

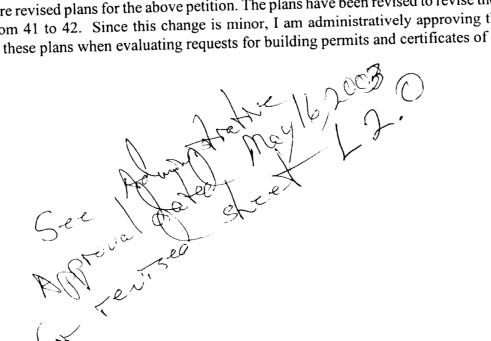
CHARLOTTE-MECKLENBURG
PLANNING COMMISSION INTER - OFFICE COMMUNICATION

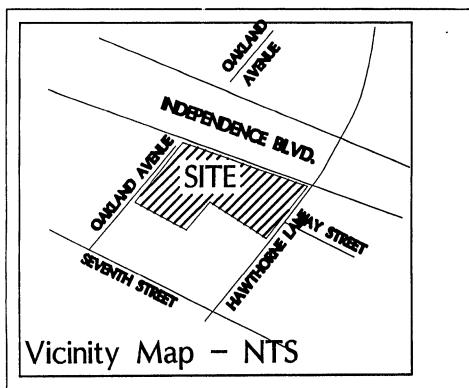
September 17, 2002

TO: Robert Brandon Zoning Administrator Planning Director

SUBJECT: Administrative Approval for Petition No. 2001-139 by Monte Ritchey.

Attached are revised plans for the above petition. The plans have been revised to revise the allowable number of units from 41 to 42. Since this change is minor, I am administratively approving these revised plans. Please use these plans when evaluating requests for building permits and certificates of occupancy.





General Provisions

These Development Standards form a part of the Technical Data Sheet for the Elizabeth Village Development submitted by The Conformity Corporation (Monte and Jessica Ritchey). Development of the property identified on this Technical Data Sheet (the "Property" or the "Site") and the individual components to be located thereon will be governed by the conditions of this Technical Data Sheet and those plans and drawings expressly incorporated herein by reference and the applicable provisions of the City of Charlotte Zoning Ordinance. Unless more stringent standards are established by this Technical Data Sheet, the development standards established under the Ordinance for the UR-2 District classification shall be followed in connection with development taking place on the Site.

The development depicted on the Schematic Site Plan attached as Sheet L2.0 is merely schematic in nature and is intended only to describe the possible arrangement and size of the building footprints outlined on the Schematic Site Plan are schematic in nature and, subject only to the provisions set forth below under Architectural controls and Restrictive Covenants, may be altered or modified during design, development and construction phases to the extent permitted by the Ordinance.

The Site may only be developed with residential uses. Not more than 33 newly developed units may be constructed on the site. The total unit count including those units in buildings to be preserved may not exceed 42.

Total built SF will be governed by the base F.A.R for the district, which is 1.0.

Setbacks, Side Yards and Rear Yards

All buildings constructed within the Site shall satisfy or exceed the setback, rear yard and side yard requirements established under the ordinance for the UR-2 district.

Screening and Landscaping

1. Landscaping will meet or exceed the requirements of the Ordinance along City Rights of Way.

2. Screening shall conform to the standards and treatments specified in Section 12.303 of the Ordinance.

3. Petitioner shall exercise good faith efforts to preserve trees. Trees 8 inches in caliper or greater shall preserved within setbacks along roadways except where their preservation conflicts with the installation or replacement of utilities and other similar site elements. Mitigation of the removal of any setback trees will be coordinated through Urban Forestry consistent with the Tree Ordinance.

4. The dumpster, if any, will not be located adjacent to the Lane Condominiums.

5. The developer will construct an 8' (or a height allowed by code, if less) masonry wall along the rear property line of the Lane Condominiums. The side property line wall will step down in height from 6' as it approaches Hawthorne Lane in a fashion that is architecturally sensitive in the discretion of the developer.

Parking

1. Off street parking shall be provided at a ratio of 2.0 spaces per unit for the (15) proposed 3 story units, and 1.5 spaces per unit for all remaining units on site.

