### COMMUNITY MEETING REPORT **Petitioner: Milburn Davant**

Rezoning Petition No. 2023-166

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

**PERSONS AND ORGANIZATIONS CONTACTED WITH DATE AND EXPLANATION OF HOW CONTACTED:** David W. Murray, a representative of the Petitioner, mailed a written notice of the date, time and location of 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 February 2, 2024. A copy of the written notice is attached hereto as **Exhibit B**.

**DATE**, TIME AND LOCATION OF MEETING: The Community Meeting was held virtually on Thursday, February 15, 2024, at 6:00 p.m. Link: https://us02web.zoom.us/j/83492075396 A call-in number was also available.

**PERSONS IN ATTENDANCE AT MEETING (see attached copy of sign-in sheet):** The Community Meeting was attended by six (6) community members as shown on the list attached hereto as **Exhibit C**. The Petitioners were represented at the Community Meeting by David W. Murray (agent and attorney for Petitioner) and owner Milburn Davant.

SUMMARY OF PRESENTATION/DISCUSSION: Mr. Murray prepared opening statements to introduce himself and Mr. Davant. All people present for the virtual meeting stayed the entire meeting. A copy of the PowerPoint presentation is attached hereto as **Exhibit D**. The presentation began at approximately 6:07 p.m. and was complete at approximately 6:35 p.m. The Petitioners remained on the meeting until approximately 7:00 p.m. The Petitioners indicated that they proposed to rezone an approximately .396 acre site (the "Site") from N1-C to N1-D. The Petitioners explained the rezoning process in general and stated that the purpose of the meeting was to discuss the rezoning request and respond to questions and concerns from nearby residents and property owners. The Petitioners informed the attendees that the proposed use was a four lot subdivision to build four single-family detached houses. The Petitioners showed the attendees the advised attendees they could submitted site plan that email comments david@murraylawfirm.com. The Petitioners asked if the attendees had any comments about the proposed plan and 4 neighbors asked questions including: Betty Stone, Michael Badger, Megan Gude and Pedro Alvarez. All of their questions centered on lot size, setbacks, timeline and how many houses or duplexes. Petitioners advised that this rezoning was about future planning for when the current rental homes are vacant. Petitioners advised that likely the new homes would be long term rental or for-sale. Finally, Petitioners advised that we would not be attempting four duplexes because of the lot sizes.

The Petitioners gave the attendees the City's rezoning case number so that they could know when to attend the public hearings or review the comments from staff online.

Submitted, this 16th day of February, 2024.

David W. Murray

Murray Law Firm, PLLC

Curtis Bridges
Belmont Community Association
724 E 17TH ST
CHARLOTTE, NC 28205

ilesha patel Belmont Community Association 813 EAST 18TH STREET CHARLOTTE, NC 28205

Stephen Valder Belmont Neighborhood Association 1621 ALLEN ST CHARLOTTE, NC 28205

Allan Morgan Berkeley Homeowners Association 1600 PARSON ST CHARLOTTE, NC 28205

Jeff Pharr Graham Heights Neighborhood Assoc 419 NORRIS AVE CHARLOTTE, NC 28206

Matt Toffey Noda 3027 N. MYERS ST. CHARLOTTE, NC 28205

Vincent Bidez Noda 1120 E. 36TH ST CHARLOTTE, NC 28205

Chamiese Marion NoDa Neighborhood Association 1120 LEIGH AVENUE CHARLOTTE, NC 28205

Mary Brown None 1211 PARKWOOD AVE CHARLOTTE, NC 28205

Sarah Edwards Optimist Park 2120 N BREVARD ST CHARLOTTE, NC 28206 Diane Adams
Belmont Community Association
1615 PEGRAM ST
CHARLOTTE, NC 28205

Vicki Jones Belmont Community Association 1237 ALLEN ST CHARLOTTE, NC 28205

Bess Hurdle Belmont Tenant Organization 1015 E. 16TH STREET CHARLOTTE, NC 28205

Bob Mohr Berkeley Homeowners Association 805 E 17TH ST CHARLOTTE, NC 28205

Tatjana Eres Highland Mill Montessori Parent 3201 CLEMSON AVENUE CHARLOTTE, NC 28205

Nicole DPeterson Noda 3013 WHITING AVENUE CHARLOTTE, NC 28205

Lauren Schalburg NoDa Neighborhood and Business 816 E 37TH STREET CHARLOTTE, NC 28205

