

Petition No.: 2018-047  
Petitioner: Foundation of the University of North Carolina at Charlotte, Inc.

**ORDINANCE NO. 9393-Z**

**AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.**

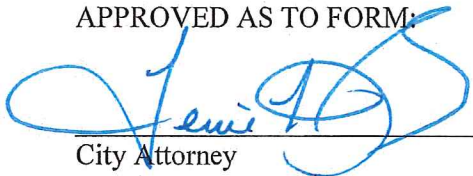
**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:**

Section 1. That the Official Zoning Maps referenced in Section 1.104 of the City of Charlotte Zoning Ordinance are hereby amended by changing the zoning of the property described on the attached map from INST (institutional) and TOD-M(O) (transit oriented development – mixed use, optional) to TOD-M(O) (transit oriented development – mixed use, optional) and TOD-M(O) SPA (transit oriented development – mixed use, optional, site plan amendment).

Section 2. The development and use of the property hereby rezoned shall be governed by the predetermined ordinance requirements applicable to such district category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to the regulations and to the Zoning Maps.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

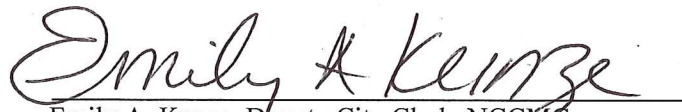
  
City Attorney

**CERTIFICATION**

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27<sup>th</sup> day of August, 2018, the reference having been made in Minute Book 146, and recorded in full in Ordinance Book 61, Page(s) 525-526.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27<sup>th</sup> day of August, 2018.



  
Emily A. Kunze, Deputy City Clerk, NCCMC

**2018-047: Foundation of the University of North Carolina at Charlotte, Inc**

**Rezoning Map**

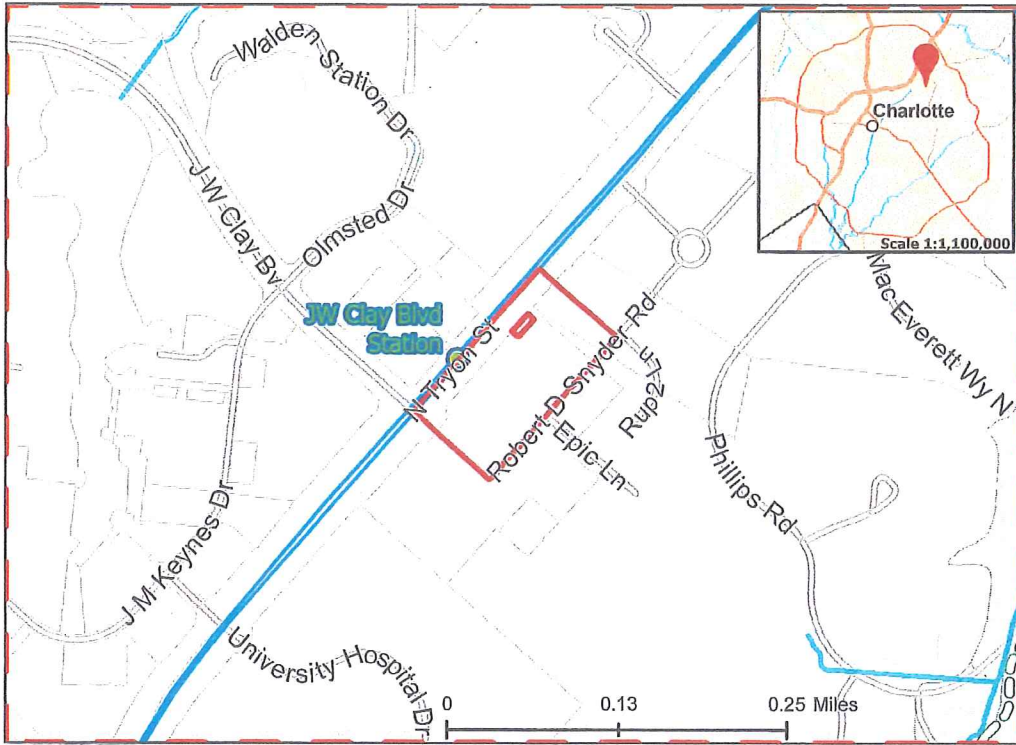
**Current Zoning** INST (Institutional) TOD-M(O) (Transit Oriented Development-Mixed Use, Optional)

**Requested Zoning** TOD-M(O) (Transit Oriented Development-Mixed Use, Optional)

TOD-M(O) SPA (Transit Oriented Development, Optional, Site Plan Amendment)

