

**OFFICIAL REZONING APPLICATION  
CITY OF CHARLOTTE**

*Complete All Fields*

|              |             |
|--------------|-------------|
| FY2007       | 2008-014    |
| Petition #:  | 131777-0001 |
| Date Filed:  | SEP 26 2007 |
| Received By: | SF          |

**OWNERSHIP INFORMATION:**

Property Owner: APS Investments LLC

Owner's Address: P.O. Box 34689

City, State, Zip: Charlotte, NC 28234-4689

Date Property Acquired: 2001 Utilities Provided: (Water) CMUD (Sewer) CMUD  
(CMUD, Private, Other) (CMUD, Private, Other)

**LOCATION OF PROPERTY** (Address or Description): Northeastern quadrant of I-485 and Rocky River Road interchange

Tax Parcel Number(s): 105-361-01

Current Land Use: Vacant

Size (Sq.Ft. or Acres): Approximately 72.41 acres

**ZONING REQUEST:**

Existing Zoning: R-3

Proposed Zoning: O-2(CD), R-12MF(CD) and R-8-MF(CD)

Purpose of Zoning Change: (Include the maximum # of residential units or non-residential square footages): To accommodate the development of a mixed use center containing up to 30,000 square feet of office uses, 384 multi-family units and 322 townhomes for sale in conformance with the Rocky River Road Area Plan

Laura Simmons  
Kennedy Covington Lobdell & Hickman, LLP  
**Name of Agent**

214 N. Tryon Street, 47<sup>th</sup> Floor  
**Agent's Address**

Charlotte, NC 28202  
**City, State, Zip**

(704) 331-5784                      (704) 353-3684  
**Telephone Number**                      **Fax Number**

lsimmons@kennedycovington.com  
**E-Mail Address**

See attached Joinder Agreement  
**Signature of Property Owner if other than Petitioner**

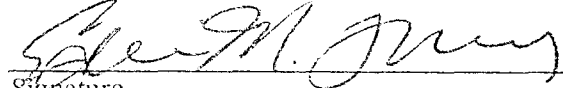
Edwin Thomas  
Rocky River Road Associates LLC  
**Name of Petitioner(s)**

125 Scaleybark Road  
**Address of Petitioner(s)**

Charlotte, NC 28209  
**City, State, Zip**

(704) 561-5206                      (704) 523-6140  
**Telephone Number**                      **Fax Number**

EThomas@merrifieldpartners.com  
**E-Mail Address**

  
**Signature**