Hollis Nixon NoDa Neighborhood Association 3409 RITCH AV CHARLOTTE, NC 28206

Ken Hagood Olde Concord Association 1226 N CALDWELL ST CHARLOTTE, NC 28206

James Atkinson
Optimist Park Community
405 E 19TH ST
CHARLOTTE, NC 28206

Edward Glodowski Belmont Community Association 1233 PEGRAM ST CHARLOTTE, NC 28205

Carlene Greene Belmont Community Development C 700 PARKWOOD AVE. CHARLOTTE, NC 28205

Tara Peele Belmont Tenant Organization 1640 PARSON STREET CHARLOTTE, NC 28205

Lucille Puckett
Dillehay Courts
2621 N PINE ST
CHARLOTTE, NC 28206

Brionna Spells Noda 3327 N DAVIDSON ST CHARLOTTE, NC 28205

Rodriguez Finley Noda 2120 N.BREVARD STREET CHARLOTTE, NC 28202

Chad Maupin NoDa Neighborhood Association 1109 EAST 35TH ST CHARLOTTE, NC 28205

Jon Branham NoDa Vision 2604 PINCKNEY AV CHARLOTTE, NC 28277

Patricia Heard Olde Georgetowne Homeowners Ass 412 E 17TH CHARLOTTE, NC 28206

Pauline Simuel
Optimist Park Community
412 E 18TH STREET
CHARLOTTE, NC 28206

**EXHIBIT** 

Α

Valerie Stepp Optimist Park Community 512 E 18TH ST CHARLOTTE, NC 28206

Jim Truchon
Plaza Midwood Neighborhood Assoc
2855 GEORGIA AVE
CHARLOTTE, NC 28205

Susan Walker Plaza Midwood Neighborhood Asso 1819 BECKWITH PLACE CHARLOTTE, NC 28205

Allison Horinko Villa Heights 1109 LEIGH AVE CHARLOTTE, NC 28205

Chantelle Morales Villa Heights Community Organization 2105 YADKIN AVE CHARLOTTE, NC 28205

Mayor HON. Vi Lyles 600 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. Edmund Driggs 600 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. James Mitchell Jr. 603 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. Victoria Watlington 606 E. Fourth St. CHARLOTTE, NC 28202 Robert Zoo Piper Glen Master Association 3036 N Myers St CHARLOTTE, NC 28205

Jim Truchon Plaza Midwood Neighborhood Assoc 2855 Georgia Ave Charlotte, NC 28205

Clara Konzelmann Robinson Community Association 3400 RITCH AV CHARLOTTE, NC 28206

Steve Sanders Villa Heights 2735 CLEMSON AVENUE CHARLOTTE, NC 28205

Max Carroll Villa Heights Community Organization 1813 PARSON STREET CHARLOTTE, NC 28205

Mayor Pro Tem HON. Danté Anderson 600 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. Dimple Ajmera 601 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. Tiawana Brown 604 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. Reneé Johnson 607 E. Fourth St. CHARLOTTE, NC 28202 Clifton Castelloe Plaza Midwood Merchants Association 2630 COUNTRY CLUB LN CHARLOTTE, NC 28205

Joey Guy Plaza Midwood Neighborhood Assoc 2215 WINTER ST CHARLOTTE, NC 28205

Hattie Watkins University Park Improvement Assoc 845 WOODSIDE AV CHARLOTTE, NC 28205

Anne Monsted Villa Heights Community Organization 1100 WOODSIDE AVENUE CHARLOTTE, NC 28205

Elise Berman Villa Heights Land Community Org 2112 YADKIN AVE CHARLOTTE, NC 28205

City Council Member HON. Tariq Bokhari 600 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. LaWana Mayfield 602 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. Malcolm Graham 605 E. Fourth St. CHARLOTTE, NC 28202

