#### OFFICIAL COMMUNITY MEETING REPORT

#### Petitioner: Ascent Real Estate Capital, LLC

Rezoning Petition No. 2022-192

This Community Meeting Report is being filed with the Office of the City Clerk and the Charlotte-Mecklenburg Planning, Design and Development Staff pursuant to the provisions of the City of Charlotte Zoning Ordinance.

#### PERSONS AND ORGANIZATIONS CONTACTED WITH DATE AND EXPLANATION OF HOW CONTACTED:

A representative of the Petitioner mailed written notice of the date, time and virtual format for the Community Meeting to the individuals and organizations set out on Exhibit A attached hereto by depositing such notice in the U.S. mail on March 22, 2023. A copy of the written notice is attached hereto as Exhibit B.

#### **DATE, TIME AND FORMAT OF MEETING:**

The Virtual Community Meeting was held on Monday, April 3<sup>rd</sup> at 5:30 p.m. via the Zoom platform.

Recipients of the notice letter were directed to RSVP for a link to the virtual meeting via email or phone to a member of the Petitioner's team. Members of the community who were unable to access the virtual meeting were directed to email or call a member of the Petitioner's team and could be provided with a copy (including a mailed paper copy, if necessary) of the meeting presentation.

#### **MEETING PARTICIPATION:**

The Virtual Community Meeting had four (4) attendees from the community, as listed in <u>Exhibit</u> <u>C</u>. The Petitioner was represented at the Community Meeting by Caci Jaeger, Jon Dixon, and Jack Spencer, as well as by Petitioner's agents Hattie Pavlechko-Reiter and Rob Keidel with LandDesign, and Collin Brown, Brittany Lins, and Lisa Larkins with Alexander Ricks PLLC.

#### **SUMMARY OF PRESENTATION/DISCUSSION:**

Mr. Collin Brown welcomed the attendee and introduced the Petitioner's team, using a PowerPoint presentation, attached hereto as <u>Exhibit D</u>. Mr. Brown gave a brief overview of Ascent's Charlotte-based team which is known for infill development in great locations around the city. He showed aerials of the approximately two-acre site bound by the east side of Plymouth Avenue, south side of Dunloe Street, west side of Sylvania Avenue, and north side of North Tryon Street.

Mr. Brown explained that there are often many competing considerations that a developer must take into account when planning a site for development, including property owner requirements, transportation requirements, environmental constraints, council priorities, and community feedback. Mr. Brown stated that the North Tryon corridor has seen improvements and infrastructure investments that puts this area of the city in a better traffic situation than most. Many nearby properties in the area are also expected to redevelop with the Tryon area transition,

including the adjacent corner parcel which was already rezoned last year for a small multi-family project. Although several single-family homes exist near the site, they are zoned for higher intensity uses and are not recommended for single-family uses in the 2040 Policy Map. The site is currently proposed for commercial uses in the 2040 Policy map, recognizing the trend away from the current heavy industrial district. The existing I-2 industrial zoning district would allow many noxious uses but would not permit residents to live there so the Petitioner is requesting a rezoning to accommodate a residential development with a commercial component.

The Petitioner is proposing a rezoning the MUDD(CD) mixed use development zoning district with a site-specific plan showing a building envelope and access points off Dunloe and Sylvania. The Petitioner is proposing either 275 multi-family residential units or eighty-five (85) townhome-style units and between 3,000 to 8,000 square feet of commercial uses at the corner of Tryon and Sylvania. New curb, gutter, sidewalks and planting strips with street trees would be installed along the site's frontages to enhance the pedestrian experience and connect to the adjacent development to complete the block. A massing concept was shown to demonstrate the ground-floor commercial area and height stepdown toward the neighborhood.

Ms. Caci Jager spoke on behalf of Ascent to emphasize the ongoing transition from industrial uses in the Tryon corridor to a denser mixed use and pedestrian-friendly environment. The Petitioner's team has designed the building to concentrate the density on North Tryon Street and drop back as the building transitions toward the neighborhood. Ascent has been active in the retail leasing in Camp North End so they are excited to continue bringing neighborhood-focused retail to the area.

Mr. Brown concluded the presentation by explaining the rezoning timeline which could result in a public hearing in May and City Council decision in June, at the earliest. The virtual meeting was then opened for discussion via the "chat box" function and "raise hand" function on Zoom:

One attendee asked if the residential units would be condos. In response, the Petitioner's team stated that the Zoning Ordinance does not distinguish between condos versus apartments, so the proposal could be for either option but Ascent's current intent is for the units to be rental if multifamily units are developed. If instead townhome-style units are constructed on the site, there is potential for those to be for-sale rather than for-rent.

An attendee commented that townhomes would be preferred so that views of the neighborhood were not blocked.

In response to a question about where the parking garage ingress and egress would be located, the Petitioner's team stated that they are coordinating on Dunloe to have one access point for both our building and also the adjacent development. The other access point would be from Sylvania. Having two access points helps to relieve the pressure of traffic being funneled out onto just one street.

In response to an attendee's question about the effectiveness of the newly adopted Unified Development Ordinance (UDO), the Petitioner's team explained that the pending rezoning request was submitted prior to the UDO effective date so they are still working under the old zoning ordinance.

The meeting concluded at approximately 7:30 p.m. with no additional questions or comments from the community members.

