

CHARLOTTE - MECKLENBURG
PLANNING COMMISSION
INTER-OFFICE COMMUNICATION

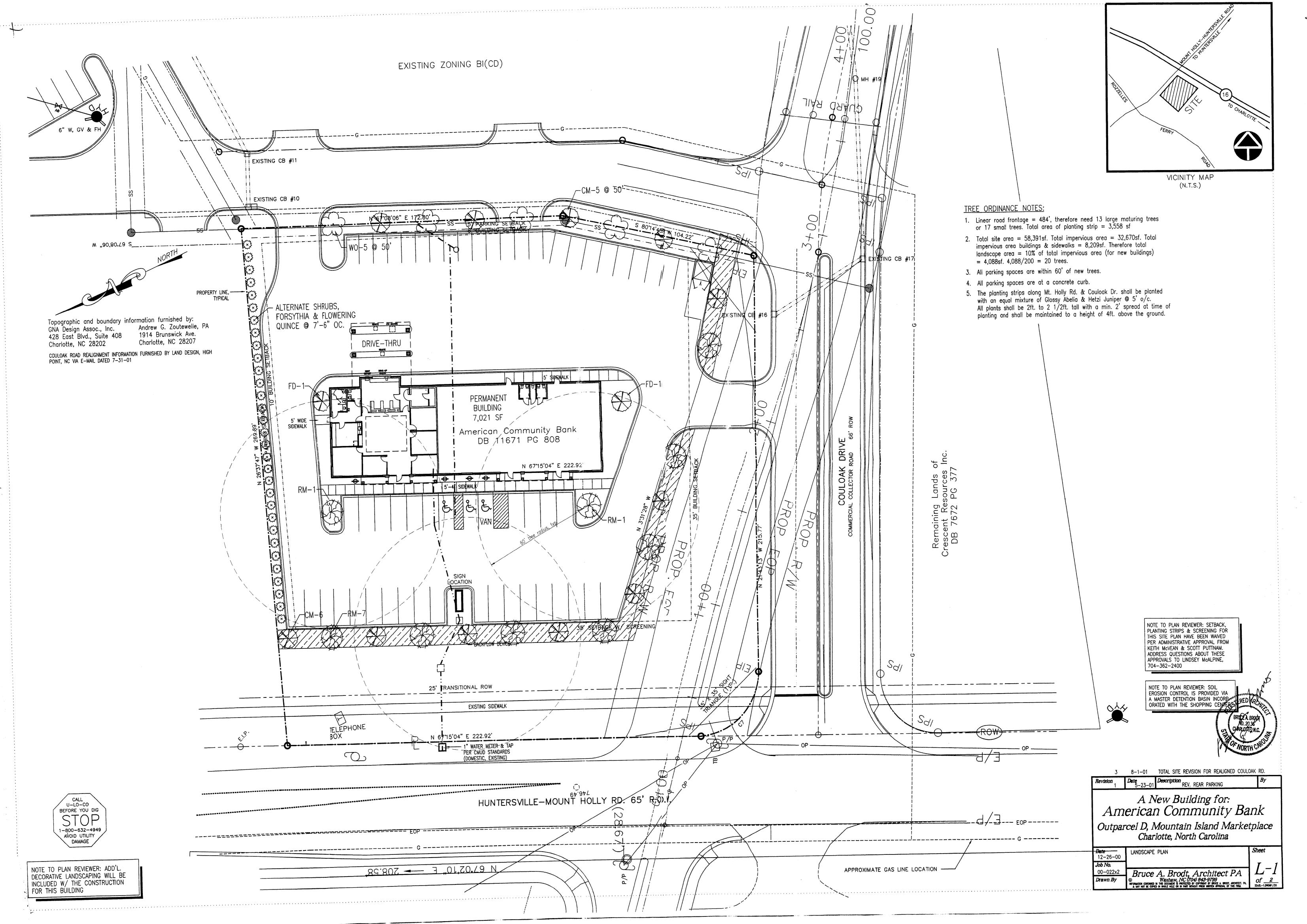
DATE: September 20, 2001

TO: Robert Brandon
Zoning Administrator

FROM: Martin R. Cramton
Planning Director

SUBJECT: Administrative Approval for Petition No. 96-15(c) by Crescent Resources.

