

THESE DEVELOPMENT STANDARDS FORM A PART OF THE REZONING PLAN ASSOCIATED WITH THE REZONING PETITION FILED BY PIEDMONT CAPITAL, LLC. (THE "PETITIONER") FOR AN APPROXIMATELY 7.88 ACRE SITE LOCATED ON THE WESTERN SIDE OF N. WENDOVER ROAD, THE SITE IS MORE PARTICULARLY DEPICTED ON THE DEVELOPMENT OF THE SITE WILL BE GOVERNED BY THE REZONING PLAN, THESE DEVELOPMENT STANDARDS AND THE APPLICABLE PROVISIONS OF THE CITY OF

UNLESS THE REZONING PLAN OR THESE DEVELOPMENT STANDARDS ESTABLISH MORE STRINGENT STANDARDS, THE REGULATIONS ESTABLISHED UNDER THE ORDINANCE FOR THE NEIGHBORHOOD SERVICES ("NS") ZONING DISTRICT SHALL GOVERN THE DEVELOPMENT AND USE OF THE APPLICABLE PORTION OF THE SITE. THE DEVELOPMENT AND USES DEPICTED ON THE REZONING PLAN ARE SCHEMATIC IN NATURE AND ARE INTENDED TO DEPICT THE GENERAL ARRANGEMENT OF USES AND IMPROVEMENTS ON THE SITE. ACCORDINGLY, THE ULTIMATE LAYOUT, LOCATIONS AND SIZES OF THE DEVELOPMENT AND SITE ELEMENTS DEPICTED ON THE REZONING PLAN ARE GRAPHIC REPRESENTATIONS OF THE PROPOSED DEVELOPMENT AND SITE ELEMENTS, AND THEY MAY BE ALTERED OR MODIFIED IN ACCORDANCE WITH THE SETBACK AND YARD REQUIREMENTS SET FORTH ON THIS REZONING PLAN AND THE DEVELOPMENT STANDARDS, PROVIDED, HOWEVER, THAT ANY SUCH ALTERATIONS AND MODIFICATIONS SHALL NOT MATERIALLY CHANGE THE OVERALL DESIGN INTENT DEPICTED ON THE REZONING PLAN. ALTERATIONS TO THE CONDITIONAL REZONING PLAN WILL BE REVIEWED AND APPROVED AS ALLOWED BY SECTION 6.207 OF THE ORDINANCE. THE SITE IS CURRENTLY IMPROVED WITH A COMMERCIAL DEVELOPMENT KNOWN AS WENDOVER PLAZA. TO THE EXTENT THAT THE EXISTING BUILDING, ANY EXISTING IMPROVEMENTS OR ANY EXISTING SIGNS LOCATED ON THE SITE DO NOT MEET THE REQUIREMENTS OF THE NS ZONING DISTRICT OF THE APPLICABLE PORTION OF THE SITE, WHERE APPLICABLE OR ANY OTHER PROVISIONS OF THE ORDINANCE.

PERMITTED USES/DEVELOPMENT LIMITATIONS

CHARLOTTE ZONING ORDINANCE (THE "ORDINANCE").

SUBJECT TO THE LIMITATIONS SET OUT BELOW, THE SITE MAY BE DEVOTED TO ANY USE OR USES ALLOWED BY RIGHT OR UNDER PRESCRIBED CONDITIONS IN THE NS ZONING DISTRICT USES FOR THE APPLICABLE PORTION OF THE SITE TOGETHER WITH ANY INCIDENTAL OR ACCESSORY USES ASSOCIATED THEREWITH THAT ARE PERMITTED UNDER THE ORDINANCE IN THE NS ZONING DISTRICT, ACCESSORY USES MAY INCLUDE OUTDOOR DINING. THE SITE MAY DEVELOPED TO A MAXIMUM GROSS FLOOR AREA OF 150,167 SQ. FT.