Respectfully submitted this 10<sup>th</sup> day of April 2023.

cc: Claire Lyte-Graham, Charlotte-Mecklenburg Planning Department

#### Exhibit A

# PLEASE NOTE THERE ARE TWO MAILING LISTS YOU NEED TO USE. SEE BOTH TABS BELOW AND MAIL TO ALL NAMES LISTED. PLEASE CONTACT US 2022-192 TAXPID OWNERLASTN OWNERFIRST COWNERFIRS COWNERFIRS COWNERFIRST MAILADDR1 MAILADDR2 CITY STATE ZIPCODE

2022-192 08301119 1606 N TRYON INVESTMENT LLC 2022-192 08301120 1514 N TRYON INVESTMENT LLC	2022-192 08301118 NORFOLK SOUTHERN RAILWAY CO	2022-192 07910608 POPRAWSKI	2022-192 07910607 JAM QOF LLC	2022-192 07910606 CITY OF CHARLOTTE	2022-192 07910605 ROSTAM PROPERTIES LLC	2022-192 07910604 ROSTAM PROPERTIES LLC	2022-192 07910603 ROSTAM PROPERTIES LLC	2022-192 07910601 BARRINGER	2022-192 07910512 TRYON QOF LLC	2022-192 07910511 SAMUEL-CASH	2022-192 07910510 MCCORMICK-DUNLAP	2022-192 07910509 KING	2022-192 07910508 THOMPSON	2022-192 07901741 CHARLOTTE GREENCORP LIMITED PARTNERSHIP	2022-192 07901702 STEWART	2022-192 07901701 CHARLOTTE GREENCORP LIMITED PARTNERSHIP	2022-192 07901506 100 DALTON LLC	2022-192 07901504 SYLVANIA QOZ BUSINESS LLC	2022-192 07901503 100 DALTON LLC	2022-192 07901502 100 DALTON LLC	2022-192 07901501 100 DALTON LLC	2022-192 07901415 PARKS	2022-192 07901414 PARKS	2022-192 07901413 JOHNSON	2022-192 07901406 MITCHELL	2022-192 07901405 LAMM	2022-192 07901404 SIMPSON	2022-192 07901403 WITHERSPOON	2022-192 07901402 GADDIPATI	2022-192 07901401 KING	2022-192 07811509 JAMES WIER FAMILY LLC	2022-192 07811404 CUTTER FAMILY PROPERTIES LLC	2022-192
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											LEROY KEVINES DUNLAP				MARGARET							CAROLYN C	CAROLYN C	SHARON	RONALD	KATIE HART							
											DUNLAP				AVERY		CARDON CAPITAL LLC		CARDON CAPITAL LLC	CARDON CAPITAL LLC	CARDON CAPITAL LLC	PARKS	PARKS	HALL-JOHNSON	HOLSEY	LAMM							
106 FOSTER AV 106 FOSTER AV	110 FRANKLIN RD SE	118 SYLVANIA AVE	116 S GREGG ST	600 E 4TH ST	7009 LAKE POWELL DR	7009 LAKE POWELL DR	7009 LAKE POWELL DR	120 SYLVANIA AVE	1000 EAST CESAR CHAVEZ ST	PO BOX 3281	204 SYLVANIA AVE	4000 BEATTIES FORD RD	212 SYLVANIA AVE	1329 FOUNDERS WY	217 PLYMOUTH AVE	1329 FOUNDERS WY	2100 CRESCENT AVE STE 200	117 SYLVANIA AV	2100 CRESCENT AVE STE 200	2100 CRESCENT AVE STE 200	2100 CRESCENT AVE STE 200	227 FREELAND LN	227 FREELAND LN	6010 LINDA WAY	221 SYLVANIA AVE	PO BOX 667474	215 SYLVANIA AVE	PO BOX 690891	2116 GALLANT FOX CT	4000 BEATTIES FORD RD	1714 BELMONT LN	221 DALTON AVE	
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NC 28	VA 2	NC 28	NC 28	· ·	~1	TX 7		NC 2	TX 78	NC 2		NC 28				SC 29		NC 28					NC 2		NC 28	NC 28	NC 28	NC 2	NC 28	NC 28	CA 90	NC 28	
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## PLEASE NOTE THERE ARE TWO MAILING LISTS YOU NEED TO USE. SEE BOTH TABS BELOW AND MAIL TO ALL NAMES LISTED. PLEASE CONTACT 2022-192 ORGANIZATION NAME FIRST NAME LAST NAME STREET ADDRESS LINT NUM CITY STATE ZIP