2. No parking shall be allowed between buildings fronting Hawthorne Lane and the Hawthorne Lane ROW or between buildings fronting Oakland Avenue and the Oakland Avenue ROW under this plan with the exception that two conventional driveways, each supporting two cars in queue may cross the Oakland Avenue setback at a right angle to the ROW.

3. Parking space and drive aisle dimensions as well as sight triangles do not apply in the UR-2 district, but consideration will be given to adequacy of circulation (balanced against the highly urban nature of the site) and safety concerns.

Lighting

No wall packs

Pursuant to the Ordinance.

Access Points (Driveways)

1. The developer shall use good faith efforts to limit the number of cars ingressing and egressing the site via Oakland through effective planning of both driveway access and parking facilities. Access for both ingress and egress will be provided at Hawthorne Lane. 2. No internal site access is to be provided from Oakland Avenue.

Fire Protection

Plans for each building will be submitted to the Fire Marshal's office for approval before construction of that building commences.

Open Space

Pursuant to the Ordinance

Architectural Controls and Restrictive Covenants

1. The developer will cause all buildings on the site to be architecturally compatible in appearance with an end goal of creating a village-type environment internally. The Petitioner agrees to record restrictive covenants governing the use and development of the Site prior to the issuance of any building permit for improvements to the Site. The restrictive covenants will be enforced by a Property Owners Association and will provide for the establishment of:

• A Property or Homeowner's Association • Use restrictions on the property no less restrictive and in keeping with the use restrictions set forth in these Development Standards

• An architectural review process for external modifications and installation of satellite dishes, etc.

2. A minimum of 3 separate buildings will be erected. 3. The height of all buildings constructed on the site shall comply with the Ordinance.

4. In no event shall any building exceed 4 stories in height with a maximum height of 55' measured from the existing average grade elevation of the building's footprint. Storm Water

Storm water runoff from the Site will be managed through proven techniques that satisfy the standards imposed by the City of Charlotte.

Sidewalks and Internal Streets

Common areas maintenance

1. Petitioner will, after consultation with the City of Charlotte planners and other City staff install an agreed upon sidewalk and planting strip of dimensions to be determined which pay respect to existing conditions and connections while improving the overall appearance and function of both the site and the public right of way. This commitment applies to both Hawthorne and Oakland with the understanding that existing conditions at both streets are unique. 2. Internal streets will be private and will be dimensioned to provide adequate circulation (balanced against the highly urban nature of the site) and accessibility for emergency vehicles.

Amendments to Rezoning Plan

The then Owner or Owners of the Site in accordance with the provisions of Chapter 6 of the Ordinance may apply for future amendments to this Technical Data Sheet.

**Binding Effect** 

If this Rezoning Petition is approved, all conditions applicable to development of the Site imposed under this Technical Data Sheet will, unless amended in the manner provided under the Drdinance, be binding upon and inure to the benefit of the Petitioner and subsequent owners of the Site and their respective successors in interest or assigns

