<u>AGENDA</u>

Meeting Type:	20N/NG
Date:	03/16/1998

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, March 16, 1998

5 00 pm - 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 Atherton Cotton Mills, including the entire exterior and the entire parcel of land listed under Tax Parcel Numbers 121-031-21 and 121-031-56, and all land located within the boundaries of such Tax Parcels located at 2108 South Boulevard, Charlotte, Mecklenburg County, North Carolina, as a historic landmark
 - B Adopt an ordinance designating the Atherton Cotton Mills as a historic landmark

Attachment No 1

- Hearing to consider designation of the property known as the Addison Apartments Building listed under Tax Parcel 125-173-22 and including both the entire exterior of the building and all land located within the boundaries of such Tax Parcel located at 831 East Morehead in Charlotte, Mecklenburg County, North Carolina as a historic landmark
 - B Adopt an ordinance designating the Addison Apartments Building as a historic landmark

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 and is sufficient

Attachment No 3

4 (98-15) Hearing on Petition No 98-15 by Auto Inspector, Inc. for a change in zoning for approximately 0.57 acres located on the southeast corner of Central Avenue and Carolyn Drive from O-2 to NS

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 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

This hearing was continued at the February 16 zoning meeting

Attachment No 5

6 (98-22) Hearing on Petition No 98-22 by Elrod Construction Company for a change in zoning for approximately 12 098 acres located on the south side of Dovewood Road, approximately 500 east of Carmel Road from R-3 to MX-1

Attachment No 6

Hearing on Petition No 98-24 by Hewitt Drive Properties, LLC for a change in zoning for approximately 27 5 acres located on both sides of Hewitt Drive west of Sugar Creek Road in Derita from R-3 to R-6

A protest petition has been filed

Hearing on Petition No 98-25 by Nasir Ahmad for a change in zoning for approximately 2 05 acres located on the south side of US Highway 29, west of the proposed I-485, and near Wheelingtown Mobile Home Park from R-MH to B-2

Attachment No 8

9 (98-26) Hearing on Petition No 98-26 by Charlotte-Mecklenburg Planning Commission for a text amendment to establish a new urban mixed use district

Attachment No 9

10 (98-27) Hearing on Petition No 98-27 by Hunt Assisted Living, L L C for a change in zoning for approximately 3 706 acres located on the west side of Carmel Road at the intersection with Shadowlake Drive from R-5 to INST(CD)

A protest petition has been filed

Attachment No 10

Hearing on Petition No 98-28 by IAC Charlotte, L L C for a change in zoning for approximately 40 042 acres located on the southwest corner of the intersection between West Boulevard and Yorkmont Road from I-2(CD) to I-2(CD) S P A

Attachment No 11

Hearing on Petition No 98-29 by Babak Emadi (Various North Charlotte Area Property Owners) for a change in zoning for approximately 3 5 acres comprised of various properties located along North Davidson Street and Yadkin Avenue from R-5, O-2, B-1, and I-2 to NS

A protest petition has been filed

<u>ITEM NO.</u>

Hearing on Petition No 98-30 by Unique Southern Estates for a change in zoning for approximately 4 066 acres located on the southeast corner of the intersection of The Plaza and Belvedere Avenue from B-2(CD) to B-2(CD) S.P A

A protest petition has been filed

Attachment No 13

14 (98-31) Hearing on Petition No 98-31 by Charlotte-Mecklenburg Planning Commission for a Text Amendment to allow planned development identification signs in divided entrance medians of public streets providing direct access to the development subject to certain standards

Attachment No 14

DECISIONS

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, 30 days on January 20, 1998, and 30 days on February 16, 1998

The Zoning Committee voted to recommend denial of this petition

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(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 one month on February 16, 1998

The Zoning Committee recommend denial of this petition

Attachment No. 16

17 (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)

This petition was deferred for one month on February 16, 1998

The Zoning Committee voted to recommend approval of this petition

Attachment No 17

Decision 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) and INST(CD) S.P.A.