28205	N C	Charlotte		2112 Yadkin Ave	Berman	Elise	2022-192 Villa Heights Land Community Organization	2022
28205	N <sub>C</sub>	Charlotte		1813 Parson Street	Carroll	Max	2022-192 Villa Heights Community Organization	2022
28205	NC	Charlotte		1209 Grace St	Mathis	Jason	2022-192 Villa Heights Community Organization	2022
28205	NC	Charlotte		2105 Yadkin Ave	Morales	Chantelle		2022
28205	N C	Charlotte		701 E 26th Street	Ambroise	Angela		2022
28205	N C	Charlotte		701 E 26th Street	Seymour	Abby		2022
28206	2 2	Charlotte		1833 Stroud Park Ct	Caston	Melicoa	2022-192 The Park At Oaklawn Homeowners Association	2000
28206	Z Z	Charlotte		1833 Stroud Park Ct	Gaston	Melicea	2022-192 The Park At Oaklawn Homeowners Association	2002
20200	2 2	Charlotte		OLE N College St	Oleopa Kella	-		2022
28206	Z Z	Charlotte		412 E 18th Stret	Stepp	Valerie		2022
28206	Z Z	Charlotte		405 E 19th St	Atkinson	James		2022
28206	Z C	Charlotte		1214 N Caldwell St	Vandgrift	Ben		2022
28206	NO NO	Charlotte		412 E 17th	Heard	Patricia		2022
28206	NC	Charlotte		1226 N Caldwell St	Hagood	Ken	2022-192 Olde Concord Association	2022
28206	NC	Charlotte		1833 Stroud Park Ct	Gaston	Melissa	2022-192 North End Community Coalition	2022
28205	NC	Charlotte		1211 Parkwood Ave	Brown	Mary	2022-192 None	2022
28202	th Carolina	Charlotte		2120 N.Brevard street	Finley	Dr. Rodriguez		2022
28206	NC	Charlotte		508 Sylvania Ave.	Robinson	Winston		2022
28206	NC C	Charlotte		233 Sylvania Ave	Houston	India ·		2022
28206		Charlotte		445 Keswick Av	Dennis	Christopher	2022-192 Lockwood Neighborhood Association	2022
28206		Charlotte		1217 Fontana Av	Smith	Lucille		2022
28206	NC	Charlotte		2210 Bancroft St	Davis	Rosalyn	2022-192 Graham Heights Neighborhood Association	2022
28206	NC	Charlotte		419 Norris Ave	Pharr	Jeff	2022-192 Graham Heights Neighborhood Association	2022
28206	North Carolina	Charlotte		2762 catalina ave.	Johnson	Kathryn	2022-192 Graham Heights	2022
28202	N C	Charlotte		633 N. Alexander St.	Haden	Will	2022-192 FirstWard Neighbors, Inc	2022
28202	NC	Charlotte		700 North Tryon St	Devine	Ronnie	2022-192 Enderly Park Neighborhood Association	2022
28206	NC	Charlotte		2404 Edison St	Collins	James	2022-192 Ellington Park Home Owners Association	2022
28206	NC	Charlotte		2313 Edison St	Moore	Lois D.	2022-192 Eleanore Heights Community Association	2022
				2313 Edison St	Gaston	Darryl R.	2022-192 Edison Street Block Association	2022
28206	NO	Charlotte		2313 Edison St	Gaston	Darryl R.	2022-192 Druid Hills Neighborhood	2022
				2313 Edison St	Gaston	Darryl R.		2022
28206	N C	Charlotte		2621 N Pine St	Puckett	Lucille		2022
28205	NC	Charlotte		805 E 17th St	Mohr	Bob		2022
28205	NC	Charlotte		1621 Allen St	Valder	Stephen	2022-192 Belmont Neighborhood Association	2022
28205	NC	Charlotte		1116 E 15th St	Olson	Lindsay	2022-192 Belmont Neighborhood Association	2022
28205	NC	Charlotte		700 Parkwood Ave. Ste 204	Greene	Carlene		2022
28205	N C	Charlotte		1237 Allen St	Jones	Vicki -		2022
28205	N C	Charlotte		1020 Belmont Avenue	Reid	Teresa		2022
28205	N C	Charlotte		1201 Pegram Street	Wilson	Kristen		2022
28205	NC	Charlotte		1201 Pegram Street	Paulet	Kristen		2022
28205	N C	Charlotte		1233 Pegram St	Glodowski	Edward		2022
28205	NC	Charlotte		1615 Pegram St	Adams	Diane		2022
28205	NC	Charlotte		815 E 20th St		Belmont Land Use Committee	2022-192 Belmont Community Association	2022
28205	NC	Charlotte		1021 Harrill Street	Lynch	Mark	2022-192 Belmont	2022
28205	NC	Charlotte		724 E 17th St	Bridges	Curtis	2022-192 Belmont	2022
28205		Charlotte		1209 Pegram Street	Glodowski	Anna	2022-192 Belmont	2022
28206		Charlotte		1514 Polk Street	Gii	Todd	2022-192	2022
28205	NC	Charlotte		1640 Parson Street	Peele	Tara	2022-192	2022
28206	NC C	Charlotte	120	2120 N Brevard St	Edwards	Sarah	2022-192	2022
28277	NC	Charlotte		1210 N. Tryon St.	Alzouby	Sameer	2022-192	2022
28202	NC	Charlotte	O	500 N. Poplar St	Talbot	Mark	2022-192	2022
28202	N C	Charlotte		756 N Davidson St	Kerstein	Edward	2022-192	2022
28205	NC	Charlotte	223	1015 E. 16th Street	Hurdle	Bess	2022-192	2022
28206	NC	Charlotte	414	606 N.C. Music Factory Blvd	Allen	Allison	2022-192	2022
28206		Charlotte		329 Plymouth Ave.	Kibler .	Alice	2022-192	2022
28206	N C	Charlotte		3	Oliva Chapela	Alan		2022
ZIP	STATE	СПТ	UNIT_NUM CITY	STREET_ADDRESS	LAST_NAME	FIRST_NAME	2022-192 ORGANIZATION_NAME	2022

#### Exhibit B



March 22, 2023

Alexander Ricks PLLC 1420 E. 7th St., Suite 100 Charlotte, North Carolina 28204

#### VIA US MAIL

#### NOTICE TO INTERESTED PARTIES OF REZONING COMMUNITY MEETING

Date: Monday, April 3<sup>rd</sup> at 5:30 p.m.

Location: Virtual Meeting, RSVP for link (details provided below)

Petitioner: Ascent Real Estate Capital, LLC

Petition No.: 2022-192

Dear Charlotte Neighbor:

Our firm represents Ascent Real Estate Capital, LLC (the "Petitioner") in its proposal to rezone an approximately two-acre site bound by the east side of Plymouth Avenue, south side of Dunloe Street, west side of Sylvania Avenue, and north side of North Tryon Street. The Petitioner is requesting a rezoning from the I-2 (industrial) zoning district to the MUDD(CD) (mixed use) zoning district to accommodate its redevelopment plans. A property map is included for your reference.

In accordance with the requirements of the City of Charlotte Zoning Ordinance, the Petitioner will hold an Official Community Meeting prior to the Public Hearing on this Rezoning Petition for the purpose of discussing this site plan amendment proposal with nearby property owners and organizations. The Charlotte-Mecklenburg Planning Commission's records indicate that you are either a representative of a registered neighborhood organization or an owner of property that adjoins, is located across the street from, or is near the Property.