City Council Member HON. Marjorie Molina 608 E. Fourth St. CHARLOTTE, NC 28202

MATTHEW BASTIN RICHARD L STONE NAOMI S TORRENCE **PO BOX 525** 2425 PINCKNEY AVE 2417 PINCKNEY AVE DENVER, NC 28037 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 **CERYS A HUMPHRIES** VYNE APARTMENTS LLC THE DALE DREW JR GREENE 2338 YADKIN AVE UNIT 105 2338 YADKIN AVE UNIT UNIT 107 4850 TAMIAMI TL N STE 301 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 NAPLES, FL 34110 **BRIDGET JOHNSON ASHWIN DHURVE** PEDRO A ALVAREZ 15626 CANMORE STREET 2338 YADKIN AVE UNIT 108 2338 YADKIN AVE UNIT D109 CHARLOTTE, NC 28277 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 STADAMS LLC LAUREN MAE CLINE STEVEN M HESS 2338 YADKIN AV UNIT 106 12417 WALKERS DOWN CT 14661 GREENPOINT LN CHARLOTTE, NC 28205 CHARLOTTE, NC 28273 **HUNTERSVILLE, NC 28078** NATHANAEL DUNCAN CLARK JAMES L RADLE **TAYLOR BEFUS** 2338 YADKIN AVE UNIT D102 2338 YADKIN AVE UNIT UNIT 104 2338 YADKIN AVE UNIT D205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 RICHARD CAMPBELL PEARCE **KURT FULGINITI** WALTER REAMES 2338 YADKIN AVE UNIT 207 368 WEST 23RD AVE 2338 YADKIN AVE APT 210 CHARLOTTE, NC 28205 CHARLOTTE, NC 28206 CHARLOTTE, NC 28205 MICHAEL G SULLIVAN **ROJI LLC** ERIC MICHAEL BJORKLUND 2338 YADKIN AVE UNIT 208 1351 STONECROFT LN NW 2338 YADKIN AVE UNIT D203 CHARLOTTE, NC 28205 CONCORD, NC 28027 CHARLOTTE, NC 28205 STEVEN DOUGHTY ALEXIS PAIGE FISHER JEFFREY BEEDLE 2338 YADKIN AVE UNIT 201 2338 YADKIN AVE UNIT 202 2338 YADKIN AVE UNIT D204 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 **RAJAH HARRIS BROOKE CANTER** JACLYN L FITZELLA 2338 YADKIN AVE UNIT D 2338 YADKIN AVE D307 2338 YADKIN AVE UNIT 309 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 ELIZABETH CAROLINE BURKE HIMANSHU NAGDEV LINDSAY HIGGINS

2338 YADKIN AV UNIT 308

CHARLOTTE, NC 28205

2338 YADKIN AVE UNIT D306

CHARLOTTE, NC 28205

2720 SOUTH BOULEVARD APT 431

CHARLOTTE, NC 28209

GENA L TSAKIRIS	IDICULA MATHEW	ELLIOT P PROVANCE
2338 YADKINS AVE APT 303	2338 YADKIN AVE APT 301	2338 YADKIN AVE UNIT D302
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	CHARLOTTE, NC 28205
RODERICK LOVELL II WILLIAMS	JORDAN HARRIS ROSENFELD	MALCOLM WYCHE
2338 YADKIN AVE STE 304	2338 YADKIN AVE UNIT 403D	2338 YADKIN AVE UNIT 401
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	CHARLOTTE, NC 28205
MADISON HAILEY KRAWIEC	STEVEN P DUNEGAN	AMANDA BINDER
2338 YADKIN AVE UNIT 402	2338 YADKIN AVE UNIT 404	2338 YADKIN AVE UNIT 405
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	CHARLOTTE, NC 28205
MALIK PEDROSO	JUSTIN JOSEPH GRANDINETTI	BILLY LYNN PYATT
2338 YADKIN AVE D407	2338 YADKIN AVE	2338 YADKIN AVE UNIT 410
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	CHARLOTTE, NC 28205
LAUREN WHITE	BENAIAH WISE	CRISTINA FELICIANO
2338 YADKIN AVE UNIT 408	2338 YADKIN AVE APT D406	2338 YADKIN AVE UNIT D503
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	CHARLOTTE, NC 28205
JOHN G FREEMAN	RLST, LLC	CORY DAVID MARSHMAN
2338 YADKIN AVE UNIT 501	7755 HILLIARD LN	2338 YADKIN AV UNIT 504
CHARLOTTE, NC 28205	CONCORD, NC 28205	CHARLOTTE, NC 28205
EDWARD WATSON	CATHERINE L PAN	DELANEY BLATCHLY
2338 YADKIN AVE UNIT D505	2338 YADKIN AVE UNIT D507	2338 YADKIN AVE UNIT D509
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	CHARLOTTE, NC 28205
GIANCARLO PRATT ZEREGA	CLAIRE WHITWORTH HELM	MARK ANDREW SCHMITTER
2338 YADKIN AVE APT 510	824 E 35TH	2338 YADKIN AVE APT 506
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	CHARLOTTE, NC 28205
NELLIE VIRGINIA CUNNINGHA KING	NORMAN WITT SMALLS	DANIEL GUDE
700 MATHESON AVE	2526 YADKIN AVE	2520 YADKIN AVE
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	CHARLOTTE, NC 28205
PATRICK RUSSELL EGAN	JAMES SIMPSON	WILSON F DAVIS
2512 YADKIN AVE	701 E 28TH ST	227 ATHENA PLACE
CHARLOTTE, NC 28205	CHARLOTTE, NC 28205	FORT MILL, SC 29715