Approximately 4.42 acres

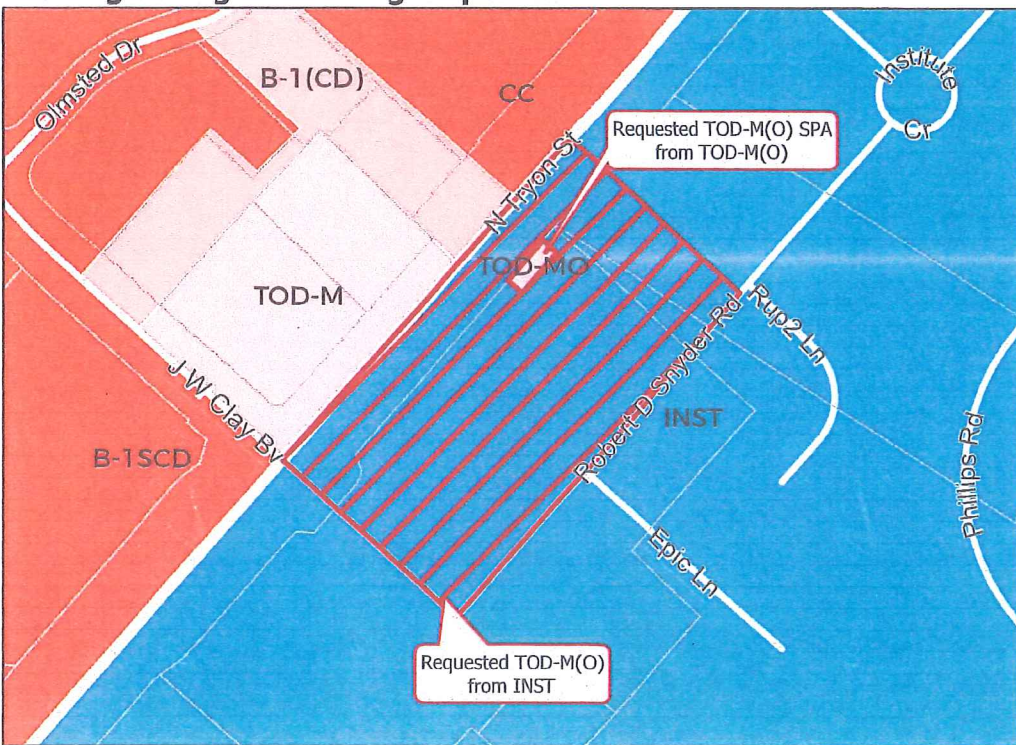
**Location of Requested Rezoning**



- 2018-047
- Outside City Limits
- Parcel
- LYNX Blue Line Station
- Cross Charlotte Trail
- LYNX Blue Line
- Streams
- FEMA Flood Plain
- City Council District
- 4-Gregory A. Phipps



**Existing Zoning & Rezoning Request**



- Requested TOD-M(O) from INST
  - Requested TOD-M(O) SPA from TOD-M(O)
- Zoning Classification**
- Institutional
  - Business
  - Commercial Center
  - Transit-Oriented



Map Created 3/29/2018

Petition No.: 2018-043  
Petitioner: Pike Nurseries

**ORDINANCE NO. 9394-Z**

**AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:**

Section 1. That the Official Zoning Maps referenced in Section 1.104 of the City of Charlotte Zoning Ordinance are hereby amended by changing the zoning of the property described on the attached map from CC (commercial center) to CC SPA (commercial center, site plan amendment).

Section 2. The development and use of the property hereby rezoned shall be governed by the predetermined ordinance requirements applicable to such district category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to the regulations and to the Zoning Maps.

Section 3. That this ordinance shall become effective upon its adoption.

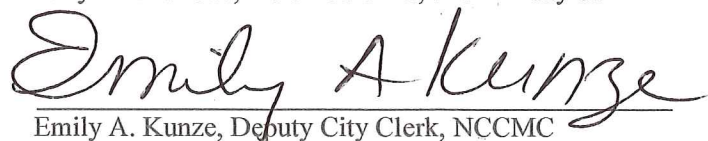
APPROVED AS TO FORM:

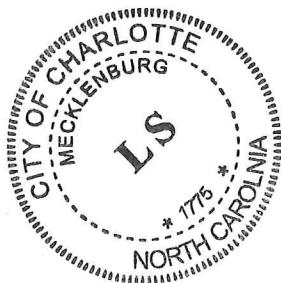
  
City Attorney

**CERTIFICATION**

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27<sup>th</sup> day of August, 2018, the reference having been made in Minute Book 146, and recorded in full in Ordinance Book 61, Page(s) 527-528.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27<sup>th</sup> day of August, 2018.