The Zoning Committee voted to recommend approval of this petition

Decision 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 4 acres located on the east side of Providence Road West north of the Blakeney Heath Road intersection from R-3 to R-8MF(CD)

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

■ Sidewalk will be provided on the internal east-west spine road

Attachment No 19

20 (98-16) Decision on Petition No 98-16 by Universal Service for approximately 5 1 acres located on the south side of Cannon Avenue just east of Graham Street from R-4 to I-1

The Zoning Committee voted to recommend approval of this petition

Attachment No 20

Decision 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

The Zoning Committee voted to recommend approval of this text amendment

22 (98-20) Decision on Petition No 98-20 for a Text amendment to the Zoning Ordinance regarding orthotics and prosthetics facilities

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

The provision that the fabrication of orthotics and prosthetics in no more than 50% of the floor area of any medical office is restricted to a maximum of 4,000 square feet

Attachment No 22

23 (98-21) Decision 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

The Zoning Committee voted to recommend approval of this petition

Attachment No 23

Resolution calling for public hearings on Monday, April 20, 1998 at 6 00 p m in the Meeting Chamber of the Charlotte-Mecklenburg Government Center for Petition Nos 98-03, 98-09, 98-19, 98-32 through 98-35, and 98-37 through 98-41

ANNOUNCEMENTS

On Monday, April 13, 1998, City Council will make nominations to fill vacant positions on the following boards:

1 <u>AUDITORIUM-COLISEUM-CONVENTION CENTER AUTHORITY</u>

Two three year appointments beginning May, 1998. Bill Dukes is not eligible for reappointment, Stanley Vaughan is eligible.

2 <u>CERTIFIED DEVELOPMENT CORPORATION</u>

One three year appointment beginning May, 1998 to represent a private lending institution. William Potts is not eligible to be reappointed

3 CIVIL SERVICE BOARD

One position beginning May, 1998 to serve for three years. Patrick Clark is eligible for reappointment

4 CLEAN CITY COMMITTEE

One position beginning immediately to fill an unexpired term ending June 30, 2000 Harold Grier did not meet attendance requirements. Three three year positions beginning July 1, 1998. Thereasea Elder is not eligible to be reappointed. Ronald Dolphus and John Hall are eligible.

5 COMMUNITY RELATIONS COMMITTEE

Six appointments for three year terms beginning July, 1998. Stephen Hayes, Leonard Jones, Linda Long, Kenneth Thomas, George Wallace and John Paul deBernardo are eligible to be reappointed.

6 HISTORIC DISTRICT COMMISSION

Four three year positions beginning July 1, 1998 David Parke, representing a residential property owner in Plaza-Midwood, is not eligible to be reappointed. Sarah J Kennard, representing a residential property owner in Fourth Ward, Mark Fishero, representing a Resident/Owner in Dilworth, and Lenore Deutsch, no category, are all eligible to be reappointed.

7 HISTORIC LANDMARKS COMMISSION

One appointment beginning immediately to fill an unexpired term ending July, 1999. Stephen Cox has resigned

8 NEIGHBORHOOD MATCHING GRANTS COMMITTEE

Three appointments to serve two year terms beginning May, 1998 Eleanor Washington, representing a Neighborhood Organization Leader, is not eligible to be reappointed. Susan Russell, representing a non-profit organization, is not eligible to be reappointed. Joyce Love, no category, is eligible to be reappointed.

9 PAROLE ACCOUNTABILITY COMMITTEE

One appointment beginning immediately to fill an unexpired term ending June, 2000. Kimberly Baker did not meet attendance requirements

10 PLANNING COMMITTEE

Three three year appointments beginning July 1, 1998. Mahlon Adams and lke Heard, Jr are not eligible to be reappointed. Mike Hinshaw is eligible to be reappointed.

11 SISTER CITIES COMMITTEE

Eight two year appointments beginning May, 1998 Patricia Craig is not eligible to be reappointed. Keith Cannon, Timothy Crawford, Charles Forrest, Pamela Gibson, Suzanne Johnson, Robert Percival and Tawana Wilson-Allen are all eligible to be reappointed.

Applications are available from the Office of the City Clerk, 600 East 4th Street, 336-7493, or you may fax it to yourself via the City's Fast Fax Service. Dial 336-8600, and immediately enter 3300 to access the Fast Fax system. The document number is 3320. All applications must be received by April 6, 1998 at 5.00 p.m.