MAURICE MICAH DAVID MILBURN DAVANT E MILBURN DAVANT 715 E 28TH ST 338 S SHARON AMITY RD UNIT 179 338 S SHARON AMITY RD UNIT 179 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28211 MICHAEL BADGER JASON LAWRENCE JULIE A DOUGHERTY 2511 PINCKNEY AV 2515 PINKNEY AVE 2519 PINCKNEY AVE CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 DARIS LANEY HEATHER MARIE AMLER HARRIS RALSTON 2523 PINCKNEY AVE 2543 PINCKNEY AVE 5512 TOPPING PL CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28209 JOSEPH DANIEL HARDIN **CATHERINE TILLMAN** CHAD A BERNSTEIN 716 MATHESON AVE 712 MATHESON AVE 708 MATHESON AVE CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 TRAVIS LADALE OBANNON KAHERINE ERIN HAUSMANN MILDRED POTTS 2507 YADKIN AVE 704 MATHESON AVE 5400 ADDISON DR CHARLOTTE, NC 28205 CHARLOTTE, NC 28211 CHARLOTTE, NC 28205 COLIN RUNDELL ANDRES MERA-BORJA FELLOWSHIP MINISTRIES INC GREATER 2511 YADKIN AVE 2517 YADKIN AVE MYERS CHAPEL PENTECSTL CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 600 JORDAN PL CHARLOTTE, NC 28205 STUART D JR ROBERTSON **BRANDON SPLEEN** ANDREW MCANULTY 8003 SKY KNOLL DR 2528 PINCKNEY 2518 PINCKNEY AVE WAXHAW, NC 28173 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 JOEL KALUZNY JANICE M AKINS ROMA HOMES LLC 813 LEIGH AVE **801 WOODSIDE AVE** 3415 HOLT ST CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 JASON ROME **BRANDON CULLEN** CHRISTOPHER KRAL **821 WOODSIDE AVE 3329 HOLT ST** 812 LEIGH AVE CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 CHARLOTTE, NC 28205 **HOLLY COGGINS** SURESH NAIR **ERIK H STRAUB** 809 DRUMMOND AV 7217 WOOD BRIAR RD 820 WOODSIDE AVE

LOUISVILLE, KY 40241

CHARLOTTE, NC 28205

CHARLOTTE, NC 28205

MASON MICHAEL CURRY 2710 OAK CREST PL CHARLOTTE, NC 28209 LULA L BROWN 808 WOODSIDE AVE CHARLOTTE, NC 28205 BENJAMIN MICHAEL SCHNEIDER 800 WOODSIDE AVE CHARLOTTE, NC 28205

BRAD MICHAEL FRENIER 803 DRUMMOND AV CHARLOTTE, NC 28205 JEFFREY RYAN ATKINSON 807 DRUMMOND AV CHARLOTTE, NC 28205

David W. Murray david@murraylawfirm.com p: (704) 940-9095 f: (704) 940-9295

February 15, 2024

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

Subject: Community Meeting – Rezoning Petition filed by Milburn Davant to rezone approximately 0.396 acres located at 723 E. 28th Street and 2501 Pinckney Ave, Charlotte, from N1-C to N1-D.

**Date and Time of Meeting:** Thursday, February 15, 2024, at 6:00 p.m.

Place of Meeting: Virtual via Zoom (see instructions to join below) Join Zoom Meeting Link: https://us02web.zoom.us/j/83492075396

Meeting ID: 834 9207 5396

Passcode: None

**Petitioner: Milburn Davant** 

Petition Number (Type): 2023-166 (Conventional Rezoning)

I am assisting Milburn Davant (the "Petitioner") with a Rezoning Petition filed with the Charlotte Planning, Design & Development Department seeking to rezone an approximately 0.396 acre site (the "Site") located at the subject addresses above from N1-C (Neighborhood 1 Residential) zoning district to N1-D (Neighborhood 1 Residential) zoning district.