  
Emily A. Kunze, Deputy City Clerk, NCCMC



**2018-043: Pike Nurseries**

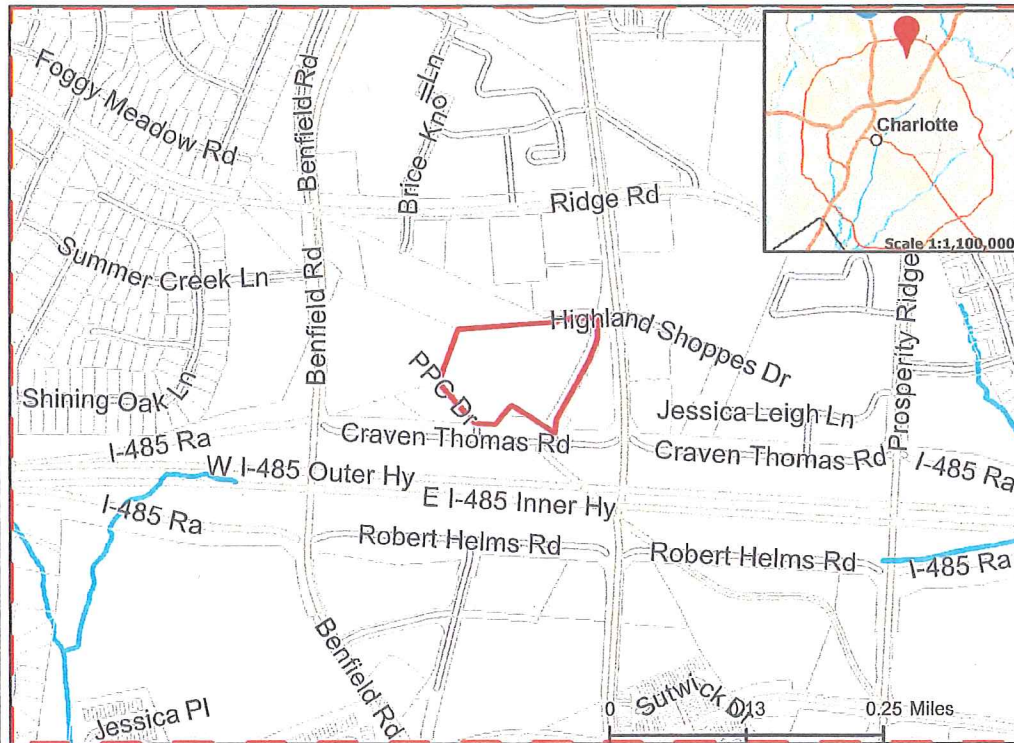
**Current Zoning** CC (Commercial Center)

