<u>AGENDA</u>

Meeting Type.	BUSINESS
Date:	02/09/1998

City of Charlotte, City Clerk's Office



Mayor Patrick McCrory Mayor Pro Tem Lynn Wheeler

Rod Autrey

Nasıf Rashad Majeed

Charles Baker
Patrick Cannon
Malachi Greene

Mike Jackson

Don Reid
Al Rousso

Tim Sellers Sara Spencer

Council Agenda

Monday, February 16, 1998

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

6 00 p m - ZONING HEARINGS Meeting Chamber

ITEM NO.

PUBLIC HEARINGS

1 (97-99) Hearing on Petition No 97-99 by Trammel 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)

A protest petition has been filed

Attachment No 1

2 (98-03) Hearing on Petition No 98-03 by LandCraft Properties Inc, for a change in zoning for approximately 41 51 acres located on the west side of Rocky River Road south of North Tryon Street from R-3 and B-2(CD) to R-8MF

The petitioner has requested a 60 day deferral

Hearing on Petition No 98-13 by Nevins Center, Inc., Steve D. Sellers for a change in zoning for approximately 25.1 acres located on the north side of Nevin Road, approximately 1/4 mile east of Statesville Road (Highway 21) from R-4 and INST(CD) to INST(CD) amd INST(CD) S.P. A.

Attachment No 3

Hearing on Petition No 98-14 by Thomas and Hazel Robinson, James Houser Jr, and Steele Limited Partnership for a change in zoning for approximately 36 3 acres located on the east side of Providence Road West north of the Blakeney Heath Road intersection from R-3 to R-8MF(CD)

Attachment No 4

5 (98-16) Hearing on Petition No 98-16 by Universal Service for approximately 1 065 acres located on the south side of Cannon Avenue just east of Graham Street from R-4 to I-1

Attachment No 5

6 (98-17) Hearing on Petition No 98-17 SUB by Charlotte Mecklenburg Planning Commission for a text amendment to require additional sidewalk construction on new and existing streets as part of the subdivision process

Attachment No 6

7 (98-18) Hearing on Petition No 98-18 by Charlotte Mecklenburg Board of Education for a text amendment to the Zoning Ordinance to allow elementary and secondary schools in existence prior to adoption of the Zoning Ordinance to make changes without having to go through the variance process

8 (98-20) Hearing on Petition No 98-20 by Owens Orthotics for a text amendment to the Zoning Ordinance regarding orthotics and prosthetics facilities.

Attachment No 8

9 (98-21) Hearing on Petition No 98-21 by Eastwood Homes for a change in zoning for approximately 2 118 acres located on the north side of Mount Holly Road (NC 27), between Lee Drive and Rockwood Drive from I-1 to R-4

Attachment No 9

10 (98-23) Hearing on Petition No 98-23 by the City of Charlotte for approximately 2 65 acres located on the northwest corner of West Tyvola Road and Yorkmont Road at Oak Lake Boulevard

Attachment No 10

BUSINESS

Sale of Old Convention Center

Discussions will continue throughout this week and information will be sent to Council as soon as it is available

DECISIONS

12 (97-79) Decision on Petition No 97-79 by Mecklenburg Bar Foundation for a change in zoning for approximately 0.7 acres on the south side of Luther Street, west of the Queens Road intersection from R-12MF to O-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 two months on November 17, 1997 and for 30 days on January 20, 1998

The Zoning Committee voted to recommend deferral for 30 days

Attachment No 11

13 (97-97) Decision 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 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 voted to recommend a one month deferral of this petition

Attachment No 12

14 (98-01) Decision on Petition No 98-01 by Camden Square Associates, LLC for a change in zoning for approximately 0 23 acres located on the south side of West Boulevard between Camden Road and Hawkins Street from B-1 to UMUD

The Zoning Committee voted to recommend approval of this petition

Attachment No 13

15 (98-02) Decision on Petition No 98-02 by LandCraft Properties, Inc. for a change in zoning for approximately 14 664 acres located on the north side of McKee Road, east of the intersection with East Providence Drive from R-3 to R-4

