# AGENDA

| Meeting Type: | 20N1NG     |
|---------------|------------|
| Date:         | 12/15/1997 |
|               |            |

City of Charlotte, City Clerk's Office



#### Mayor Patrick McCrory Mayor Pro Tem Lynn Wheeler

Rod Autrey Charles Baker Nasıf Rashad Majeed

Charles Baker
Patrick Cannon
Malachi Greene

Mike Jackson

Al Rousso Tim Sellers

Don Reid

Sara Spencer

# Council Agenda

Monday, December 15, 1997

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

6 00 p m - ZONING HEARINGS Meeting Chamber

#### ITEM NO.

## PUBLIC HEARINGS

- Hearing to consider designation of the Welch-McIntosh House, including the exterior and interior of the main house, the exterior and interior of the well house and the privy and the parcel of land listed under Tax Parcel Number 045-372-27, located at 3301 Gibbon Road, Charlotte, Mecklenburg County, North Carolina, as a historic landmark
  - B Adopt an ordinance designating the Welch-McIntosh House as a historic landmark

Attachment No 1

Hearing on Petition No 97-4 by The Bissell Companies, Inc. for a change in zoning for approximately 2 007 acres located on the east side of Sharon Road across from Hazelton Drive and 450 feet north of Sharon Road's intersection with Sharonview Road from R-3 to R-17MF(CD)

Attachment No 2

Hearing on Petition No 97-73 by Sharon Towers, Inc. for a change in zoning for approximately 23 6 acres located on the west side of Sharon Road, south of the Sharon View Road intersection from R-3 S U P to INST(CD)

This hearing was deferred 60 days on October 22, 1997

Attachment No 3

4 (97-86) Hearing on Petition No 97-86 by Majid and Janine Gharibi, David Kaveth, and Nicholas Karres for approximately 1 306 acres located on the easterly corner of Independence Boulevard and Elizabeth Avenue from B-2 and O-2 to NS

This hearing was deferred 60 days on October 22, 1997

A protest petition has been filed

Attachment No 4

5 (97-89) Hearing on Petition No 97-89 by Pizzagalli Investment Company for a change in zoning for approximately 8 142 acres located at 7017 Nations Ford Road from R-4 and O-2 to O-1(CD)

Attachment No 5

6 (97-90) Hearing on Petition No 97-90 by James M. Howell for a change in zoning for approximately 11 38 acres located on the west side of China Grove church Road between Sterling Lane and Ervin Lane from R-4 to R-8 Conditional

Attachment No 6

Hearing on Petition No 97-91 by Gandy Development Corp for a change in zoning for approximately 12 84 acres located on the east side of Westerwood Drive approximately 0 4 miles north of Tuckaseegee Road from R-3 to R-4

A protest petition has been filed

Attachment No 7

8 (97-95) Hearing on Petition No 97-95 by Mark III Properties for a change in zoning for approximately 0 43 acres located on the northeast corner of Baxter Street and Cecil Street from B-1 to O-2(CD)

Attachment No 8

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9 (97-96) Hearing on Petition No 97-96 by Gaynell Properties, Inc. for a change in zoning for approximately 1 477 acres bounded by the John Belk Freeway to the east, South Boulevard to the south, and Morehead Street to the west from B-2 to UMUD

Attachment No 9

Hearing on Petition No 97-97 by Thomas Flohr for a change in zoning for approximately 0 443 acres located on the east side of Monroe Road south of Lumarka Drive from R-3 to R-8

A protest petition has been filed

Attachment No 10

Hearing on Petition No 97-98 by Freightliner of Charlotte for a change in zoning for approximately 2 773 acres located on the south side of Cannon Avenue, east of Graham Street R-4 to B-2(CD)

A protest petition has been filed

Attachment No 11

Hearing on Petition No 97-99 by Trammell Crow Residential for a change in zoning for approximately 18 52 acres located southwest of the Providence Road and Alexa Road intersection, just north of the Providence Commons Shopping Center from R-3 to R-12MF(CD)

Attachment No 12

A protest petition has been filed

13 (97-100) Hearing on Petition No 97-100 by First Citizens Bank and McDonald's Corp. for a change in zoning for approximately 1 562 acres located on the southwest corner of East W T. Harris Boulevard and Milton Road from B-1SCD to B-1(CD)

Attachment No 13

14 (97-101) Hearing on Petition No 97-101 by Coca-Cola Bottling Company Consolidated for a change in zoning for approximately 11 3 acres located on the southeast corner of Auten Road and Chesapeake Drive from R-4, O-1, and I-2 to I-2(CD)

Attachment No 14

ITEM NO.
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15 (97-104) Hearing on Petition No 97-104 by Daniel Levine for a change in zoning for approximately 0.2 acres located on the north side of East Eighth Street, between North Brevard Street and North College Street from UMUD to UMUD-O

Attachment No 15

16 (97-105) Hearing on Petition No 97-105 by 1230 West Morehead, L L C for a change in zoning for approximately 1 56 acres located on the northeast corner of West Morehead Street and Calvert Street from I-1 to UR-C

Attachment No 16

17 (97-106) Hearing on Petition No 97-106 by Volunteers of America of the Carolinas for a change in zoning for approximately 3 2 acres bounded by LaSalle Street, Augusta Street, Cummings Street, and Custer Street from R-12MF to R-22MF(CD)

Attachment No 17

## DECISIONS

Decision on Petition No 97-39 by Self Help Credit Union for a change in zoning for approximately 0.792 acres located on the east side of Little Rock Road, north of the intersection with Tuckaseegee Road from R-3 to R8MF(CD)

Protest petitions have been filed and one 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 on May 19, 60 days on July 21, 30 days on September 15, 30 days on October 22 and 30 days on November 17

The Zoning Committee voted to recommend denial of this petition

Attachment No 18

19 (97-60) Decision on Petition No 97-60 by George H Buck, Jr for a change in zoning for approximately 8 2 acres located north of Randolph Road between Briar Creek and Zeb Vance Road from R-5 to O-2(CD)

This petition was deferred for 60 days on July 2, 30 days on September 15, and 30 days on November 17

ITEM NO.

The Zoning Committee voted to recommend approval of this petition, with the following modification

Exterior lighting will not exceed 20 feet in height

Attachment No 19

20 (97-85) Decision on Petition No 97-85 by Hammett Construction Company for a change in zoning for approximately six acres southwest of Brookshire Boulevard at the end of Impala Lane, near Old Plank Road 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

This petition was deferred for 30 days at the November 17 zoning meeting

The Zoning Committee voted to recommend approval of this petition, with the following modification

A note will be added to the plan committing the petitioner to the use of deed restrictions to limit occupancy of the proposed units to individuals 55 years of age or older

Attachment No 20

Resolution calling for public hearings on Tuesday, January 20, 1997 at 6 00 p m in the Meeting Chamber of the Charlotte-Mecklenburg Government Center for Petition Nos 98-01, 98-02, and 98-04 through 98-12