**Requested Zoning** CC SPA (Commercial Center, Site Plan Amendment)

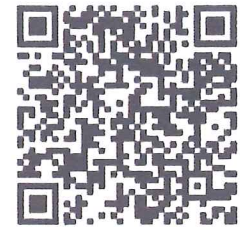
Approximately 5.85 acres

**Location of Requested Rezoning**

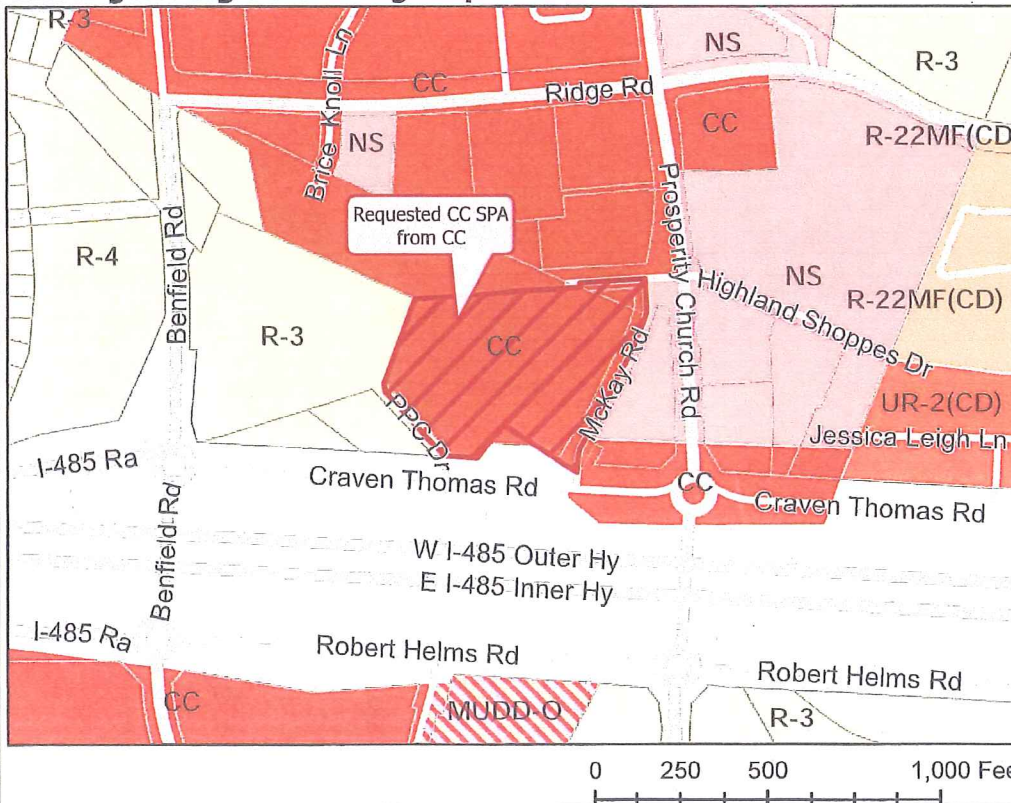
**Rezoning Map**



- 2018-043
- Inside City Limits
- Parcel
- Streams
- City Council District**
- 4-Gregory A. Phipps



**Existing Zoning & Rezoning Request**



- Requested CC SPA from CC
- Zoning Classification**
- Single Family
- Multi-Family
- Urban Residential
- Business
- Commercial Center
- Mixed Use

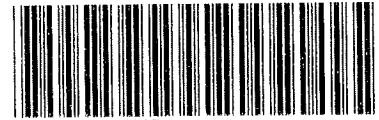


Map Created 4/17/2018

August 27, 2018  
Ordinance Book 61, Page 529

FOR REGISTRATION  
Fredrick Smith  
REGISTER OF DEEDS  
Mecklenburg County, NC  
2018 NOV 20 03:54:11 PM  
BK:33123 PG:493-497  
FEE:\$26.00  
INSTRUMENT # 2018145159

TAYLOR



2018145159

Returned to customer

ORDINANCE NO. 9395-X

**Cresswind Annexation**

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE  
CITY OF CHARLOTTE, NORTH CAROLINA**

WHEREAS, the City Council has been petitioned under G.S. 160A-31(a) to annex the area described below; and

WHEREAS, the City Council has by Resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 E. Fourth Street, Charlotte, N.C. at 7:00 p.m. on August 27, 2018 after due notice by the Mecklenburg Times on August 17, 2018; and

WHEREAS, the City Council finds that the petition meets the requirements of G.S. 160A-31;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina that:

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory is hereby annexed and made part of the City of Charlotte as of August 27, 2018 (effective date):

**LEGAL DESCRIPTION**

Annexation description for Cresswind

Beginning at an existing #5 rebar marking an eastern corner of KH Mint Hill, LLLP (now or formerly) as described in Deed Book 30741, page 719 of the Mecklenburg County Registry and Cresswind Charlotte Homeowners Association Inc (now or formerly) as described in Deed Book 322256, page 363; THENCE North 52 degrees 01 minutes 04 seconds West a distance of 433.72 feet to an existing #5 rebar on the eastern side of KH Mint Hill, LLLP (now or formerly)