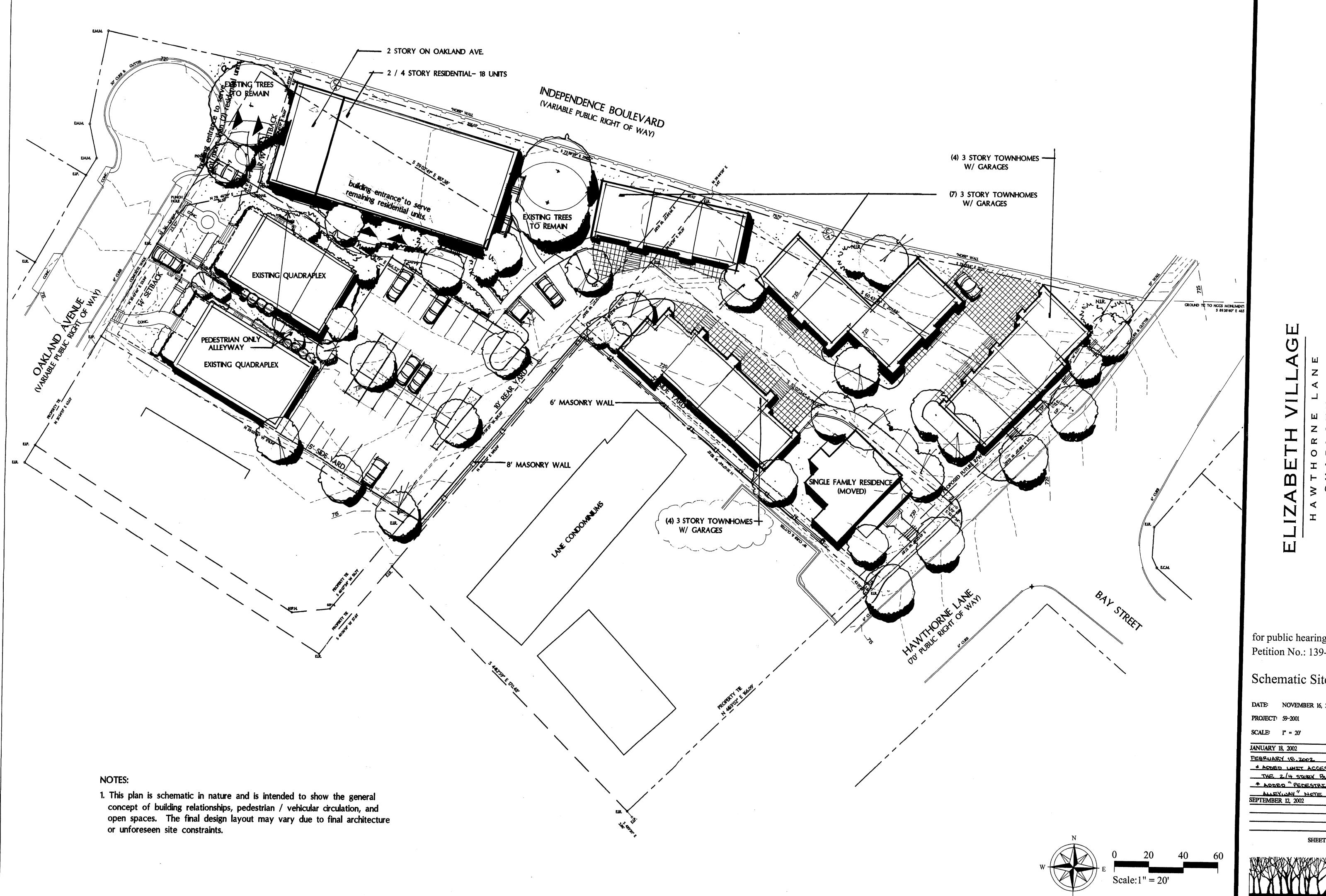
THE

for public hearing Petition No.: 2001-139

Conditional Notes

DATE: NOVEMBER 16, 2001 PROJECT: 59-2001

JANUARY 18, 2002 FEBRUARY 1, 2002 MARCH 8, 2002 SEPTEMBER 12, 2002

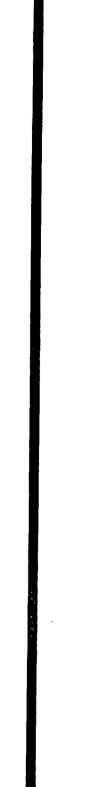


for public hearing Petition No.: 139-01

Schematic Site Plan

DATE: NOVEMBER 16, 2001 PROJECT: 59-2001

JANUARY 18, 2002 FEBRUARY 18, 2002 \* ADDED LINET ACCESS NOTES TO THE 2/4 STORY BUELDENCE # ADDED " PEDESTRIAN ONLY



LIZABETH VILLAG

HAWTHORNE LANE

CHARLOTTE

for public hearing

DATE: NOVEMBER 16, 2001

JANUARY 18, 2002 SEPTEMBER 12, 2002

Petition No.: 2001-139

Conceptual Perspectives

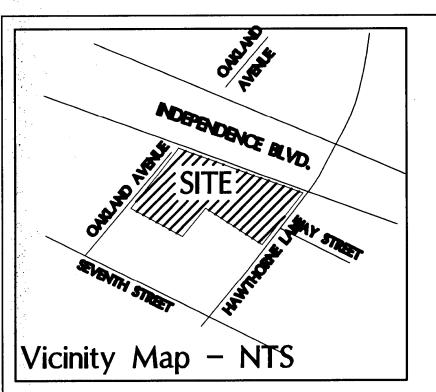
OAKLAND AVENUE:
Perspective A





#### NOTES

1. This perspective is schematic in nature and is intended to show the general concept of building relationships, building setbacks, and streetscape. The final design layout may vary due to final architecture or unforeseen site constraints