In accordance with the requirements of the City of Charlotte Zoning Ordinance, the Petitioner will hold a Community Meeting prior to the Public Hearing on this Rezoning Petition to discuss this rezoning proposal with nearby property owners and organizations. The Charlotte Planning, Design and Development Department's records indicate that either you are a representative of a registered neighborhood organization or an owner of property that adjoins, is located across the street from, or is near the Site.

Accordingly, on behalf of the Petitioner, I give you notice that representatives of the Petitioner will hold a Community Meeting regarding this Rezoning Petition on Thursday, February 15, 2024, at 6:00 pm, virtually via Zoom. The Petitioner's representatives look forward to sharing this rezoning proposal with you and to answering any questions you may have with respect to this Rezoning Petition.

In the meantime, should you have any questions or comments about this matter or would like the Zoom link emailed to you or the call-in number, please email me, David W. Murray, attorney with Murray Law Firm, PLLC, at david@murraylawfirm.com.

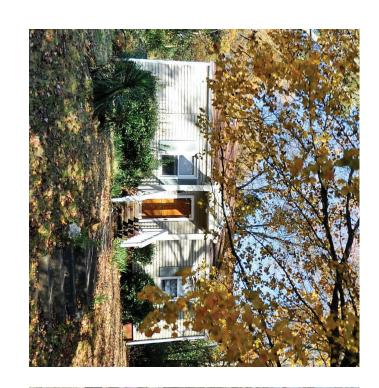
David W. Murray

cc: Hon. Danté Anderson (District 1 Representative)

Date Mailed: February 2, 2024

### Community Meeting Attendee List Rezoning 2024-166 February 15, 2024

- 1. Jeff Atkinson (807 Drummond Ave)
- 2. Betty Stone (2421 Pinckney Ave)
- 3. Michael Badger (2511 Pinckney Ave)
- 4. Chris Kral (812 Leigh Ave)
- 5. Megan Gude (2520 Yadkin Ave)
- 6. Pedro Alvarez (2338 Yadkin Ave Unit 108)
- 7. Milburn Davant (owner/petitioner)
- 8. David Murray (agent)





MURRAY



Community Meeting Rezoning 2023-166 723 E. 28<sup>th</sup> St & 2501 Pinckney Av.

AG: DAVID W. MURRAY, ESQ. AP: MILBURN DAVANT

**EXHIBIT** 

### Introductions

- <u>Petitioner</u>: Milburn Davant (owner)
- Rezoning Agent: David W. Murray, Esq., Murray Law Firm, PLLC

### Zoom Suggestions

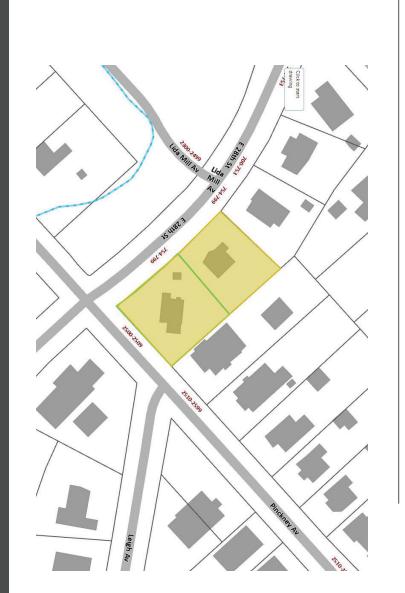
- During the presentation, please keep your Mic muted
- During the Question session if you would like to speak, please click on the "reactions" button at the bottom and the click "Raise Hand"

### Meeting Agenda

- Introductions
- Property Location
- Development Considerations
- Current Zoning
- Land Use Plan Recommendation
- Proposed Rezoning Concept
- Potential Rezoning Timeline
- •Questions/Discussion

### Property Location

- Villa Heights
- •Located on north side of E. 28<sup>th</sup> Street at the intersection of Pinckney Ave.
- ·Located across from vacant parcel.