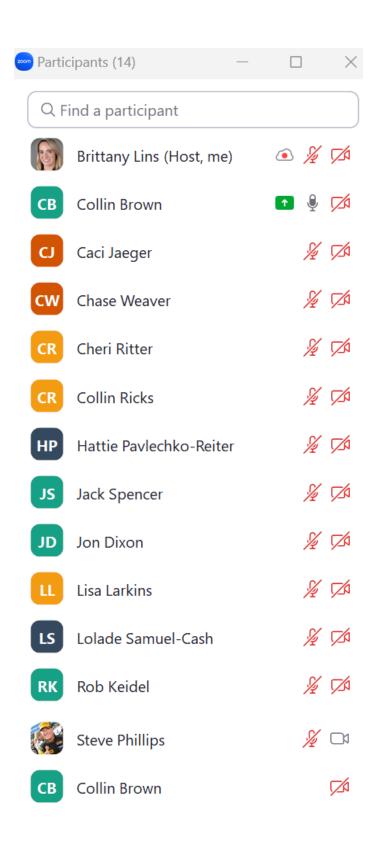
The Official Community Meeting will be held virtually in accordance with guidance provided by the Charlotte Planning Design & Development Department. We invite you to attend the virtual Official Community Meeting via Zoom on Monday, April 3<sup>rd</sup> at 5:30 p.m. If you are interested in attending the live virtual presentation and discussion session at the scheduled time, <u>please send an email to Lisa@alexanderricks.com and you will be provided with a link to RSVP and receive access information for the virtual meeting</u>. Please reference the property location ("Dunloe/Tryon") in your email so we can send you the proper link.

If you expect you will be unable to access the virtual meeting and would like additional information, please contact <u>Lisa@alexanderricks.com</u> or call 980-498-6109 and we can make alternative arrangements for you to receive the rezoning information.

Sincerely,

Collin W. Brown

#### Exhibit C



#### Exhibit D



#### **REZONING #2022-192**

@ 100 DALTON AVE

ASCENT REAL ESTATE CAPITAL, LLC

Official Community Meeting

April 3, 2023

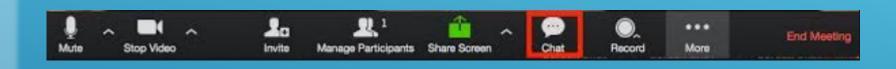


#### MEETING AGENDA

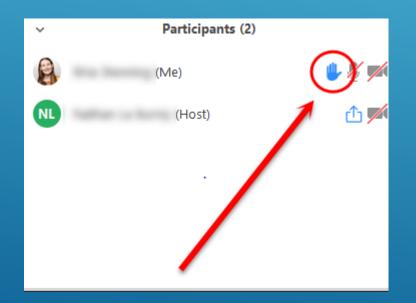
- Introductions
- Property Location
- Development Considerations
- Current Zoning
- 2040 Plan Recommendation
- Proposed Rezoning Plan
- Example Renderings
- Potential Rezoning Timeline
- Questions/Discussion

