

THE DRAKEFORD COMPANY HARVEST HILL DEVELOPMENT REZONING PETITION NO. 2021-xxx 11/21/2021

DEVELOPMENT DATA TABLE:

SITE AREA: +/- 15.3 ACRES

PARCEL NUMBER: 103-221-30

EXISTING ZONING: R-3

PROPOSED ZONING: MX-1 (INNOV)

EXISTING USE: VACANT

PROPOSED USES: UP TO NINETY (90) SINGLE-FAMILY DETACHED AND/OR ATTACHED DWELLING UNITS

MAXIMUM BUILDING HEIGHT: LIP TO FORTY (40) FEET AS MEASURED PER THE ORDINANCE

MAXIMUM BUILDING HEIGHT: UP TO FORTY (40) FEET AS MEASURED PER THE ORDINANCE

I. GENERAL PROVISIONS

- 1. THESE DEVELOPMENT STANDARDS FORM A PART OF THE REZONING PLAN ASSOCIATED WITH THE REZONING PETITION FILED BY THE DRAKEFORD COMPANY (THE "PETITIONER") TO ACCOMMODATE THE DEVELOPMENT OF A SINGLE-FAMILY RESIDENTIAL COMMUNITY ON THAT APPROXIMATELY 15.3-ACRE SITE LOCATED NORTH OF HARVEST HILL DRIVE, AS MORE PARTICULARLY DEPICTED ON THE REZONING PLAN (THE "SITE"). THE SITE IS COMPRISED OF TAX PARCEL NUMBER 103-221-30.
- 2. DEVELOPMENT OF THE SITE WILL BE GOVERNED BY THE REZONING PLAN, THESE DEVELOPMENT STANDARDS AND THE APPLICABLE PROVISIONS OF THE CITY OF CHARLOTTE ZONING ORDINANCE (THE "ORDINANCE"). UNLESS THE REZONING PLAN OR THESE DEVELOPMENT STANDARDS ESTABLISH MORE STRINGENT STANDARDS, OR AS OTHERWISE PROVIDED IN THE INNOVATIVE STANDARDS, THE REGULATIONS ESTABLISHED UNDER THE ORDINANCE FOR THE MX-1 ZONING DISTRICT SHALL GOVERN THE DEVELOPMENT AND USE OF THE SITE.
- 3. THE DEVELOPMENT AND STREET LAYOUT DEPICTED ON THE REZONING PLAN ARE SCHEMATIC IN NATURE AND ARE INTENDED TO DEPICT THE GENERAL ARRANGEMENT OF SUCH 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, YARD, LANDSCAPING AND TREE SAVE REQUIREMENTS SET FORTH ON THIS REZONING PLAN AND THE DEVELOPMENT STANDARDS, PROVIDED, HOWEVER, THAT ANY SUCH ALTERATIONS AND MODIFICATIONS SHALL BE MINOR IN NATURE AND NOT MATERIALLY CHANGE THE OVERALL DESIGN INTENT DEPICTED ON THE REZONING PLAN.
- 4. FUTURE AMENDMENTS TO THE REZONING PLAN AND/OR THESE DEVELOPMENT STANDARDS MAY BE APPLIED FOR BY THE THEN OWNER(S) OF THE SITE IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 6 OF THE ORDINANCE. MINOR ALTERATIONS TO THE REZONING PLAN ARE SUBJECT TO SECTION 6.207 OF THE ORDINANCE.

II.INNOVATIVE STANDARD

- THE PETITIONER REQUESTS TO USE THE INNOVATIVE PROVISIONS OF THE MX-1 ZONING DISTRICT FOR THE FOLLOWING ACCOMMODATIONS:
- 1. PROVIDE MINIMUM TWENTY (20) FOOT REAR YARDS THROUGHOUT THE SITE, AS GENERALLY DEPICTED ON THE REZONING PLAN.

III. PERMITTED USES

THE SITE MAY BE DEVOTED ONLY TO A RESIDENTIAL COMMUNITY CONTAINING A MAXIMUM OF NINETY (90) SINGLE-FAMILY DETACHED AND/OR ATTACHED DWELLING UNITS, INCLUDING ANY INCIDENTAL AND ACCESSORY USES PERMITTED BY-RIGHT OR UNDER PRESCRIBED CONDITIONS IN THE MX-1 ZONING DISTRICT. A MINIMUM OF 50% OF THE RESIDENTIAL UNITS SHALL BE SINGLE-FAMILY DETACHED UNITS PER MX-1 STANDARDS.

IV. TRANSPORTATION

- 1. VEHICULAR ACCESS SHALL BE VIA HARVEST HILL DRIVE, AS GENERALLY DEPICTED ON THE REZONING PLAN. MINOR MODIFICATIONS TO THE ACCESS POINT SHALL BE PERMITTED BASED ON CDOT REQUIREMENTS AND DURING PERMITTING.
- 2. AS DEPICTED ON THE REZONING PLAN, THE SITE WILL BE SERVED BY INTERNAL PUBLIC/PRIVATE STREETS AND MINOR ADJUSTMENTS TO THE LOCATION OF THE INTERNAL STREETS SHALL BE ALLOWED DURING THE CONSTRUCTION PERMITTING PROCESS.
- 3. THE PETITIONER SHALL DEDICATE ALL NECESSARY RIGHTS-OF-WAY IN FEE SIMPLE CONVEYANCE TO THE CITY OF CHARLOTTE BEFORE THE SITE'S FIRST BUILDING CERTIFICATE OF OCCUPANCY IS ISSUED.
- 4. UNLESS STATED OTHERWISE HEREIN, THE PETITIONER SHALL ENSURE THAT ALL TRANSPORTATION IMPROVEMENTS ARE SUBSTANTIALLY COMPLETED PRIOR TO THE ISSUANCE OF THE SITE'S FIRST BUILDING CERTIFICATE OF OCCUPANCY.