TRANSPORTATION

ACCESS TO THE SITE WILL BE FROM N. WENDOVER ROAD AS GENERALLY DEPICTED ON THE REZONING PLAN. THE PLACEMENT AND CONFIGURATION OF THE VEHICULAR ACCESS POINT IS SUBJECT TO MINOR MODIFICATIONS REQUIRED TO ACCOMMODATE FINAL SITE DEVELOPMENT AND CONSTRUCTION PLANS AND TO ANY ADJUSTMENTS REQUIRED FOR APPROVAL BY THE NCDOT IN ACCORDANCE WITH APPLICABLE PUBLISHED STANDARDS. THE ALIGNMENT OF THE INTERNAL VEHICULAR CIRCULATION AND DRIVEWAYS MAY BE MODIFIED BY THE PETITIONER TO ACCOMMODATE CHANGES IN TRAFFIC PATTERNS PARKING LAYOUTS, AND ANY ADJUSTMENTS REQUIRED FOR APPROVAL BY NCDOT IN ACCORDANCE WITH PUBLISHED STANDARDS.

ALL TRANSPORTATION IMPROVEMENTS WILL BE APPROVED AND CONSTRUCTED BEFORE THE SITE'S FIRST BUILDING CERTIFICATE OF OCCUPANCY IS ISSUED. ACCESSORY USES AND STRUCTURES. PERMITTED BY RIGHT AND UNDER THE PRESCRIBED CONDITIONS ARE PERMITTED IN THE NS DISTRICT. TYPE-1 EATING AND

DRINKING ESTABLISHMENTS ARE PERMITTED WITHIN THE NS DISTRICT, DRIVE-IN WINDOWS AS AN ACCESSORY TO THE PRINCIPAL USE. THE PETITIONER WILL DEDICATE VIA FEE SIMPLE CONVEYANCE ANY ADDITIONAL RIGHT-OF-WAY INDICATED ON THE REZONING PLAS AS RIGHT-OF-WAY TO BE DEDICATED. AND THE ADDITIONAL RIGHT-OF-WAY WILL BE DEDICATED PRIOR TO THE ISSUANCE OF THE FIRST NEW CERTIFICATE OF OCCUPANCY FOR THE SITE. THE PETITIONER WILL PROVIDE A PERMANENT SIDEWALK EASEMENT FOR ANY SIDEWALK (OR PORTIONS THEREOF) LOCATED ALONG THE SITE'S PUBLIC STREET FRONTAGE THAT IS LOCATED OUTSIDE OF THE RIGHT-OF-WAY. THE PERMANENT SIDEWALK EASEMENT WILL BE LOCATED A MINIMUM OF TWO (2) FEET BEHIND THE SIDEWALK WHERE

CONVENIENT PEDESTRIAN ACCESS FROM THE EXISTING PEDESTRIAN HYBRID BEACON (PHB) WILL BE PROVIDED INTO THE SITE WITHOUT CROSSING THE PROPOSED

ARCHITECTURAL STANDARDS

A VARIETY OF PRINCIPAL BUILDING MATERIALS MAY BE UTILIZED ON SITE AND WILL BE A COMBINATION OF THE FOLLOWING: MASONRY BRICK, CONCRETE, PRE-CAST CONCRETE, STONE, PRECAST STONE, PRE-FINISHED METAL, ALUMINUM, STEEL, STUCCO, WOOD, CERAMIC TILE, CEMENTITIOUS FIBER BOARD, AND GLASS FIBER REINFORCED CONCRETE. VINYL AS A BUILDING MATERIAL WILL ONLY BE ALLOWED ON WINDOWS, SOFFITS, AND TRIM FEATURES.