#### **General Provisions**

These Development Standards form a part of the Technical Data Sheet for the Elizabeth Village Development submitted by The Conformity Corporation (Monte and Jessica Ritchey). Development of the property identified on this Technical Data Sheet (the "Property" or the "Site") and the individual components to be located thereon will be governed by the conditions of this Technical Data Sheet and those plans and drawings expressly incorporated herein by reference and the applicable provisions of the City of Charlotte Zoning Ordinance. Unless more stringent standards are established by this Technical Data Sheet, the development standards established under the Ordinance for the UR-2 District classification shall be followed in connection with development taking place on the Site.

The development depicted on the Schematic Site Plan attached as Sheet L2.0 is merely schematic in nature and is intended only to describe the possible arrangement and size of the building footprints outlined on the Schematic Site Plan are schematic in nature and, subject only to the provisions set forth below under Architectural controls and Restrictive Covenants, may be altered or modified during design, development and construction phases to the extent permitted by the Ordinance.

#### Permitted Uses

The Site may only be developed with residential uses. Not more than 33 newly developed units may be constructed on the site. The total unit count including those units in buildings to be preserved may not exceed 42.

#### **Building Limitations**

Total built SF will be governed by the base F.A.R for the district, which is 1.0.

Exempt

Setbacks, Side Yards and Rear Yards

All buildings constructed within the Site shall satisfy or exceed the setback, rear yard and side yard requirements established under the ordinance for the UR-2 district.

## Screening and Landscaping

1. Landscaping will meet or exceed the requirements of the Ordinance along City Rights of Way.

2. Screening shall conform to the standards and treatments specified in Section 12.303 of the Ordinance.

3. Petitioner shall exercise good faith efforts to preserve trees. Trees 8 inches in caliper or greater shall preserved within setbacks along roadways except where their preservation conflicts with the installation or replacement of utilities and other similar site elements. Mitigation of the removal of any setback trees will be coordinated through Urban Forestry consistent with the Tree Ordinance.

#### 4. The dumpster, if any, will not be located adjacent to the Lane Condominiums.

5. The developer will construct an 8' (or a height allowed by code, if less) masonry wall along the rear property line of the Lane Condominiums. The developer will construct a 6' (or a height allowed by code, if less) wall along the adjacent side property line of the Lane Condominiums. The side property line wall will step down in height from 6' as it approaches Hawthorne Lane in a fashion that is architecturally sensitive in the discretion of the developer.

#### **Parking**

1. Off street parking shall be provided at a ratio of 2.0 spaces per unit for the (15) proposed 3 story units, and 1.5 spaces per unit for all remaining units on site.

2. No parking shall be allowed between buildings fronting Hawthorne Lane and the Hawthorne Lane ROW or between buildings fronting Oakland Avenue ROW umder this plan with the exception that two conventional driveways, each supporting two cars in queue may cross the Oakland Avenue setback at a right angle to the ROW.

3. Parking space and drive aisle dimensions as well as sight triangles do not apply in the UR-2 district, but consideration will be given to adequacy of circulation (balanced against the highly urban nature of the site) and safety concerns.

### Lighting

Mo wall packs

Pursuant to the Ordinance.

#### Access Points (Driveways)

1. The developer shall use good faith efforts to limit the number of cars ingressing and egressing the site via Oakland through effective planning of both driveway access and parking facilities. Access for both ingress and egress will be provided at Hawthorne Lane.

2. No internal site access is to be provided from Oakland Avenue.

#### Fire Protection

Plans for each building will be submitted to the Fire Marshal's office for approval before construction of that building commences.