## AT THE END: QUESTIONS & DISCUSSION

Type your questions



Or ask out loud



#### TEAM INTRODUCTIONS

Property Owner: Co

Cardon Capital LLC



**Petitioner:** 

Ascent Real Estate Capital, LLC

Caci Jaeger, Jon Dixon, Jack Spencer

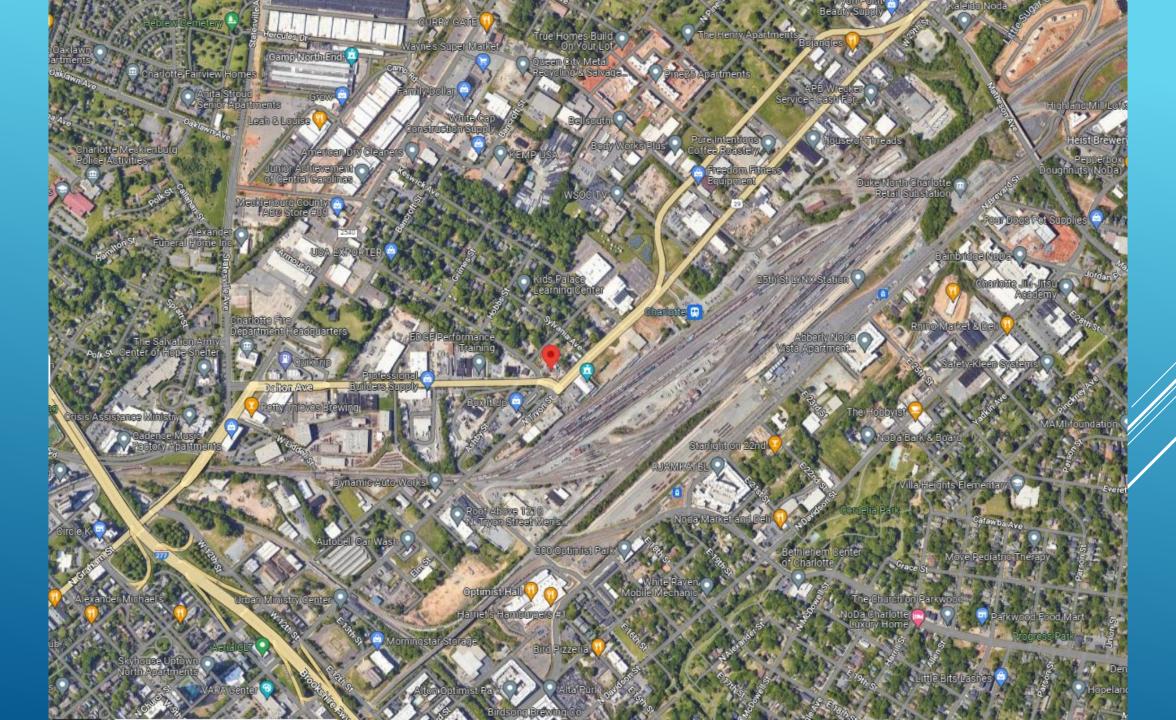
Alexander Ricks

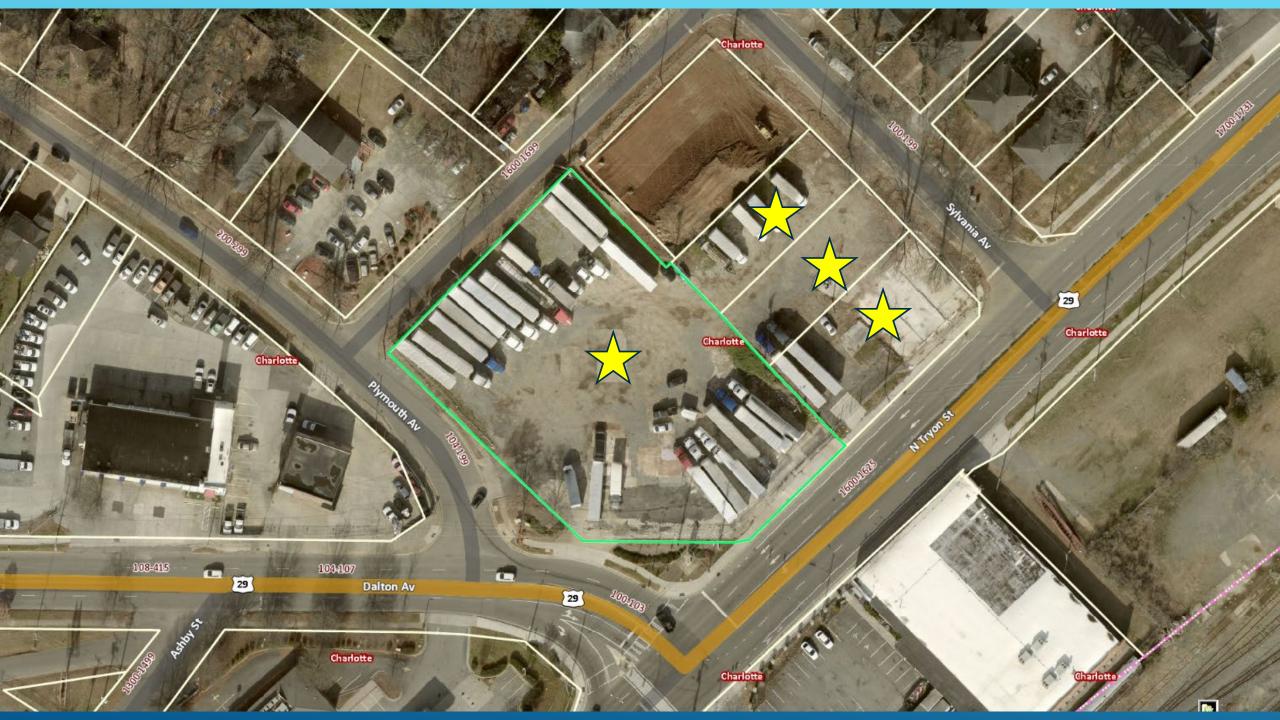
Collin Brown & Brittany Lins



Chase Weaver,
Hattie Pavlechko-Reiter,
Nate Doolittle

#### PROPERTY LOCATION



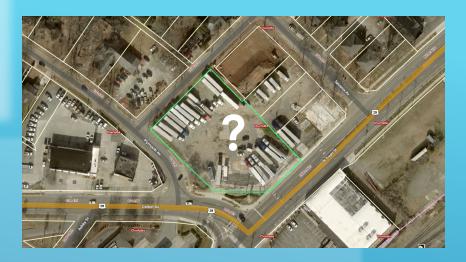


Approximately 2.0 acres Location of Requested Rezoning Grimos St Charlotte Dalton Av

#### DEVELOPMENT CONSIDERATIONS

#### DEVELOPMENT CONSIDERATIONS

- ► Property Owner Requirements
- Existing Zoning
- ▶ Natural / Environmental Constraints
- ► Access / Transportation Requirements
- ▶ Adjacent Owner Concerns
- ▶ Ordinance / Policy Requirements (non-zoning, e.g., Stormwater, Tree)
- ▶ Adopted 2040 Plan and other Policy Recommendations
- ► City Priorities
- ► Adjacent Uses
- ▶ Broader Community Concerns
- ► Market Realities



#### REZONING PROCESS, GENERALLY



### Conventional vs. Conditional Rezoning

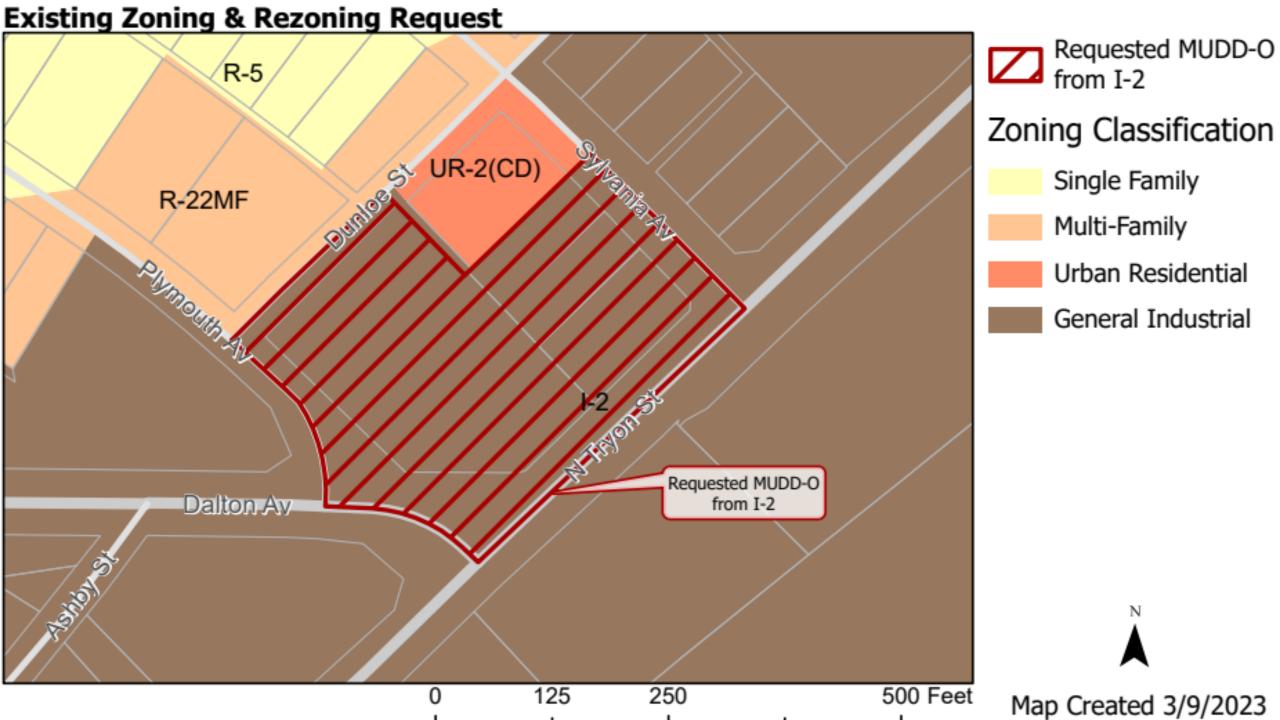
#### **How to identify Conditional Rezoning:**

