AGENDA

Meeting Type	ZONING
Date:	11/21/1988

City of Charlotte, City Clerk's Office

CHARLOTTE

Mayor Sue Myrick *Mayor Pro Tem Al Rousso*

John A (Gus) Campbell *Ray Matthews*
Stanley M Campbell *Cyndee Patterson*
Dan Clodfelter *Ella Butler Scarborough*
Charlie S Dannelly *Richard Vinroot*
Gloria Fenning *Velia W Woollen*

Council Agenda

Monday, November 21, 1988

5:00 p.m. - Dinner
Meeting Chamber Conference Room

Discussion on Subdivision Ordinance
Discussion on conditional rezoning

6:00 p.m. - ZONING HEARINGS
Meeting Chamber

ITEM NO.

1. Invocation

PUBLIC HEARINGS

2. Hearing on Petition No. 88-48 by Sayre Lineberger Meyer for a change in zoning from B-1 and O-6 to R-12MF for a 2.76 acre site located on Providence Road at the corner of Ardsley and Providence Roads.

This hearing was deferred at the July 18 and September 19 meetings.

A protest petition has been filed and found sufficient to invoke the 3/4 rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property.

Attachment No. 1-A

3. Hearing on Petition No. 88-87 by Smith Properties for a change in zoning from I-2(CD) and R-6MF to I-2 for a .77 acre site located south of Golf Acres Drive and northwest of Morris Field Drive at the end of Carolina Avenue.

Attachment No. 1-B

4. Hearing on Petition No. 88-88 by Providence Park Office Associates and Myrtle Carter Spoon for a change in zoning from R-15 to O-15(CD) for a 2.35 acre site located on Providence Road approximately 216 feet east of Sharon Amity Road.

Attachment No. 1-C

5. Hearing on Petition No. 88-89 by Taco Bell Corporation for a change in zoning from R-9 to B-1(CD) for a one acre site located on the southwest corner of the intersection of Sugar Creek Road and Wilson Lane.

Attachment No. 1-D

6. Hearing on Petition No. 88-90 by Edens and Avant, Inc. for a change in zoning from R-12 to B-1(CD) for a 4.92 acre site located on the southerly side of Highway 51 between Blue Heron Drive and McMullen Creek.

Attachment No. 1-E

7. Hearing on Petition No. 88-91 by Eric B. Easterling for a change in zoning from R-12MF to R-12 for an 18.1 acre site located on the southerly side of Thermal Road, west of Pineburr Road.

Attachment No. 1-F

8. Hearing on Petition No. 88-92 by Charlotte-Mecklenburg Planning Commission for a text amendment to Section Nos. 1208, 1302, and 3304 to replace the current rezoning and special use permit fee structure with fees set in accordance with the City of Charlotte's "Schedule of User Fees".

Attachment No. 1-G

POLICY AGENDA

9. Decision on Petition No. 88-47 by Terracraft, Inc., for a change in zoning from R-15 to R-6MF(CD) for a 3.88 acre site located on the westerly side of Sharon Road near Myers Park Country Club.

A protest petition has been filed and found sufficient to invoke the 3/4 rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property.

No recommendation was made by the Zoning Committee, as a motion to approve failed and no additional motion was offered.

This petition was deferred for 30 days at the October 17, 1988 meeting.

Attachment No. 2

10. Decision on Petition No. 88-26 by LCW Enterprises, Inc., for a change in zoning from R-15 to R-15MF(CD) for a 8.4 acre site located on the northerly side of Albemarle Road west of the intersection of Albemarle and Harrisburg Roads.

The Zoning Commission recommends that the petition be denied.

Attachment No. 3-H

11. Decision on Petition No. 88-60 by Lincoln Property Company for a change in zoning from R-6MF to BD(CD) for a 26.7 acre tract located on the southeast corner of I-77 and I-85 at the end of Tipton Drive.

The Zoning Commission recommends that the petition be approved.