Attached is a specific site plan for the American Community Bank that will be located on the site mentioned above. This specific plan shows the re-alignment of a proposed private street across this bank site. Since this new alignment will alter this site layout, I am administratively approving this specific plan. Please use this plan when evaluating requests for building permits and certificates of occupancy.



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CONDITIONAL NOTES [FROM PETITION #96-15 (c)]:

Petitioner's Statement of Intent:

The Petitioner intends to develop this site (the "Site") as part of a Community Mixed-Use Center. Special attention will be given to ensure that the project is developed as a high quality moderately - scaled center offering a wide range of personal and professional services in an architecturally harmonious environment. The amenities will be integrated with each other aesthetically and will be complimentary to the existing community. Particular attention will be given to the detailed site planning, building design and configuration signage and landscaping. The individual buildings will be of a high standard of design and construction and will utilize quality durable materials.

General Provisions:

All development will be in compliance with the standards established under the Mecklenburg County Zoning Ordinance (the "Ordinance").

Building configurations, sizes and placement shown on Petitioner's Illustrative Site Plan(s) are schematic in nature and may be subject to modification/alteration due to survey and tenant requirements in detailed design, design development and construction document phases. Changes, however, will be made only within the maximum Building/Parking Envelope established on the Rezoning Plan. (Parking layout configurations may also change to accommodate revised building locations.)

Land clearing debris will be disposed of in accordance with the Mecklenburg County and State of North Carolina's regulations.

Setbacks, Sideyards and Rear Yards:

All development taking place will meet or exceed the setback, sideyard and rear yard requirements established under the Ordinance for the conditional district, Commercial Center District (CC).

Buffer Areas and Open Space Areas:

1. The Petitioner reserves the right to install utility lines in any buffer area or open space area, but only if the utility line crosses the area at interior angles measured at property lines which are not less than 75 degrees. To the extent possible, the path cleared for any such utility line shall be replanted with plant materials which are the same as or similar to the types of materials that are in place within the area involved.

2. Southern and Western Margins

The required buffer areas depicted on the Rezoning Plan along the southern and western margins of the Site will meet or exceed the requirements of Section 12.302 and 12.304 of the Ordinance. At the Petitioner's discretion, the buffer area may be reduced by 25% in accordance with the provisions of Section 12.302.8 of the Ordinance.

3. NC Highway 16 Margin

The 100 foot buffer area established along the western margin of NC Highway 16 will remain undisturbed except as otherwise provided below.

(a) The areas designated as Open Space on the Rezoning Plan at the northwestern and southwestern corner of the Site may be cleared and graded in order to create view corridors for enhancing the visibility of development taking place on the Site. Suitable ground cover will be planted following any such clearing.

(b) The Petitioner may remove vines, underbrush, small trees (2 inches in caliper or less) and shrubs within any portion of this buffer area and may enter the buffer area for purposes of controlling the resurgence of vines, underbrush, small trees and shrubs.

(c) The Petitioner may grade the western 10 feet of this buffer area in those areas where

1. No stormwater detention areas may be installed within buffer areas or open space areas.

2. No offstreet parking areas may be installed within the buffer areas or open space areas.

All dumpster enclosure and service areas will be screened from public streets and adjacent properties in accordance with the Section 12.303 of the Ordinance.

Maximum Building Heights:

Retail/Office Buildings may not exceed two stories in number or 40 feet in height.

Access Points and Driveways:

The number of vehicular access points and driveways to Mount Holly - Huntersville Road will be limited to those currently existing and shown on the Rezoning Plan. The configurations and detailed locations of all driveways and access points within the site are subject to minor modifications to accommodate final site planing, and architectural plans

Project entrances from Mount Holly - Huntersville Road will be designated to include significant landscaping, signage monuments, graphics, etc.

Outer Belt Road:

The Petitioner agrees to dedicate for the North Carolina Department of Transportation for right-of-way purposes all or such portion of the triangular shaped parcel of land situated at the southeast corner of the site and depicted on the Rezoning Plan.