as described in Deed Book 30741, page 719; THENCE with the line of KH Mint Hill, LLLP the following seven (7) courses and distances; 1) North 04 degrees 12 minutes 23 seconds East a distance of 190.77 feet to an existing #5 rebar; 2) THENCE South 88 degrees 13 minutes 57 seconds West a distance of 225.56 feet to an existing #5 rebar; 3) THENCE North 44 degrees 31 minutes 03 seconds West a distance of 804.07 feet to an existing #5 rebar; 4) THENCE North 42 degrees 13 minutes 48 seconds East a distance of 143.00 feet to an existing #5 rebar; 5) THENCE North 48 degrees 29 minutes 51 seconds West a distance of 798.03 feet to an existing #5 rebar; 6) THENCE South 83 degrees 59 minutes 11 seconds West a distance of 1252.58 feet to an existing #5 rebar; 7) THENCE North 74 degrees 41 minutes 48 seconds West a distance of 487.15 feet to calculated point along the outer belt line of Interstate 485, a variable width public right of way per NCDOT plans R- 2123-BA; THENCE with Interstate 485 the following three (3) courses and distances; 1) along a curve to the right having an arc length of 536.93 feet, and a radius of 3839.27 feet, being subtended by a chord bearing of North 14 degrees 17 minutes 57 seconds East, a distance of 536.49 feet to a calculated point; 2) THENCE North 21 degrees 16 minutes 15 seconds East a distance of 390.64 feet to a calculated point; 3) THENCE North 22 degrees 13 minutes 50 seconds East a distance of 238.05 feet to a right of way monument marking the southernmost point of the City of Charlotte (now or formerly) as described in Deed Book 26667, page 206; THENCE South 83 degrees 48 minutes 38 seconds East a distance of 154.84 feet to a #4 rebar at the southwestern corner of Larkhaven Inc, (now or formerly) as described in Deed Book 2666, page 384; THENCE with the lines of Larkhaven Inc, the following twelve (12) courses and distances; 1) South 47 degrees 37 minutes 31 seconds East a distance of 901.60 feet to a #5 rebar; 2) THENCE South 48 degrees 02 minutes 02 seconds East a distance of 662.27 feet to a #5 rebar; 3) THENCE North 63 degrees 38 minutes 57 seconds East a distance of 257.12 feet to a #4 rebar; 4) THENCE North 17 degrees 27 minutes 51 seconds West a distance of 908.07 feet to a #5 rebar; 5) THENCE North 00 degrees 40 minutes 25 seconds East a distance of 100.85 feet to a #4 rebar; 6) THENCE South 63 degrees 09 minutes 04 seconds East a distance of 410.89 feet to a #4 rebar; 7) THENCE South 20 degrees 56 minutes 26 seconds East a distance of 40.92 feet to a #4 rebar; 8) THENCE South 79 degrees 26 minutes 50 seconds East a distance of 508.92 feet to a #4 rebar; 9) THENCE South 20 degrees 28 minutes 28 seconds East a distance of 730.30 feet to a #4 rebar; 10) THENCE North 68 degrees 52 minutes 44 seconds East a distance of 215.66 feet to a #5 rebar; 11) THENCE North 58 degrees 36 minutes 42 seconds East a distance of 991.62 feet to a #5 rebar; 12) THENCE North 31 degrees 38 minutes 01 seconds East a distance of 590.32 feet to a 1" pipe and being the southernmost corner of John L. Beck & Angela C. Beck (now or formerly) as described in Deed Book 25052, page 338; THENCE with the line of John L. & Angela C. Beck the following two (2) courses and distances; 1) THENCE North 39 degrees 51 minutes 43 seconds East a distance of 353.34 feet to a #4 rebar; 2) THENCE North 10 degrees 09 minutes 48 seconds East a distance of 42.12 feet to a #4 rebar along the southerly right of way of Old Iron Lane, a 60' public right of way as shown on Map Book 41, page 343; THENCE South 71 degrees 50 minutes 51 seconds East a distance of 196.62 feet to an angle iron marking a southern corner of Harlen H. & Betty A. Boggs (now or formerly) as described in Deed Book 2578, page 292; THENCE with the line of Harlen H. & Betty A. Boggs the following two (2) courses and distances; 1) South 78 degrees 06 minutes 52

seconds East a distance of 336.13 feet to a #5 rebar; 2) THENCE North 85 degrees 32 minutes 41 seconds East a distance of 100.28 feet to a calculated point at the northern corner of Union Electric Membership Corporation (now or formerly) as described in Deed Book 31520, page 699; THENCE South 31 degrees 39 minutes 02 seconds West a distance of 1541.01 feet to a 1.5" pipe along the northeasterly side of KH Mint Hill, LLLP (now or formerly) as described in Deed Book 30741, page 690; THENCE with KH Mint Hill, LLP the following three courses and distances; 1) North 59 degrees 33 minutes 41 seconds West a distance of 134.98 feet to a 0.5" pipe; 2) THENCE South 07 degrees 25 minutes 55 seconds West a distance of 766.44 feet to a #5 rebar; 3) THENCE South 27 degrees 53 minutes 28 seconds West a distance of 366.53 feet to a #5 rebar at the northernmost corner of the aforementioned KH Mint Hill, LLLP (now or formerly) as described in Deed Book 30741, page 719; THENCE with the line of KH Mint Hill, LLLP the following two (2) courses and distances; 1) South 38 degrees 49 minutes 15 seconds West a distance of 677.80 feet to a 1" pipe; 2) THENCE South 06 degrees 59 minutes 02 seconds West a distance of 205.51 feet, which is the POINT OF BEGINNING, having an area of 122.494 Acres, more or less.

