

CHARLOTTE-MECKLENBURG
PLANNING COMMISSION

TO: Robert Brandon

Zoning Administrator

INTER - OFFICE COMMUNICATION

DATE: October 15, 1997

Moretan P. Crombon

SUBJECT: Administrative Approval for Petition No. 96-12 by Christopher J. Branch/The Boulevard Company Tax Parcel # 183-153-99 and 183-141-08

Attached is a revised plan for the above mentioned rezoning petition. The plan has been revised to allow a delay in the construction of the required left-turn lane along Sharon View Road. The left turn lane will be constructed as part of a City widening project scheduled for the area.

The currently approved conditional plan for this site requires that a left turn be constructed before a certificate of occupancy is issued. This would require the construction of the left turn in during the next 12 months. However, the City has a funded widening project for Sharon View Road that would start construction within the next two (2) years. This widening project would require the removal and reconstruction of the left-turn improvements constructed by the developer. Therefore, in order to avoid the construction, removal and re-construction of the left-turn lane we are administratively allowing the developer to delay the construction of the left-turn lane so that it may be constructed by the City, at the developers expense, as part of City's project.

The developer will be responsible for preparing and getting approval of a set of plans for the construction of the left-turn lane prior to the issuance of a certificate occupancy. In addition at the time the left turn lane design is approved a bond for its construction must be posted with City Engineering. If the City project to widen Sharon View Road has not commenced within one year after the first Certificate of Occupancy is issued for site the developer must then start construction of the left turn lane. The certificate of occupancy for the last building in the project may not be released until the left-turn lane is constructed. The bond for the left turn lane may not be released until the left-turn lane is constructed.

Since this change is minor and does not intensify development on the site I am administratively approving this revised plan. Please use this revised plan when evaluating requests for building permits and certificates of occupancy.