The Zoning Committee voted to recommend approval of this petition

ITEM NO. Page 5

16 (98-04) Decision on Petition No 98-04 by Stan and Chris Middleton for a change in zoning for approximately 2 022 acres located on the south side of Wilkinson Boulevard between Alleghany Street and Old Dowd Road from I-2 to I-1

The Zoning Committee voted to recommend approval of this petition

Attachment No 15

17 (98-05) Decision on Petition No 98-05 by The Herman Group, LLC for a change in zoning for approximately 17 5 acres located on Hollyfield Drive and Wilora Lake Road, approximately 1000 feet north of Albemarle Road from R-3 to R-17MF(CD)

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

O A note will be added to the site plan committing to an

"end" building orientation for the two buildings in the

southern portion of the property

Building heights will be shown in feet as well as stories

The setbacks along Wilora Lake Road and Hollyfield

Drive will be left undisturbed except for the interior 15

feet around each building

Attachment No 16

Decision on Petition No 98-06 by Jupiter Hospitality, Inc. for a change in zoning for approximately 2.0 acres located on the north side of Griffith Road at Kenley Lane from I-2 to I-1(CD)

The Zoning Committee recommended approval of this petition with the following modification

Petitioner will construct a five foot sidewalk along
Griffith Road and will provide a sidewalk easement if

adequate right of way is not available

ITEM NO.
Page 6

19 (98-07) Decision on Petition No 98-07 by Studio Plus Properties, Inc. for a change in zoning for approximately 3 40 acres located on the south side of Matthews-Pineville Road (NC 51), just west of McMullen Creek Parkway from O-6(CD) to O-1(CD)

The Zoning Committee voted to recommend a one month deferral of this petition

Attachment No 18

Decision on Petition No 98-08 by Summit Properties Partnership for a change in zoning for approximately 38 58 acres located on the east side of Providence Road West, just south of the Elm Lane West intersection from R-3 to R-12MF(CD)

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

A note will be added to the site plan committing the petitioner to preserve the wooded open space as shown

Additional commitments as detailed in a memo from Fred Bryant dated January 26, 1998 addressing an undisturbed setback along Providence Road West, improvements to Providence Road West, and notifications concerning the status of the pond on the

Site

Attachment No 19

Decision on Petition No 98-10 by David Bagley for a change in zoning for approximately 5 0 acres located on the northern corner of North Tryon Street (Highway 29) and Northchase Drive from B-2 (CD) to B-2(CD) S P A

The Zoning Committee voted to recommend approval of this petition

ITEM NO. Page 7

22 (98-11) Decision on Petition No 98-11 by Kmart Corporation for a change in zoning for approximately 70 acres located in the Crown Point development north of Sardis Road North and west of Independence Boulevard from B-1 S C D. to CC

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

O

The landscaping notes from the previous approved plan will be carried forward to this site plan

Attachment No 21

Decision on Petition No 98-12 for a text amendment to change existing standards and/or create additional standards and conditions related to off-site land clearing and mert debris landfills, quarries, sanitary landfills, medical waste disposal facilities and solid waste transfer stations, and to provide for a public notification process for these uses

The Zoning Committee voted recommend approval of this text amendment

Attachment No 22

Resolution calling for a joint public hearing by the City Council and the Charlotte-Mecklenburg Historic Landmarks Communission on Monday, March 16, 1998 at 6 00 p.m. in the Meeting Chamber of the Government Center regarding designation of Atherton Mills as a historic landmark

Attachment No 23

Resolution calling for a joint public hearing by the City Council and the Charlotte-Mecklenburg Historic Landmarks Commission on Monday, March 16, 1998 at 6 00 p m in the Meeting Chamber of the Government Center regarding designation of the Addison Apartments Building as a historic landmark

Attachment No 24

Resolution calling for public hearings on Monday, March 16, 1998 at 6.00 p m in the Meeting Chamber of the Charlotte-Mecklenburg Government Center for Petition Nos 98-09, 98-15, 98-19, 98-22, 98-24 through 98-31