AGENDA

Meeting Type:	20N1NG	
Date:	09/18/1995	

City of Charlotte, City Clerk's Office

j

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, September 18, 1995

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

- Discussion of Zoning Notification Process
- First Ward Master Plan

6 00 p m - ZONING HEARINGS Meeting Chamber

Invocation by

ITEM_NO

PUBLIC HEARINGS

1 (95-62) Hearing on Petition No 95-62 by Cambridge Properties, Inc. for consideration of a CC Site Plan Amendment for a 16 5 acre site located on the northerly side of U.S. Highway 29 east of J. W. Clay Boulevard

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

This hearing was continued from the July 17 Meeting

Attachment No 1

2 (95-65) Hearing on Petition No 95-65 by Hendrick Automotive Group for a change in zoning for approximately 8 12 acres located north of Village Lake Drive to the west of Independence Boulevard from R-20MF to B-2(CD) and consideration of a B-2(CD) Site Plan Amendment

ITEM	NO

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Hearing on Petition No 95-66 by W L Mellichamp, Jr for a change in zoning for approximately 1 42 acres located on the northerly side of Lawson Lane east of East W T Harris Boulevard from B-1 and R-17MF to B-2(CD)

Attachment No 3

4 (95-67) Hearing on Petition No 95-67 by Susan Freedman and Jordan Lewis for a change in zoning for a 72 acre site located at 4703 Wilkinson Boulevard from I-2 to I-1

The Planning Department advised that the petitioner requested withdrawal, however the petition was advertised and Council will have to remove it from the agenda

Attachment No 4

5 (95-68) Hearing on Petition No 95-68 by Elizabeth Community Association to designate an Historic District Overlay Zoning to establish the Elizabeth Local Historic District

Protest petitions have been filed

Attachment No 5

6 (95-69) Hearing on Petition No 95-69 by Wesley Heights Community Association to designate an Historic District Overlay to establish the Wesley Heights Local Historic District

A protest petition has been filed

Attachment No 6

Hearing on Petition No 95-70 by Marriott Senior Living Services, Inc. for a change in zoning for approximately 2.94 acres located on the westerly side of Park South Drive south of Fairview Road from R-3 and R-9MF(CD) to R-22MF(CD)

Attachment No 7

Hearing on Petition No 95-71 by Morris Field Associates for a change in zoning for approximately 15 3 acres located on the southwesterly corner of the intersection of Morris Field Drive and Billy Graham Parkway from B-1(CD) and R-4 to B-D(CD) and consideration of a B-1(CD) Site Plan Amendment

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9 (95-72) Hearing on Petition No 95-72 by DMI Corporation for a change in zoning for approximately 15 4 acres located on the westerly side of Mallard Creek Church Road south of Mary Alexander Road from Institutional to R-12MF(CD)

Attachment No 9

10 (95-73) Hearing on Petition No 95-73 by David H Poer, Jr for a change in zoning for approximately 9 72 acres located between Little Rock Road and Freedom Drive south of Moore's Chapel Road from R-3 and CC to B-1(CD), R-3 and consideration of a CC Site Plan Amendment

Attachment No 10

Hearing on Petition No 95-74 by The Prado LLC for consideration of an O-1(CD) Site Plan Amendment for a 16 18 acre site located on the easterly side of Highway 29 across from McCullough Drive

Attachment No 11

12 (95-85) Hearing on Petition No 95-85 by Charlotte-Mecklenburg Planning Commission for a change in zoning for approximately 1 4 acres located at the intersection of Naomi Street and Olney Street to the northwest of Bradford Street from R-5 to R-22MF

A protest petition has been filed

Attachment No 12

13 (95-86) Hearing on Petition No 95-86 by City of Charlotte City Attorney's Office for consideration of an amendment to the City of Charlotte Zoning Ordinance to establish a temporary definition of the terms "adult bookstore" and "adult mini motion picture theatre"

Attachment No 13

<u>DECISIONS</u>

14 (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, and deferred indefinitely at the June 19, 1995 meeting

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The Zoning Committee recommends this petition be approved

Attachment No 14

Decision 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 from R-4 to R-8MF(CD)

This petition was deferred for 60 days at the July 17 meeting

The Zoning Committee recommends this petition be approved as modified

Attachment No 15

Decision on Petition No 95-46 by Griffin Brothers Tire Sales for a change in zoning for approximately 93 acres located on the southeasterly corner of the intersection of North Tryon Street (U S Highway 29) 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

This petition was deferred for 60 days at the July 17 meeting

The Zoning Committee deferred action on this petition until the September work session