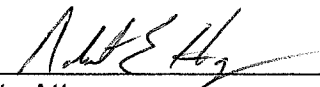
Section 2. Upon and after August 27, 2018 (effective date) the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte and shall be entitled to the same privileges and benefits as other parts of the City of Charlotte. Said territory shall be subject to municipal taxes according to G.S.160A-58.10.

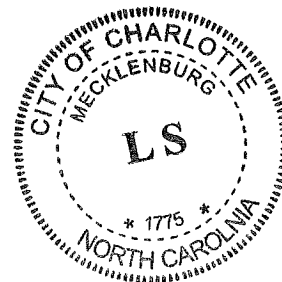
Section 3. Subject to change in accordance with applicable law, the annexed territory described above shall be included in the following Council electoral district: 7.

Section 4. The Mayor of the City of Charlotte shall cause to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. 163-288.1.

Adopted this 27th day of August, 2018.

APPROVED AS TO FORM:

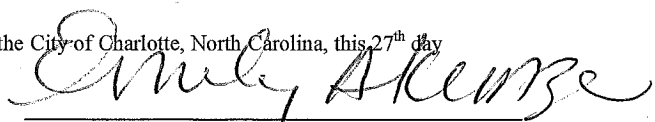
  
\_\_\_\_\_  
City Attorney

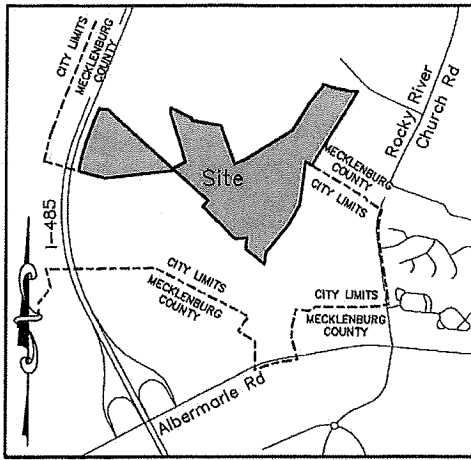


**CERTIFICATION**

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27<sup>th</sup> day of August, 2018, the reference having been made in Minute Book 146, and recorded in full in Ordinance Book 61, Page(s) 529-533.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27<sup>th</sup> day of August, 2018.