Conventional	Conditional
0-1	O-1(CD)*
TOD- UC	TOD- EX
	B-2(CD) SPA*
	NS, CC, RE-3, MX*

<sup>\*</sup> Commits to standards that go beyond the base zoning ordinance requirements and are specific for each petition.

<sup>\*\*</sup> Reduces or eliminates the base zoning ordinance standards, AND typically commits to other standards that go beyond the base zoning ordinance requirements. Also specific for each petition.

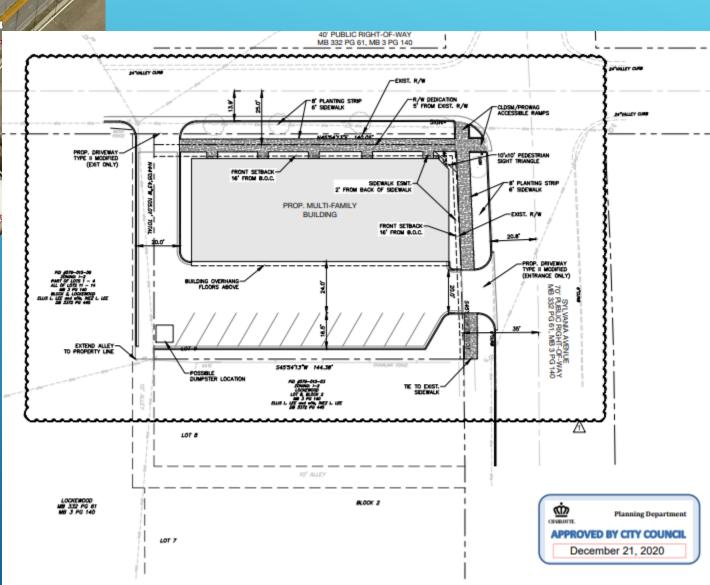
#### EXISTING ZONING

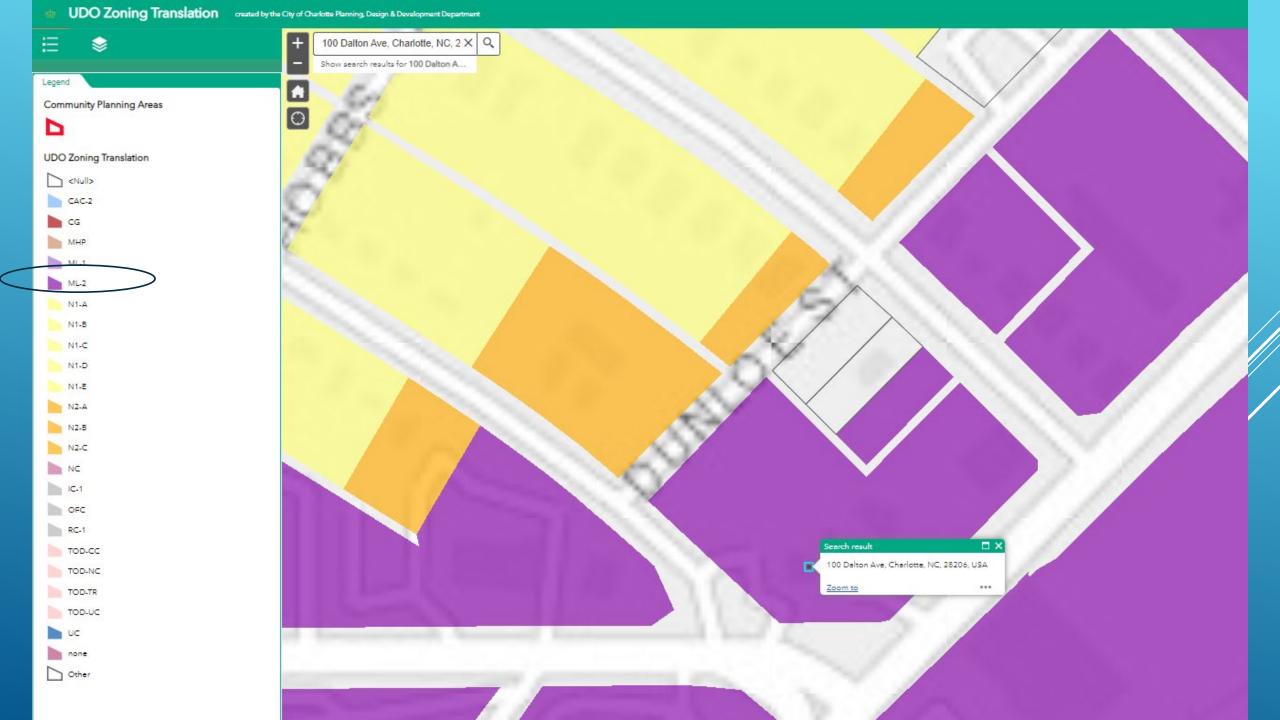




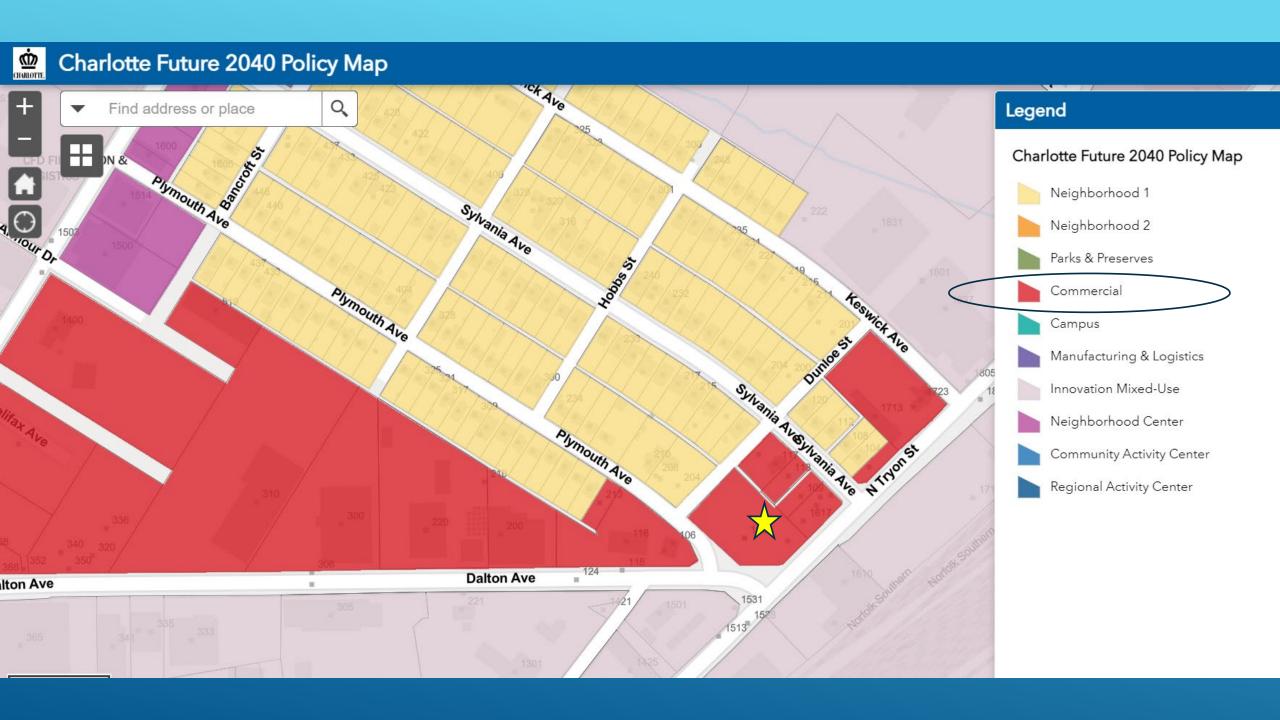
#### ADJACENT UR-2(CD) APPROVED PLAN

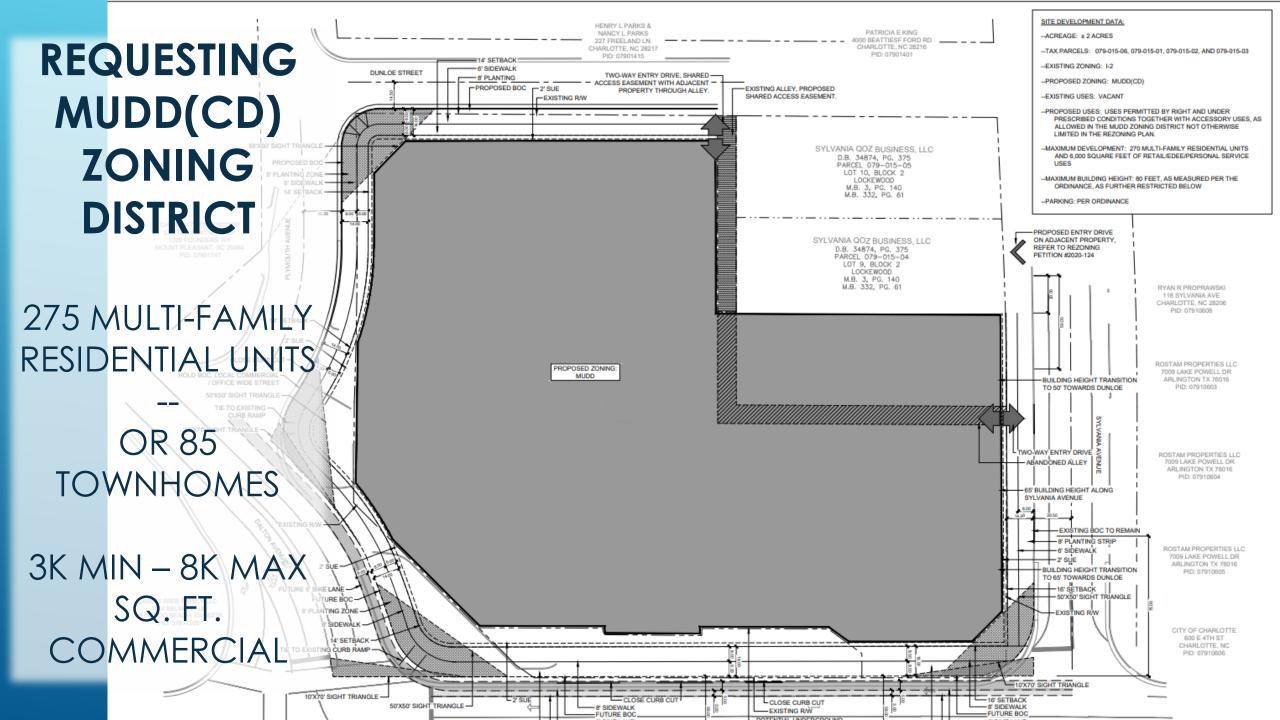
21 multi-family residential units

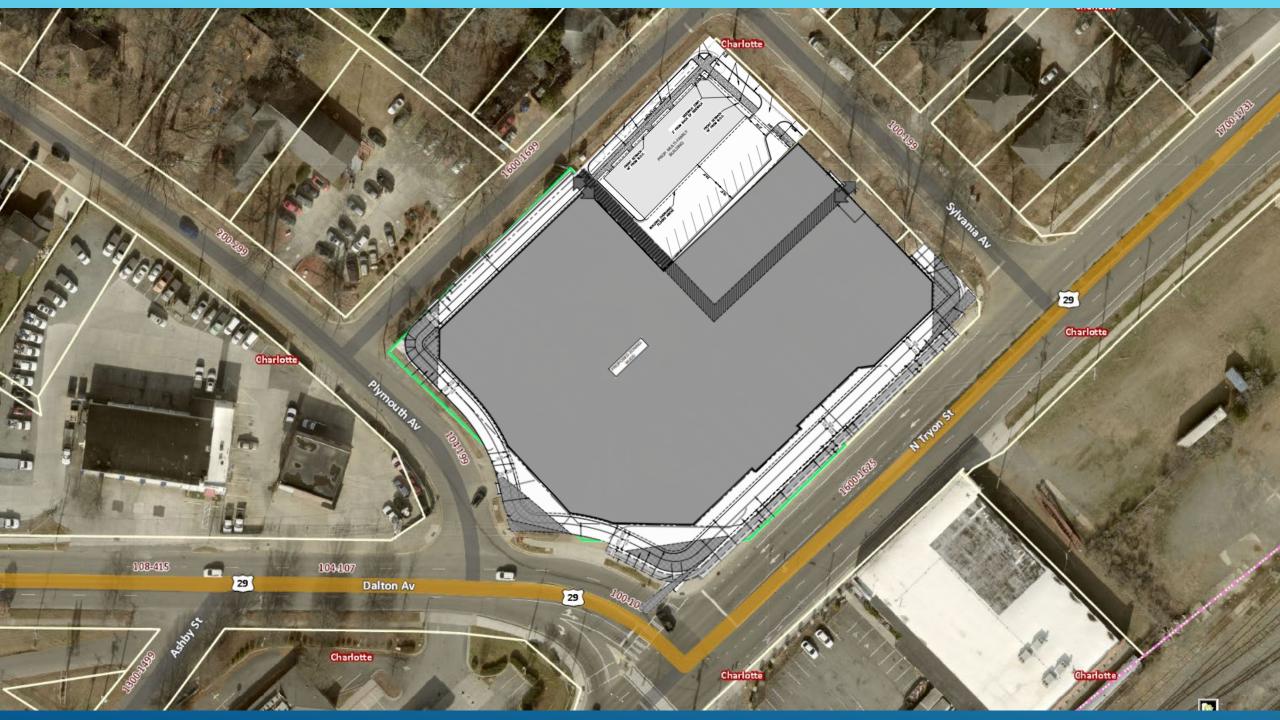




#### 2040 POLICY MAP RECOMMENDATION







## CONCEPT & MASSING