#### Open Space

Pursuant to the Ordinance

Architectural Controls and Restrictive Covenants

1. The developer will cause all buildings on the site to be architecturally compatible in appearance with an end goal of creating a village-type environment internally. The Petitioner agrees to record restrictive covenants governing the use and development of the Site prior to the release of any Certificates of Occupance restrictive covenants will be enforced by a Property Owners Association and will provide for the establishment of:

## • A Property or Homeowner's Association

• Use restrictions on the property no less restrictive and in keeping with the use restrictions set forth in these Development Standards • Common areas maintenance

# • An architectural review process for external modifications and installation of satellite dishes, etc.

2. A minimum of 3 separate buildings will be erected. 3. The height of all buildings constructed on the site shall comply with the Ordinance.

4. In no event shall any building exceed 4 stories in height with a maximum height of 55' measured from the existing average grade elevation of the building's footprint.

## Storm Water

Storm water runoff from the Site will be managed through proven techniques that satisfy the standards imposed by the City of Charlotte.

# Sidewalks and Internal Streets

1. Petitioner will, after consultation with the City of Charlotte planners and other City staff install an agreed upon sidewalk and planting strip of dimensions to be determined which pay respect to existing conditions and connections while improving the overall appearance and function of both the site and the public right of way. This commitment applies to both Hawthorne and Oakland with the understanding that existing conditions at both streets are unique. 2. Internal streets will be private and will be dimensioned to provide adequate circulation (balanced against the highly urban nature of the site) and accessibility for emergency vehicles.

# Amendments to Rezoning Plan

The then Owner or Owners of the Site in accordance with the provisions of Chapter 6 of the Ordinance may apply for future amendments to this Technical Data Sheet.

# **Binding Effect**

If this Rezoning Petition is approved, all conditions applicable to development of the Site imposed under this Technical Data Sheet will, unless amended in the manner provided under the benefit of the Petitioner and subsequent owners of the Site and their respective successors in interest or assigns

ليا ATTACHED TO ADMINISTRATIVE

 $Z \bigcirc \bot$ 

BY: MARTIN R. CRAMTON, JR.

Conditional Notes

Petition No.: 2001-139

for public hearing

DATE: NOVEMBER 16, 2001

PROJECT: 59-2001

FEBRUARY 1, 2002 MARCH 8, 2002	
SEPTEMBER 12, 2002	
MAY 14, 2003	• • • • • • • • • • • • • • • • • • • •



CHARLOTTE-MECKLENBURG
PLANNING COMMISSION

INTER - OFFICE COMMUNICATION

DATE: May 16, 2003

**TO:** Robert Brandon Zoning Administrator FROM: Martin R. Cramton, Jr. Planning Director

**SUBJECT:** Administrative Approval for Petition No. 2001-139 by Monte Ritchey.

Attached is a revised plan sheet L 2.0 for the above petition. The plan has been revised to change the phasing to allow restrictive covenants to be recorded prior to the issuance of a certificate of occupancy. Since this change is minor, I am administratively approving this revised plan. Please use this plan when evaluating requests for building permits and certificates of occupancy. Please replace sheet L 2.0 in the administrative approval dated September 17, 2002 with this revised

Conceptual Perspectives



OAKLAND AVENUE:
Perspective A



BUILDING 4 SCHEMATIC ELEVATIONS (Progress as of May 14, 2003)



ATTACHED TO ADMINISTRATIVE
APPROVAL

DATED: 14 26 200

BY: MARYIN R. CRAMTON, JR.

# HAWTHORNE LANE: Perspective B

# NOTE

1. This perspective is schematic in nature and is intended to show the general concept of building relationships, building setbacks, and streetscape. The final design layout may vary due to final architecture or unforeseen site constraints

CHARLOTTE-MECKLENBURG
PLANNING COMMISSION

TO: Robert Brandon

Zoning Administrator

INTER - OFFICE COMMUNICATION

FROM: May 28, 2003

Martin R. Cramton, Jr. Planning Director

**SUBJECT:** Administrative Approval for Petition No. 2001-139 by Monte Ritchey.

Attached is a revised plan sheet L4.0 Conceptual Perspectives for the above petition. This plan has been revised to add a schematic elevation. The Zoning Committee of the Planning Commission voted to approve this revised sheet L4.0 on May 28, 2003. Please use this plan when evaluating requests for building permits and certificates of occupancy.