Attachment No. 3-I

12. Decision on Petition No. 88-75 by the Charlotte-Mecklenburg Planning Commission (Belmont Special Project Plan) for a change in zoning from B-1 to R-6 for a 3.6 acre site located on the southerly side of Parkwood Avenue between Harrill Street and Pegram Street.

A protest petition has been filed and found <u>insufficient</u> to invoke the 3/4 rule.

The Zoning Committee reaffirms their original recommendation that this petition be approved.

Attachment No. 3-J

13. Decision on Petition No. 88-80 by the Charlotte-Mecklenburg Planning Commission, for a text amendment to Section 2100 of the Charlotte City Code, Sign Regulations, to allow off-site directional signs, and temporary off-site real estate signs.

The Zoning Committee deferred action on this petition at the request of the Planning Staff.

Attachment No. 3-K

14. Decision on Petition No. 88-81 by Harry Grimmer and Company, Inc. for a change in zoning from R-15MF(CD) to R-12(CD) and a Site Plan Amendment to an existing R-15MF(CD) zoning, for a 4.2 acre site located on the west side of Carmel Road north of Shadow Lake Drive.

A protest petition has been filed and found sufficient to invoke the 3/4 rule, requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property.

The Zoning Committee deferred action on this petition at the request of the petitioner.

Attachment No. 3-L

15. Decision on Petition No. 88-82 by Land Shapes, Inc., for a change in zoning from R-15 to R-20MF (Innovative) for a 9 acre site located on the southerly side of Sardis Road at the intersection of Sardis Road and Randolph Road.

The Zoning Committee deferred action on this request and instructed the Petitioner to continue to work with the City's Department of Transportation on intersection design and the possibility of alternative access to the site.

Attachment No. 3-M

16. Decision on Petition No. 88-83 by C. N. Reid for a change in zoning from I-2 to B-1SCD for a 10.67 acre site located on the westerly side of South Boulevard south of Woodlawn Road.

Councilmember Clodfelter was excused from the hearing on this petition due to a conflict of interest.

The Zoning Committee recommends that the petition be approved.

Attachment No. 3-N

17. Decision on Petition No. 88-84 by BT Venture Corporation for a Site Plan Amendment to an existing R-20MF zoning for a 22.5 acre site located on the westerly side of Delta Road north of Wallace Avenue.

The Zoning Committee recommends that the petition be approved.

Attachment No. 3-O

18. Decision on Petition No. 88-85 by W. S. Abernathy and Nancy A. Starrette for a change in zoning from B-2, R-12MF and R-9 to B-2(CD), R-12MF(CD) and R-9(CD) for an 88 acre site located on the west side of North Tryon Street in the vicinity of Eastway Drive intersection.

The Zoning Committee deferred action on this request for 30 days to allow the petitioner time to work with the City's Department of Transportation to address traffic concerns.

Attachment No. 3-P

19. Decision on Petition No. 88-86 by The People That Love Community Outreach Center, for a Site Plan Amendment to an existing B-1(CD) zoning for a .69 acre site located on the northeasterly corner of Oaklawn Avenue and Wayt Street.

The Zoning Committee recommends that the petition be approved.

Attachment No. 3-Q

20. Recommend adoption of a resolution calling for a public hearing on Monday, December 19, 1988, by the City Council and the Charlotte-Mecklenburg Historic Properties Commission concerning the designation of the Lyles-Sims House, and the land associated therewith, as historic property.

21. Recommend adoption of a resolution calling for a public hearing on Monday, December 19, 1988, by the City Council and the Charlotte-Mecklenburg Historic Properties Commission concerning the designation of Charlotte Fire Station No. 6, and the land associated therewith, as historic property.

A. Recommend adoption of a resolution calling for public hearings on Monday, December 19, 1988, at 6:00 p.m. in the Meeting Chamber, 600 East Fourth Street, on Petitions 88-93 through 88-95 for zoning changes.

OR

B. Recommend adoption of a resolution calling for public hearings on Monday, December 19, 1988, at 6:00 p.m. in the Meeting Chamber, 600 East Fourth Street, on Petitions 88-93 through 88-96 and SUB 88-4 for zoning changes.