Attachment No 16

Decision 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 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

This petition was deferred for 60 days at the July 17 meeting

The Zoning Committee deferred action on this petition until the September work session

Attachment No 17

18 (95-55) Decision on Petition No 95-55 by Shirlene B Smith/The Iola Group, Inc. for a change in zoning for approximately 459 acres located on the south side of Nevin Road east of Statesville Avenue from R-4 to R-8MF(CD)

The Zoning Committee recommends that this petition be approved

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19 (95-56) Decision on Petition No 95-56 by Hannaford Brothers Company for a change in zoning for approximately 8 844 acres located on the westerly side of Wilora Lake Road north of Albemarle Road from R-3, O-15(CD), O-1, B-1SCD and R-4 to B-1(CD)

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

The Zoning committee recommends that this petition be approved, as modified

Attachment No 19

20 (95-57) Decision on Petition No 95-57 by Tommy Lee Nasekos for a change in zoning for approximately 3 67 acres located on the northeasterly side of Sharon View Road west of Gaywind Drive from R-3 to R-8MF(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 20

21 (95-58) Decision on Petition No 95-58 by Shonac Corp for consideration of a CC Site Plan Amendment for a 13 609 acre site located on the southerly side of Sardis Road North, west of Independence Boulevard

The Zoning Committee recommends this petition be approved

Attachment No 21

22 (95-59) Decision on Petition No 95-59 by Graybar Electric Company, Inc. for a change in zoning for approximately 3 4 acres located on the northerly side of Wilkinson Boulevard between Remount Road and Camp Greene Road from I-1 and O-2 to I-1(CD)

The Zoning Committee recommends this petition be approved

Attachment No 22

23 (95-60) Decision on Petition No 95-60 by Charlotte York Rite Board of Trustees for consideration of an R-12MF(CD) Site Plan Amendment for a 1 1 acre site located on the northerly side of North Sharon Amity Road west of Castleton Road

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

<u>ITEM NO</u>

24 (95-63) Decision on Petition No 95-63 by Charlotte-Mecklenburg Planning Commission for consideration of a text amendment to the City of Charlotte Zoning Ordinance to make a series of technical corrections

The Zoning Committee recommends that this petition be approved as modified

Attachment No 24

25 (95-64) Decision on Petition No 95-64 by The City of Charlotte to establish zoning jurisdiction of the City of Charlotte utilizing the same categories as presently exist under the County's jurisdiction

Part A - approximately 1,728 acres located along the I-77 corridor between Reames Road and NC 115

Part B - approximately 938 acres located south of NC 51 in the vicinity of Providence Road and Weddington Road

The Zoning Committee recommends that this petition be approved

Attachment No 25

Resolution calling for public hearings on Monday, October 16, 1995, at 6 00 p m in the Meeting Chamber of the Charlotte-Mecklenburg Government Center on Petition Nos 95-75 through 95-84 for zoning changes

BUSINESS AGENDA

27 ADDITIONAL NOMINATIONS FOR CHARTER COMMISSION

On May 22nd and September 11th Council made nominations for 10 positions on the Charter Commission Additional nominations are to be made tonight. Those already nominated are as follows

- Rod Autrey, nominated by Councilmember Campbell
- 2 Dan Bishop, nominated by Councilmember Wheeler
- Booth, nominated by Councilmember Baker
- 4 Rev Carlton, nominated by Councilmember Scarborough
- Bob Davis, nominated by Councilmember Martin
- 6 Linwood Foust, nominated by Councilmember Majeed
- John Fennebresque, nominated by Councilmember McCrory
- 8 Lamont Grier, nominated by Councilmember Cannon
- 9 Ken Harris, nominated by Councilmember Campbell
- 10 Diane Long, nominated by Councilmember Scarborough
- 11 Roy Matthews, nominated by Councilmember Campbell

PAGE 7 ITEM NO Loy McKeithan, nominated by Councilmember Campbell Ralph McMillan, nominated by Councilmember Wheeler Tim Meade, nominated by Councilmember Majeed 14 Joe Miller, nominated by Councilmember Reid Peter Pappas, nominated by Councilmember Campbell 16 Rev Conrad Pridgen, nominated by Councilmember Scarborough Terry Rhodes, nominated by Councilmember Majeed Jim Ross, nominated by Councilmember McCrory Susan Russell, nominated by Councilmember Wheeler 20 Sam Smith, nominated by Councilmember Spencer Troy Watson, nominated by Councilmember McCrory 22 Ed Woodall, nominated by Councilmember Jackson 23 Velva Woollen, nominated by Councilmember Campbell 24