# Property Improvements (Structures)





## Development Considerations

- Existing Zoning
- Existing and Adjacent Uses
- UDO / Policy Requirements
- 2040 Plan
- City Priorities
- Community and Neighbor Comments/Concerns
- Market Realities

## Rezoning Process Generally

- There are two types of rezonings in Charlotte: conventional and conditional
- · Conventional rezonings do not require a site plan and are limited only by the zoning
- · Conditional rezonings require a site plan with stated conditions and go through more detailed staff analysis and review before a determination is made.

# Existing Zoning -N1-C (Neighborhood 1)

Allows single-family detached, duplexes and triplexes.

50' minimum lot width

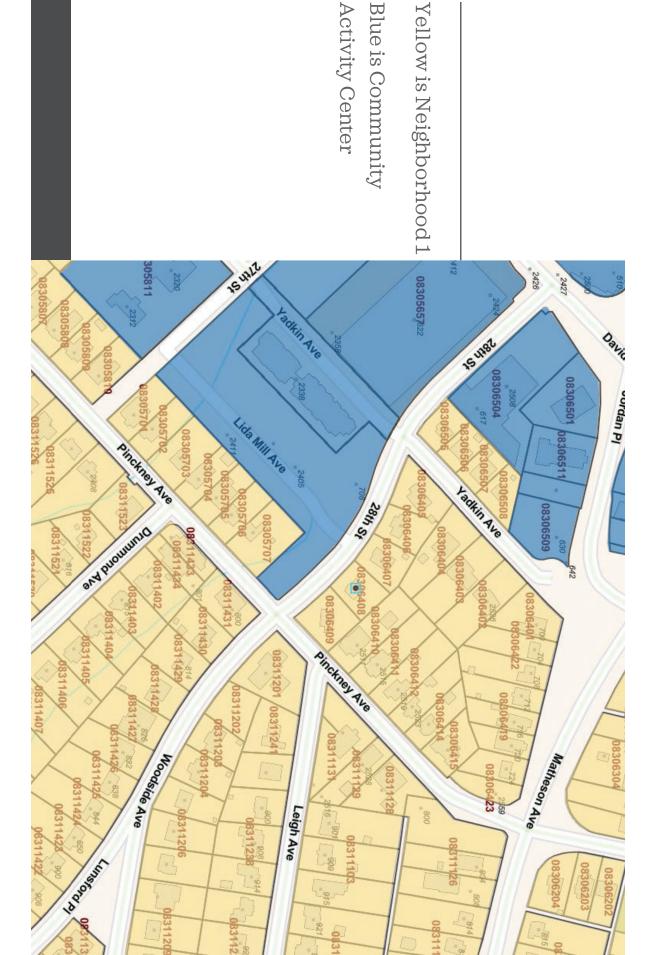


### Existing Uses

- This site is currently used for a single-family residential detached dwelling.
- Most of Pinckney Ave is N1-C (formerly R-5) except for corner parcels which have been rezoned to N1-D and UR-1(CD). MUDD-O for multifamily is across the street on 28th St.
- In 2022, N1-D rezoning at the corner of Pinckney Ave and Drummond Ave approved.

## Recommended Land Use Plan

- Place Type map for 2040 plan calls for Neighborhood 1 single -family type uses
- This includes N1-C and N1-D zoning districts.
- This rezoning is consistent with the 2040 Plan.
- 2040 Plan calls for Regional Community Center Use directly across the street. In addition to offices, restaurant/bars, and other similar uses. multifamily apartments, such district allows banks, convenience stores, hotels, nightclubs,



### N1-D Zoning District

- Allows same uses as N1-C so there will be no change of use.
- Only difference is minimum lot size and width. Minimum width is 40' vs 50' N1-C
- With rezoning, four total lots are possible compared to the three allowed from the two existing. Rezoning allows a net one lot gain.

# Rezoning - N1-D (Neighborhood 1)

- · Conventional rezoning request which does not require a site plan.
- •Proposed lots would be similar to size of lots at corner of Pinckney and Drummond.

# Potential Timeline (Subject to Change)

- Public Hearing: 3/18/24
- •Planning Commission Meeting: 4/2/24
- City Council Vote: 4/15/24

### Questions?

Click "Reactions" at bottom and then Click "Raise Hand"

Rezoning Contact - David Murray (david@murraylawfirm.com)

City of Charlotte Rezoning Contact - Holly Cramer

Thank you for attending!