BUILDING PLACEMENT AND SITE DESIGN SHALL FOCUS ON AND ENHANCE THE PEDESTRIAN ENVIRONMENT ALONG N. WENDOVER ROAD. THE NEW BUILDINGS SHALL BE PLACED TO PRESENT A FRONT OR SIDE FACADE TO PUBLIC STREETS. FACADES FRONTING STREETS SHALL INCLUDE A COMBINATION OF WINDOWS AND OPERABLE DOORS FOR A MINIMUM OF 60% OF EACH FRONTAGE ELEVATION. MINIMUM REQUIREMENT FOR TRANSPARENT GLASS IS BETWEEN 2" AND 10" ON THE FIRST FLOOR. THE MAXIMUM SILL HEIGHT FOR REQUIRED TRANSPARENCY SHALL NOT EXCEED

THE FACADES OF FIRST/GROUND FLOOR OF THE BUILDINGS ALONG PUBLIC STREETS SHALL INCORPORATE A MINIMUM OF 30% MASONRY MATERIALS SUCH AS BRICK, STONE OR PRECAST.

BUILDING ELEVATIONS SHALL NOT HAVE EXPANSES OF BLANK WALLS GREATER THAN 20 FEET IN ALL DIRECTION AND ARCHITECTURAL FEATURES SUCH AS BUT NOT LIMITED TO BANDING, MEDALLIONS OR DESIGN FEATURES OR MATERIALS WILL BE PROVIDED TO AVOID A STERILE. UNARTICULATED BLANK TREATMENT OF SUCH WALLS. BUILDING ELEVATIONS SHALL BE DESIGNED WITH VERTICAL BAYS OR ARTICULATED ARCHITECTURAL FEATURES WHICH SHALL INCLUDE A COMBINATION OF AT LEAST THREE

ARCADES. OR OTHER ARCHITECTURAL ELEMENTS. FLOORS ABOVE THE GROUND FLOOR NON-RESIDENTIAL SHALL HAVE A MINIMUM OF 20% TRANSPARENCY ON ALL UPPER STORIES. ALL HVAC AND MECHANICAL EQUIPMENT SHALL BE LOCATED ON THE ROOFTOP AND SHALL BE SCREENED FROM PUBLIC VIEW OR AT GRADE AND SCREENED FROM

STREETSCAPE AND LANDSCAPING

A SETBACK OF 14', MEASURED FROM THE EXISTING BACK OF CURB, SHALL BE PROVIDED ALONG N. WENDOVER ROAD. CHARLOTTE DOT CONFIRMED THE EXISTING LOCATION OF BACK OF CURB WILL REMAIN FOR FUTURE USE. ABOVE GROUND BACKFLOW PREVENTERS WILL BE SCREENED FROM PUBLIC VIEW AND WILL BE LOCATED BEHIND EXISTING RIGHT-OF-WAY AND OUT OF THE REQUIRED DRIVE THROUGH SERVICE LANES AND/OR PARKING ABUT THE STREET. IN ALL OTHER AREAS, PARKING SHALL BE SCREENED FROM PUBLIC ROADS, AS REQUIRED BY

ENVIRONMENTAL FEATURES

THE SITE SHALL COMPLY WITH THE CHARLOTTE CITY COUNCIL APPROVED AND ADOPTED POST-CONSTRUCTION STORMWATER ORDINANCE THE SITE SHALL COMPLY WITH THE CITY OF CHARLOTTE TREE ORDINANCE. THE PETITIONER WILL PROVIDE PAYMENT IN LIEU OF ON SITE '

FIRE PROTECTION

FIRE DEPARTMENT ACCESS ROAD INCLUDING ALLEYS SHALL HAVE A MIN. 20' UNOBSTRUCTED CLEAR WIDTH AND SHALL BE CAPABLE OF SUPPORTING 80,000 POUNDS TURN RADIUS 30' INSIDE AND 42' OUTSIDE

FOR SPRINKLED BUILDINGS. FIRE DEPARTMENT MUST BE ABLE TO REACH 200' TO ALL EXTERIOR PORTIONS OF BUILDING. FOR BUILDINGS THAT ARE EQUIPPED WITH A SPRINKLER SYSTEM. A FIRE DEPARTMENT CONNECTION SHALL BE LOCATED WITHIN 200' OF A FIRE HYDRANT FOR NFPA

13 SPRINKLER SYSTEM. FIRE HYDRANT SHALL BE LOCATED WITHIN 750' TO THE MOST REMOTE POINT OF THE BUILDING AS TRUCK TRAVELS FOR ALL BUILDINGS