EXAMPLES



#### REZONING TIMELINE

Rezoning Application: February Cycle

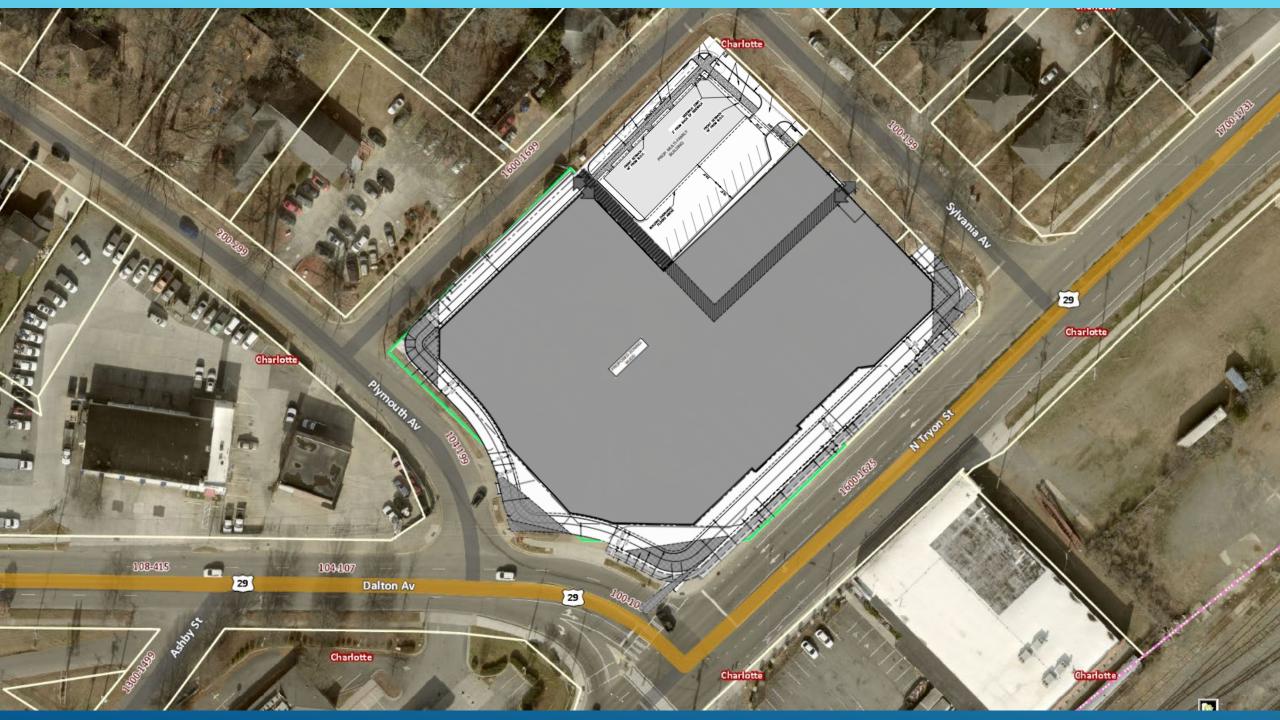
Official Community Meeting: Today, April 3<sup>rd</sup>

Revised Plan Submittal: April 10<sup>th</sup>

• Earliest Possible Public Hearing: May 15<sup>th</sup>

Zoning Committee: May 30<sup>th</sup>

• Earliest Possible Decision: June 20th



#### QUESTIONS?

#### THANK YOU!