Permitted Uses:

The total aross floor area of the development for the property included in this rezoning petition will be limited to 375,000 square feet, with the retail development not to exceed

Parcels included in this partition may be developed to any use (including any accessory use) which is permitted by right or under prescribed conditions in a CC Zoning District under the ordinance with the following exceptions:

- 1. Automotive service stations
- 2. Hotels and motels
- 3. Boarding houses4. Bus and train terminals 5. Elementary and secondary schools
- 7. Group homes, adult care centers, nursing homes and orphanages
- 8. Restaurants with drive—in service(This rezoning application does not apply to the outparcels)
- 9. Car washes 10. Cemeteries
- 11. Jails and prisons 12. Kennels and stables
- 13. Marinas
- 14. Turkey shoots
- 16. Petroleum storage
- 17. Landfills, waste disposal facilities requiring special use permits, wastewater treatment
- 18. Quarries

Signage Program:

Temporary project signs will be constructed so as not to disturb existing tree cover.

The signage system shall be consistent throughout the development and in compliance with the Ordinance.

(continued)

Pedestrian Pathway System:

project. All lighting fixtures shall

The petitioner has already installed a sidewalk along Mount Holly - Huntersville Road.

A standard project—wide lighting system will be implemented. The design of the fixtures will be compatible with the overall architectural design of the

be designed such that direct illumination does not extend past any property line. The heights of lighting fixtures, including the bases thereof, will not exceed 35 feet.

Off street parking will equal or exceed the requirements established under the Ordinance. No parking will be permitted within designated buffer areas or setbacks.

Overhead Utilities:

No overhead utility lines will be permitted within the development. The Owners from time to time will have the right to approve all underground utility locations and all above ground equipment locations. Large above ground equipment will be screened from public streets.

Fire Protection:

Adequate fire protection in the form of the fire hydrants will be provided to meet the specifications of the Mecklenburg County Fire Marshall.

to the Fire Marshall's Office for his approval prior to construction commencement date of all fixture development.

Storm Water Detention: Sedimentation and Erosion Control

Detailed plans will be submitted

During construction, the development will comply with all applicable mandatory minimum requirements for sedimentation and erosion control as specified by the Mecklenburg County Engineering Department.

Management Commission on February 13, 1992 pursuant to the

In the development of the Site, the Petitioner will follow and adhere to the mandatory minimum statewide watershed protection requirements adopted by the Environmental

State Water Supply Watershed Protection Act for Class WS-IV water in that portion of a watershed which lies outside the critical area of the watershed.

Upon relocation of the water detention, it will not be located in any required setbacks or

Architectural Controls:

. The principal materials used for the elevations of future buildings fronting NC Hwy 16 and Mt. Holly - Huntersville Road will consist of brick, CMU, stone and/or stucco and will architecturally compliment the existing center.

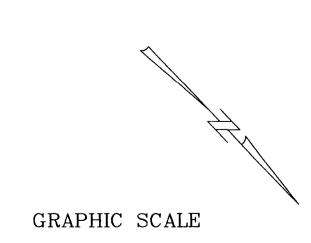
2. The material selected for the rear and interior sides of the future shops may be CMU painted to match the color of the material used in the construction of the front and side elevations.

3. Each dumpster area may be enclosed on all sides by a fence and/or a gate which are constructed of brick and/or wood unless one or more sides o the dumpster area adjoin a rear wall or side wall of a building, in which case the wall will

be substituted for the fence

along each such side.

