(CD) to O-2(CD)

Attachment No 3

Hearing on Petition No 95-46 by Griffin Brothers Tire Sales for a change in zoning for (95-46) 4 approximately 93 acres located on the southeasterly corner of the intersection of North Tryon Street and Hampton Church Road from R-5 to B-2(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

Attachment No 4

Hearing on Petition No. 95-47 by Mint Museum of Art/City of Charlotte for a change (95-47) 5 in zoning for approximately 26 76 acres located on the west side of Randolph Road north of Drenan Street from R-3 to Institutional (CD) and R-3(CD)

Attachment No 5

Hearing on Petition No 95-48 by Housing Authority of the City of Charlotte for a (95-48) 6 change in zoning for approximately 7 2 acres bounded by Caldwell Street, East Seventh Street, North Myers Street and East Sixth Street from UR-2 to UR-C

Attachment No 6

Hearing on Petition No 95-49 by Charlotte Management Corporation for a change in (95-49) zoning for approximately 2 62 acres located on the west side of South Boulevard south of Longleaf Drive from B-D to B-1

Attachment No 7

Hearing on Petition No 95-50 by Bomar Enterprises for a change in zoning for (95-50)8 approximately 13.3 acres located on the southwesterly corner of the intersection of Philemon Avenue and East Craighead Road from I-1 to I-2(CD)

#### <u>ITEM NO.</u>

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9 (95-51) Hearing on Petition No 95-51 by Annie Helen Knox for a change in zoning for approximately 379 acres located on the northwest corner of the intersection of West Boulevard and James Street from R-8 to R-8MF(CD)

Attachment No 9

10 (95-52) Hearing on Petition No 95-52 by Charlotte-Mecklenburg Planning Commission for consideration of an amendment to the City of Charlotte Zoning Ordinance to reduce the required minimum number of off-street parking spaces for restaurants with no drive-in service window which are located within the area bounded by Route 4 and I-85

Attachment No 10

11 (95-53) Hearing on Petition No 95-53 by Charlotte-Mecklenburg Planning Commission to consider an amendment to the City of Charlotte Zoning Ordinance to increase the amount of required enclosed outdoor play space per child at day care centers to 75 square feet per child

Attachment No 11

12 (95-61) Hearing on Petition No 95-61 by City of Charlotte to establish zoning jurisdiction of the City of Charlotte for approximately 75 acres located on the south side of Mallard Creek Road at West W T Harris Boulevard

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

Attachment No 12

## DECISIONS

13 (95-7) Decision 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 and was sufficient to invoke the 20% rule, however that protest has been withdrawn

Hearing on this petition was deferred for 30 days at the January 23, 1995 meeting Hearing was opened and continued for 60 days at the February 20, 1995 meeting Hearing was deferred for 30 days at the May 15, 1995 meeting

The Zoning Committee recommends this petition be denied

#### <u>ITEM NO.</u>

14 (95-16) Decision on Petition No 95-16 by Home Depot USA, Inc. for a change in zoning for approximately 12 27 acres located between Wendover Road and McAlway Road south of Monroe Road from I-2 and R-22MF to CC and B-2

This petition was deferred for 30 days at the May 15 meeting

The Zoning Committee recommends this petition be approved if the joint driveway issue is resolved

Attachment No 14

15 (95-18) Decision on Petition No 95-18 by F Evelyn Springsteed, Grantor Trustee for a change in zoning for approximately 18 08 acres located on the southwest corner of Idlewild Road and Margaret Wallace Road from B-1, R-17MF and R-4 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 March 20, April 17 and May 15, 1995 meetings

The Zoning Committee recommends this petition be approved as modified

Attachment No 15

16 (95-27) Decision on Petition No 95-27 by Charlotte-Mecklenburg Planning Commission to consider a text amendment to the City Zoning Ordinance to incorporate a definition of, and standards for Bed and Breakfast lodging facilities

This petition was deferred for 30 days at the May 15, 1995 meeting

The Zoning Committee recommends this petition be approved as modified

Attachment No 16

17 (95-28) Decision on Petition No 95-28 by Charlotte-Mecklenburg Planning Commission to consider a text amendment to the City Zoning Ordinance regarding boarding houses