V.ARCHITECTURAL STANDARDS

- 1. PREFERRED EXTERIOR BUILDING MATERIALS: ALL PRINCIPAL AND ACCESSORY BUILDINGS SHALL BE COMPRISED OF A COMBINATION OF PORTIONS OF BRICK, NATURAL STONE (OR ITS SYNTHETIC EQUIVALENT), STUCCO, CEMENTITIOUS SIDING, FIBER CEMENT ("HARDIPLANK"), VINYL, METAL, AND/OR OTHER MATERIALS APPROVED BY THE PLANNING DIRECTOR.
- 2. PITCHED ROOFS, IF PROVIDED, SHALL BE SYMMETRICALLY SLOPED NO LESS THAN 4:12, EXCEPT THAT ROOFS FOR PORCHES (IF PROVIDED) MAY BE NO LESS THAN 2:12, UNLESS A FLAT ROOF ARCHITECTURAL STYLE IS EMPLOYED.
- 3. USABLE PORCHES AND STOOPS MAY BE INCORPORATED AS A FEATURE OF THE BUILDING DESIGN AND BE LOCATED ON THE FRONT AND/OR SIDE OF THE BUILDING. USABLE FRONT PORCHES, WHEN PROVIDED, SHOULD BE COVERED AND BE AT LEAST FOUR (4) FEET DEEP. STOOPS AND ENTRY-LEVEL PORCHES MAY BE COVERED BUT SHOULD NOT BE ENCLOSED.
- 4. ALL CORNER/END UNITS THAT FACE A PUBLIC OR PRIVATE STREET SHOULD HAVE A PORCH OR STOOP THAT WRAPS A PORTION OF THE FRONT AND SIDE OF THE UNIT OR PROVIDE BLANK WALL PROVISIONS THAT LIMIT THE MAXIMUM BLANK WALL EXPANSE TO 10 FEET ON ALL BUILDING LEVELS.
- 5. GARAGE DOORS FRONTING A PUBLIC OR PRIVATE NETWORK-REQUIRED STREET SHOULD MINIMIZE THE VISUAL IMPACT BY PROVIDING A SETBACK OF SIX (6) TO TWELVE (12) INCHES FROM THE FRONT WALL PLANE OR ADDITIONAL ARCHITECTURAL TREATMENTS SUCH AS TRANSLUCENT WINDOWS OR PROJECTING ELEMENTS OVER THE GARAGE DOOR OPENING.
- $6.\ EACH\ ATTACHED\ DWELLING\ UNIT\ SHALL\ CONTAIN\ A\ MINIMUM\ ONE\ (1)\ CAR\ GARAGE.$
- 7. WALKWAYS SHOULD BE PROVIDED TO CONNECT ALL RESIDENTIAL ENTRANCES TO SIDEWALKS ALONG PUBLIC AND PRIVATE STREETS.
- 8. ATTACHED DWELLING UNITS SHALL BE LIMITED TO A MAXIMUM OF SIX (6) UNITS PER BUILDING OR FEWER WHEN FRONTING A PUBLIC STREET.

VI. ENVIRONMENTAL FEATURES

- 1. THE PETITIONER SHALL COMPLY WITH THE CHARLOTTE CITY COUNCIL APPROVED AND ADOPTED POST CONSTRUCTION STORMWATER ORDINANCE. THE LOCATION, SIZE, AND TYPE OF STORMWATER MANAGEMENT SYSTEMS DEPICTED ON THE REZONING PLAN ARE SUBJECT TO REVIEW AND APPROVAL AS PART OF THE FULL DEVELOPMENT PLAN SUBMITTAL AND ARE NOT IMPLICITLY APPROVED WITH THIS REZONING. ADJUSTMENTS MAY BE NECESSARY IN ORDER TO ACCOMMODATE ACTUAL STORM WATER TREATMENT REQUIREMENTS AND NATURAL SITE DISCHARGE POINTS.
- 2. THE PETITIONER SHALL COMPLY WITH THE TREE ORDINANCE.

VII. BINDING EFFECT OF THE REZONING DOCUMENTS AND DEFINITIONS

IF THIS REZONING PETITION IS APPROVED, ALL CONDITIONS APPLICABLE TO DEVELOPMENT OF THE SITE IMPOSED UNDER THE REZONING PLAN AND THESE DEVELOPMENT STANDARDS WILL, UNLESS AMENDED IN THE MANNER PROVIDED UNDER THE ORDINANCE, BE BINDING UPON AND INURE TO THE BENEFIT OF THE PETITIONER AND SUBSEQUENT OWNERS OF THE SITE AND THEIR RESPECTIVE SUCCESSORS IN INTEREST AND ASSIGNS.

THROUGHOUT THESE DEVELOPMENT STANDARDS, THE TERMS, "PETITIONER" AND "OWNER" OR "OWNERS" SHALL BE DEEMED TO INCLUDE THE HEIRS, DEVISEES, PERSONAL REPRESENTATIVES, SUCCESSORS IN INTEREST AND ASSIGNS OF THE PETITIONER OR THE OWNER OR OWNERS OF ANY PART OF THE SITE FROM TIME TO TIME WHO MAY BE INVOLVED IN ANY FUTURE DEVELOPMENT THEREOF.

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HARVEST HILLS I SUBDIVISION

REZONING PETITION 2022-xxx

 Drawing Information
 Revisions

 Project No. 21-019
 No. Name
 Date

 Drawn By
 Date: 11-21-2021
 Checked By

 Approved By
 Approved By

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