4. Roof top mechanical units will be screened from adjoining and abutting residential properties.



(IN FEET) 1 inch = 100 ft. DESIGN

ASSOCI/

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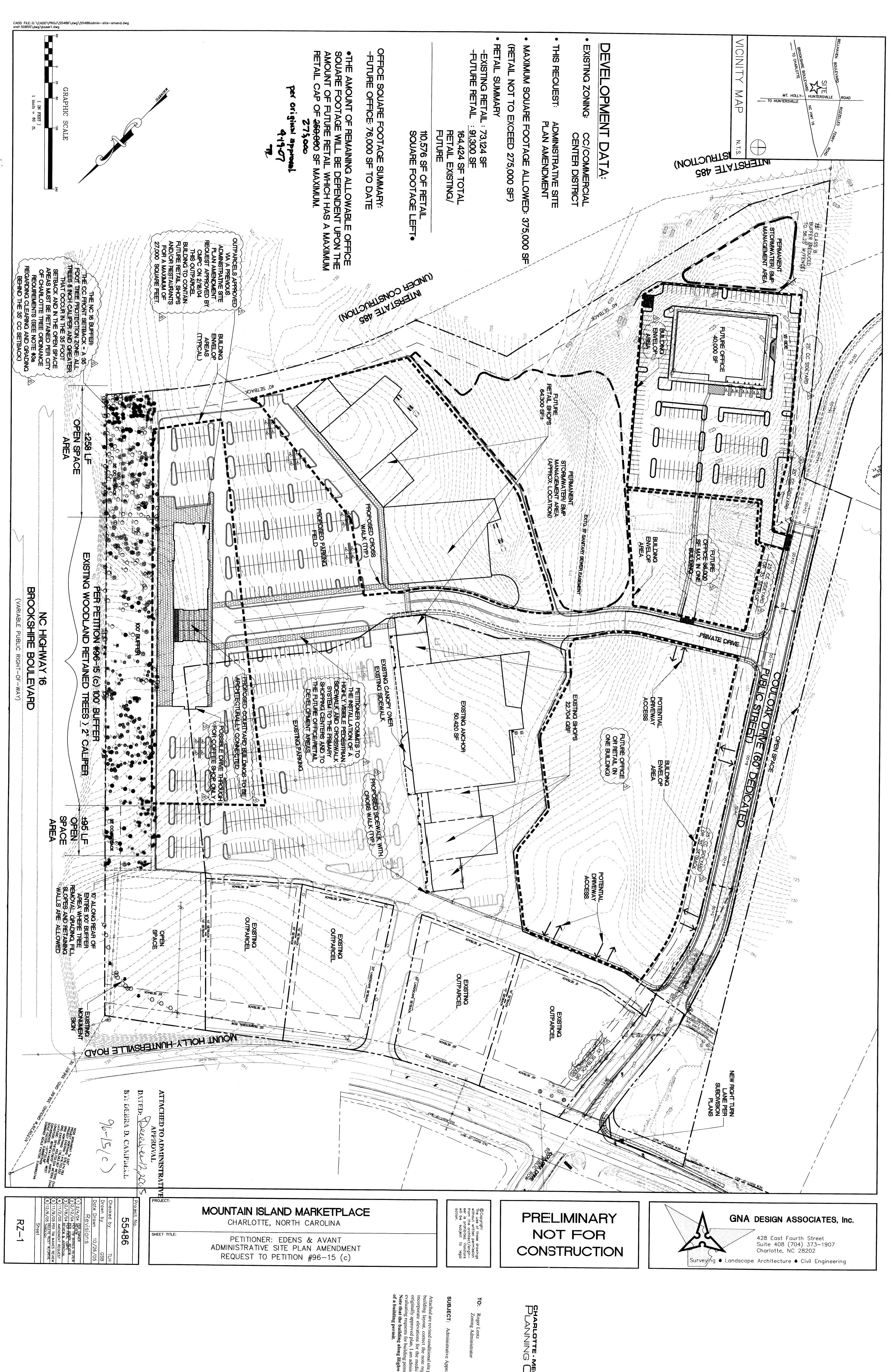
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hecked by ate Drawn 2/2/04 Revisions 1) 2/4/04 PER OWNER 2)2/12/04 PER TIM MANES 3)2/17/04 PER FINAL CMPC REVIEW