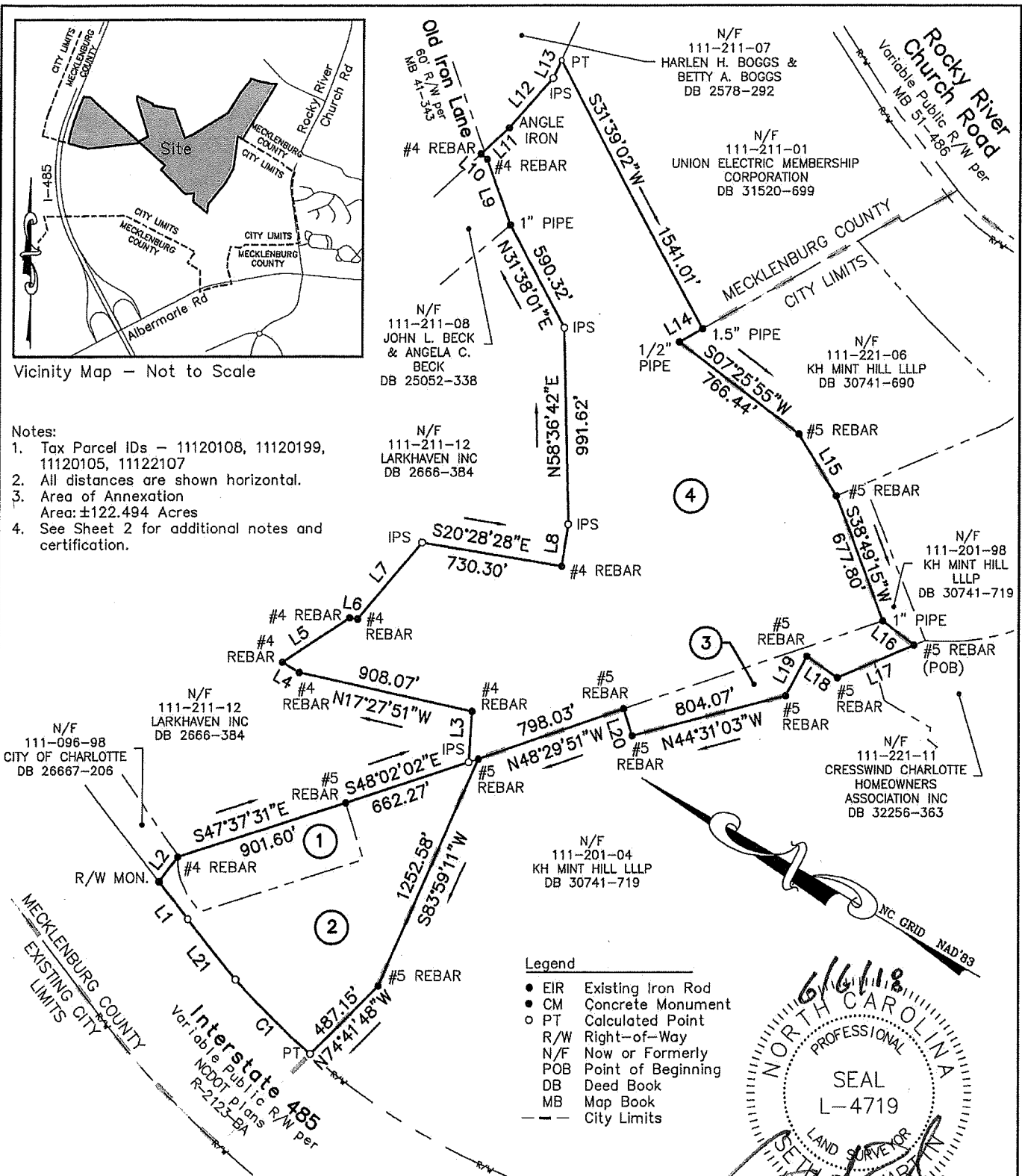
  
\_\_\_\_\_  
Emily A. Kunze, Deputy City Clerk, NCCMC



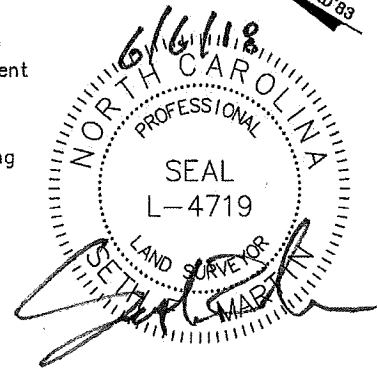
Vicinity Map - Not to Scale

Notes:

1. Tax Parcel IDs - 11120108, 11120199, 11120105, 11122107
2. All distances are shown horizontal.
3. Area of Annexation Area: ±122.494 Acres
4. See Sheet 2 for additional notes and certification.



- Legend
- EIR Existing Iron Rod
  - CM Concrete Monument
  - PT Calculated Point
  - R/W Right-of-Way
  - N/F Now or Formerly
  - POB Point of Beginning
  - DB Deed Book
  - MB Map Book
  - - - City Limits



**LDSI**  
 Phone: (704) 337-8329  
 Fax: (866) 661-12778  
 508 West 5th St., Suite 125  
 Charlotte, NC 28202  
 License No.: C-1925

**Voluntary Annexation Map**  
**Cresswind S/D**

Charlotte, North Carolina  
 Tax Parcel IDs: 11120108, 11120199, 11120105, 11122107  
 References: DB 26284-315, DB 26284-327





I certify that this map of the annexation limits and municipal boundary of the City of Charlotte were derived from instruments recorded at the Mecklenburg County Register of Deeds. The bearings and distances are for informational purposes only. This plat is not subject to review by the City Planning Department.

*Seth F. Martin*

Seth F. Martin L-4719

Date



| CURVE | RADIUS   | ARC LENGTH | CHORD LENGTH | CHORD BEARING |
|-------|----------|------------|--------------|---------------|
| C1    | 3839.27' | 536.93'    | 536.49'      | N14°17'57"E   |

| LINE | BEARING     | DISTANCE |
|------|-------------|----------|
| L1   | N22°13'50"E | 238.05'  |
| L2   | S83°48'38"E | 154.84'  |
| L3   | N63°38'57"E | 257.12'  |
| L4   | N00°40'25"E | 100.85'  |
| L5   | S63°09'04"E | 410.89'  |
| L6   | S20°56'26"E | 40.92'   |
| L7   | S79°26'50"E | 508.92'  |
| L8   | N68°52'44"E | 215.66'  |
| L9   | N39°51'43"E | 353.34'  |
| L10  | N10°09'48"E | 42.12'   |
| L11  | S71°50'51"E | 196.62'  |
| L12  | S78°06'52"E | 336.13'  |
| L13  | N85°32'41"E | 100.28'  |
| L14  | N59°33'41"W | 134.98'  |
| L15  | S27°53'28"W | 366.53'  |
| L16  | S06°59'02"W | 205.51'  |
| L17  | N52°01'04"W | 433.72'  |
| L18  | N04°12'23"E | 190.77'  |
| L19  | S88°13'57"W | 225.56'  |
| L20  | N42°13'48"E | 143.00'  |
| L21  | N21°16'15"E | 390.64'  |