<u>SIGNAGE - PER ORDINANCE</u>

DETACHED SIGNS AND WALL SIGNS WITHIN THE NS ZONING DISTRICT ARE PERMITTED IN ACCORDANCE WITH CHAPTER 13 AS MODIFIED BY THE FOLLOWING PROVISIONS, WHICH SHALL TAKE PRECEDENCE: WALL SIGNS ARE PERMITTED IN ACCORDANCE WITH SECTION 13.108(1), WITH THE FOLLOWING EXCEPTION. SIGNS MAY BE LOCATED ON ANY BUILDING WALL OF A

NON-RESIDENTIAL STRUCTURE SO LONG AS THE MAXIMUM SIGN SURFACE AREA OF ALL SIGNS ON ONE WALL DOES NOT EXCEED 5% OF THE AREA OF THE BUILDING WALL TO WHICH THE SIGN IS ATTACHED, UP TO A MAXIMUM OF 100 SQUARE FEET. DETACHED IDENTIFICATION SIGNS FOR FREE-STANDING BUSINESSES ARE PERMITTED IN ACCORDANCE WITH SECTION 13.109(4), WITH THE EXCEPTION THAT THE MAXIMUM SIGN SURFACE AREA SHALL NOT EXCEED 32 SQUARE FEET AND THE MAXIMUM HEIGHT SHALL NOT EXCEED 7 FEET.

DETACHED IDENTIFICATION SIGNS FOR SHOPPING CENTERS AND OTHER MULTI-TENANT BUILDINGS ARE PERMITTED AND SHALL NOT EXCEED 64 SQUARE FEET, AND THE

MAXIMUM HEIGHT SHALL NOT EXCEED 16 FEET. DETACHED IDENTIFICATION SIGNS FOR OUTPARCEL LOTS WITHIN SHOPPING CENTERS ARE PERMITTED AND SHALL NOT EXCEED 32 SQUARE FEET AND THE MAXIMUM HEIGHT SHALL NOT EXCEED 4 FEET. CONDITIONAL DISTRICT APPROVALS MADE PRIOR TO EFFECTIVE DATE OF SECTION 11.509, WITH SPECIFIC SIGN SPECIFICATIONS SHALL TAKE PRECEDENCE OVER THIS

LIGHTING

ALL NEW LIGHTING SHALL BE FULL CUT-OFF TYPE FIXTURES; EXCLUDING LOWER DECORATIVE LIGHTING THAT MAY BE INSTALLED ALONG THE INTERNAL DRIVE AISLES, SIDEWALK, COURTYARDS AND LANDSCAPE ACCENT LIGHTING.
DECORATIVE PEDESTRIAN SCALED LIGHTS MAY BE PROVIDED WITHIN THE SITE.

. BINDING EFFECT OF THE REZONING DOCUMENTS AND DEFINITIONS

IF THIS REZONING PETITION IS APPROVED, ALL CONDITIONS APPLICABLE TO THE USE AND DEVELOPMENT OF THE SITE IMPOSED UNDER THESE DEVELOPMENT STANDARDS AND THE REZONING PLAN WILL, UNLESS AMENDED IN THE MANNER PROVIDED UNDER THE ORDINANCE, BE BINDING UPON AND INCURE TO THE BENEFIT OF PETITIONER AND THE CURRENT AND SUBSEQUENT OWNERS OF THE SITE AND THEIR RESPECTIVE SUCCESSORS IN INTEREST AND ASSIGNS THROUGHOUT THESE DEVELOPMENT STANDARDS, THE TERM "PETITIONER" SHALL BE DEEMED TO INCLUDE THE HEIRS, DEVISEES, PERSONAL REPRESENTATIVES, SUCCESSORS IN INTEREST AND ASSIGNS OF PETITIONER OR THE OWNER OR OWNERS OF THE SITE FROM TIME TO TIME WHO MAY BE INVOLVED IN ANY FUTURE DEVELOPMENT THEREOF.