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LANNING COMMISSION

INTER-OFFICE COMMUNICATION

DATE: December 12, 2005

Roger Lentz

Coning Administrator

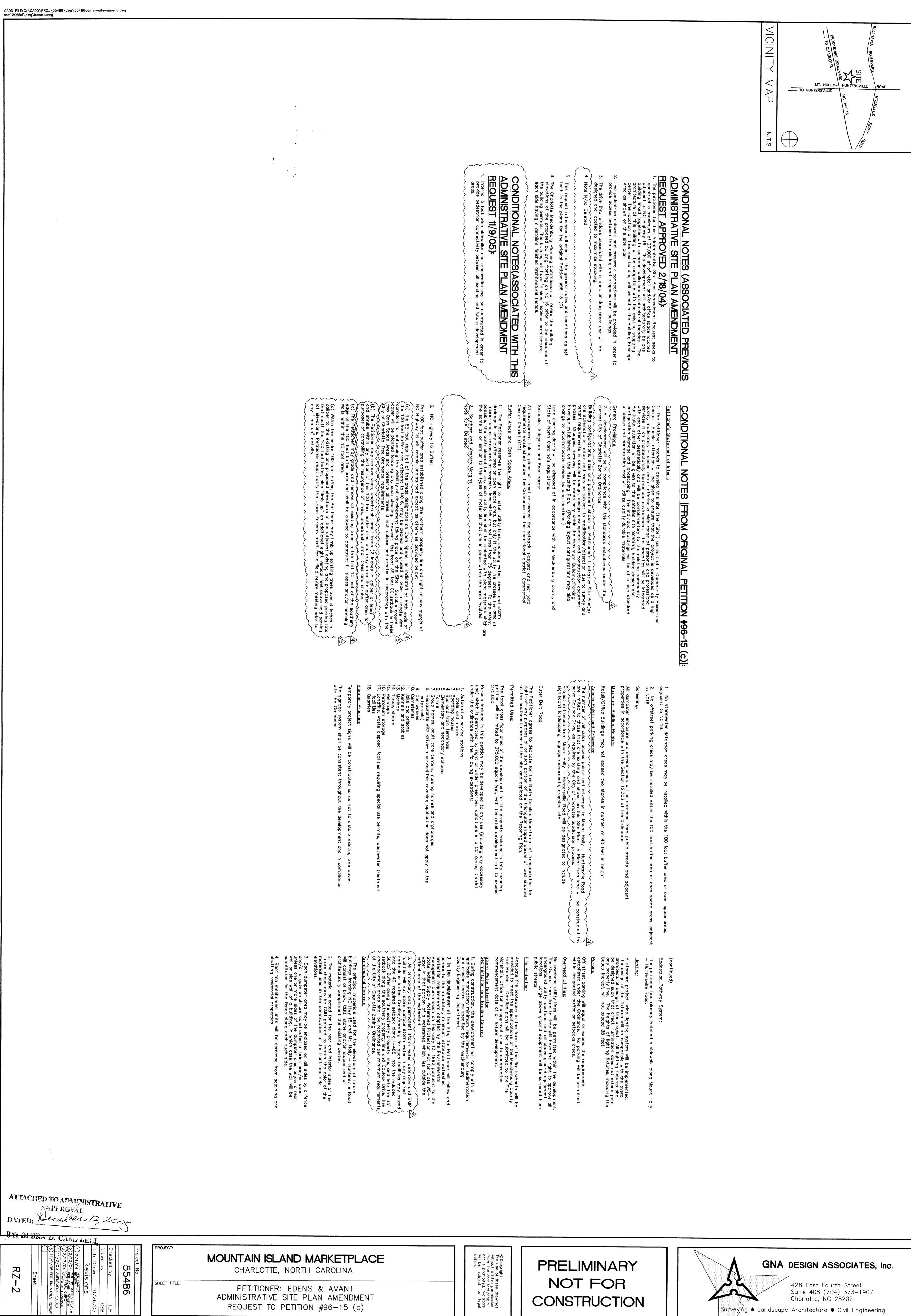
FROM: Debra Campbell

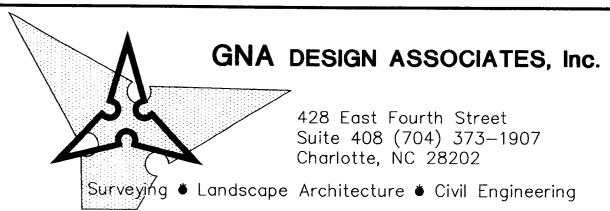
Planning Director

CT: Administrative Approval for Petition No. 96-15(c) by Crescent Resources.

are revised conditional site plans for the above petition. The plans have been revised to reflect a new te elevations for the medical office building. Since these changes do not alter the intent of the grequests for building permits and certificates of occupancy.

In the building along Highway 16 must be reviewed by the Planning Staff prior to the issuance ling permit.







ADMINSTRATIVE SITE PLAN AMENDMENT REQUEST TO PETITION #96-15(C)

ATTACHED TO ADMIN.

AND REVISION 2

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9908 Couloak Drive Charlotte, North Carolina 28216