This petition was deferred for 30 days at the May 15, 1995 meeting

The Zoning Committee recommends this petition be approved





18 (95-29) Decision on Petition No 95-29 by William G Curlin, Bishop of the Roman Catholic Diocese for a change in zoning for approximately 10 acres located on the southerly side of Suther Road at Margie Ann Drive from R-3 to Institutional (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 May 15, 1995 meeting

The Zoning Committee deferred action on this petition for one month

Attachment No 18

19 (95-33) Decision on Petition No 95-33 by Charlotte-Mecklenburg Planning Commission to consider a text amendment to the City of Charlotte Zoning Ordinance to revise the definition and standards for group homes

This petition was deferred for 30 days at the May 15, 1995 meeting

## The Zoning Committee deferred action on this petition for one month

Attachment No 19

20 (95-34) Decision on Petition No 95-34 by Harry & Elsie Grimmer for a change in zoning for approximately 1 577 acres located on the north side of N C Highway 51 east of Johnston Road from O-1 to B-1(CD)

The Zoning Committee recommends this petition be denied

Attachment No 20

21 (95-35) Decision on Petition No 95-35 by Sunset Properties and Trammel Crow Company for consideration of an I-1(CD) Site Plan Amendment for a 1 98 acre site located on the northerly side of Sunset Road between Northpark Boulevard and Reames Road

The Zoning Committee recommends this petition be denied

### <u>ITEM NO.</u>

22 (95-36) Decision on Petition No 95-36 by Louis P Lagana for a change in zoning for approximately 60 acres located on the easterly side of Harris Boulevard north of Albemarle Road from R-17MF to O-1

The Zoning Committee recommends this petition be denied

Attachment No 22

23 (95-37) Decision on Petition No, 95-37 by The Shelton Companies for a change in zoning for approximately 2 91 acres located on the west side of W T Harris Boulevard, north of Kimmerly Glen Lane from I-2 and O-1 to B-D(CD)

The Zoning Committee recommends this petition be approved

Attachment No 23

24 (95-38) Decision on Petition No 95-38 by Bruce Stanley for a change in zoning for approximately 2 14 acres located on the southeast corner of the intersection of Cindy Lane and Hutchinson-McDonald Road from R-4 to I-1(CD)

### The Zoning Committee recommends this petition be approved as modified

Attachment No 24

25 (95-39) Decision on Petition No 95-39 by Carolion Associates Limited Partnership and Quincy's Realty, Inc. for a change in zoning for approximately 4 32 acres located on the west side of Little Rock Road south of Tuckaseegee Road from B-1SCD to B-1(CD)

The Zoning Committee recommends this petition be approved

Attachment No 25

26 (95-42) Decision on Petition No 95-42 by Security Capital Industrial Trust for a change in zoning for approximately 15 acres located on the south side of Hutchinson-McDonald Road west of Statesville Avenue from R-4 to I-1(CD)

The Zoning Committee recommends this petition be approved as modified

#### ITEM NO.



- 27 (95-43) Decision on Petition No 95-43 by Whitehall Development Limited Partnership, Crosland Investors, Inc for a change in zoning for approximately 24 74 acres located on the westerly side of York Road (N C 49) north of Coffey Creek and across from Arrowood Road from R-3 and B-1SCD to R-17MF(CD) and 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

The Zoning Committee recommends this petition be approved as modified

Attachment No 27

28 (95-54) Decision on Petition No 95-54 by Charlotte City Council for consideration of an amendment to the City of Charlotte Zoning Ordinance to amend the definition of the term "adult establishment" to clarify that adult bookstore publications include books, magazines, other periodicals, movies, video tapes, and other products offered in photographic, electronic, magnetic, digital or other imaging medium

The Zoning Committee recommends this petition be approved

#### Attachment No 28

29 Resolution calling for public hearings on Monday, July 17, 1995 at 6 00 pm in the Meeting Chamber of the Charlotte-Mecklenburg Government Center for Petition Nos 95-55 through 95-60 and 95-62, 95-63, 95-64A and 95-64B for zoning changes