| OWNERS: |  |
|---------|--|
| ①       | N/F<br>111-201-08<br>485 INVESTMENTS LLC<br>DB 26284-327 |
| ②       | N/F<br>111-201-05<br>485 INVESTMENTS LLC<br>DB 26284-327 |
| ③       | N/F<br>111-201-99<br>485 INVESTMENTS LLC<br>DB 26284-315 |
| ④       | N/F<br>111-221-07<br>485 INVESTMENTS LLC<br>DB 26284-327 |



Phone: (704) 337-8329  
 Fax: (866) 661-1277  
 508 West 5th St., Suite 125  
 Charlotte, NC 28202  
 License No.: C-1925

## Voluntary Annexation Map Cresswind S/D

Charlotte, North Carolina

Tax Parcel IDs: 11120108, 11120199, 11120105, 11122107  
 References: DB 26284-315, DB 26284-327


ORDINANCE NO. 9396-X O-5

**AN ORDINANCE TO AMEND ORDINANCE NUMBER 9348-X, THE 2018-2019 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$1,500,000 FROM NCDOT STATEWIDE CONTINGENCY FUNDS TO ACCOMMODATE NEW INDUSTRY DEVELOPMENT**

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$1,500,000 hereby estimated to be available from the North Carolina Department of Transportation Statewide Contingency Funds
- Section 2. That the sum of \$1,500,000 is hereby appropriated in the General Capital Investment Fund (4001) into the project Participation in State Highway Projects - 4292000017  
GL: 4001-42-42-4230-429200-000000-000-530500-
- Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.


Approved as to form:

  
\_\_\_\_\_  
City Attorney

**CERTIFICATION**

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27<sup>th</sup> day of August, 2018, the reference having been made in Minute Book 146, and recorded in full in Ordinance Book 61, Page(s) 534.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27<sup>th</sup> day of August, 2018.

  
\_\_\_\_\_  
Emily A. Kunze, Deputy City Clerk, NCCME



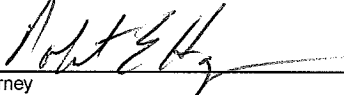
ORDINANCE NO. 9397-X O-6

AN ORDINANCE TO AMEND ORDINANCE NUMBER 9348-X, THE 2018-2019 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$715,841 FOR TRAFFIC SIGNAL INSTALLATIONS AND IMPROVEMENTS

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$715,841 hereby estimated to be available from the following private developer sources:
- 601 South Tryon, LLC (\$407,241)
  - Lennar Carolinas LLC (\$250,600)
  - Pappas Midtown, LLC (\$58,000)
- Section 2. That the sum of \$715,841 is hereby appropriated in the General Capital Investment Fund (4001) into the following projects:
- New Sig Hill and College and S. Tryon - 4292000358 (\$407,241)
  - New Sig Choate Circle and Smith Rd - 4292000359 (\$250,600)
  - Sig Mod Pearl Park and Kenilworth - 4292000361 (\$58,000)
- Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

  
\_\_\_\_\_  
City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27<sup>th</sup> day of August, 2018.

  
\_\_\_\_\_  
Emily A. Kunze, Deputy City Clerk, NCCMC




ORDINANCE NO. 9398-X O-7

AN ORDINANCE TO AMEND ORDINANCE NUMBER 9348-X, THE 2018-2019 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$15,500 FROM AARP FOR SUSTAIN CHARLOTTE SWINGS

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$15,500 hereby estimated to be available from AARP
- Section 2. That the sum of \$15,500 is hereby appropriated in the Housing and Neighborhood Services Grants Fund (270) into the project AARP - Sustain Charlotte Swings - (Project #) 6110100106
- Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.

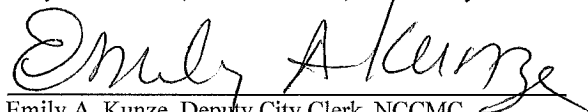
Approved as to form:

  
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City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27<sup>th</sup> day of August, 2018.

  
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Emily A. Kunze, Deputy City Clerk, NCCMC

