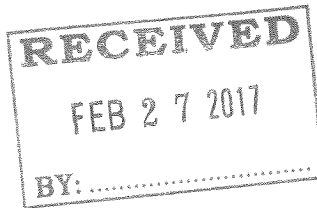


**I. REZONING APPLICATION
CITY OF CHARLOTTE**



2017-061

Petition #: _____
Date Filed: 2/27/2017
Received By: [Signature]

Property Owners: SEE SCHEDULE 1 ATTACHED HERETO

Owner's Addresses: SEE SCHEDULE 1 ATTACHED HERETO

Date Properties Acquired: SEE SCHEDULE 1 ATTACHED HERETO

Property Addresses: SEE SCHEDULE 1 ATTACHED HERETO

Tax Parcel Numbers: SEE SCHEDULE 1 ATTACHED HERETO

Current Land Use: vacant/commercial Size (Acres): ± 42.11

Existing Zoning: I-1 (CD)LLWPA Proposed Zoning: I-1(CD) LLWPA-SPA

Overlay: Lower Lake Wylie Protected Area
(Specify PED, Watershed, Historic District, etc.)

Required Rezoning Pre-Application Meeting* with: Claire Lyte-Graham, Alberto Gonzalez, Carlos Alzate, Joshua Weaver, Grant Meacci

Date of meeting: 2/14/17

(*Rezoning applications will not be processed until a required pre-application meeting with a rezoning team member is held.)

For Conditional Rezoning Only:

Requesting a vesting period exceeding the 2 year minimum? Yes No. Number of years (maximum of 5): N/A

Purpose/description of Conditional Zoning Plan: To amend a portion of the previously approved conditional plan to eliminate the restriction on warehouse/distribution space.

Keith MacVean & Jeff Brown
Name of Rezoning Agent

Moore & Van Allen, PLLC
100 N. Tryon Street, Suite 4700
Agent's Address

Charlotte, NC 28202

704-331-3531 (KM) 704-378-1954(KM)
704-331-1144 (JB) 704-378-1925 (JB)
Telephone Number Fax Number

keithmacvean@mvalaw.com; jeffbrown@mvalaw.com
E-mail Address

SEE ATTACHMENTS A-B
Signature of Property Owner

LBP Berryhill, LLC (Attn: Alan Kerry)
Name of Petitioner

4045 Perimeter Street West
Address of Petitioner

Charlotte, NC 28214
City, State, Zip

443.253.5116
Telephone Number Fax Number

akerry@lordbalt.com
E-mail Address

SEE ATTACHMENT C
Signature of Petitioner

SCHEDULE 1

Parcel	Property Address	Owner	Owner's Address	Acreage	Date Acquired
113-031-08	N/A	LBP Berryhill, LLC Charlotte	6225 Smith Ave #B- 100 Baltimore, MD 21209	4.78	11/17/2004
113-031-11	N/A			9.17	11/17/2004
113-031-09	4045 Perimeter West Dr.	Liberty Property Limited Partnership	500 Chesterfield Parkway Malvern, PA 19355	12.73	2/24/2012
113-031-10	4047 Perimeter West Dr.			15.43	2/24/2012

ATTACHMENT A

LBP Berryhill, LLC

**PETITIONER JOINDER AGREEMENT
LBP Berryhill, LLC**

The undersigned, as the owner of the parcel of land located at the

1. The southeast intersection of Wilkinson Blvd and Perimeter West Drive, Charlotte, NC
that is designated as Tax Parcel No. 113-031-08
2. The southwest intersection of Wilkinson Blvd and Perimeter West Drive, Charlotte, NC
that is designated as Tax Parcel No. 113-031-11

on the Mecklenburg County Tax Map and which is subject to the attached Rezoning Application (the "Parcel"), hereby joins in this Rezoning Application and consents to the change in zoning for the Parcel from the I-1(CD)LLWPA zoning district to the I-1(CD)LLWPA-SPA zoning district as more particular depicted on the related conditional rezoning plan, and to subsequent changes to the rezoning plan as part of this rezoning application.

This 24th day of February, 2017.

LBP Berryhill, LLC

By: Lord Baltimore Capital Corporation, its manager

By: 

Name: Stephen J. Bolin

Title: Senior Vice President

and Chief Administrative Officer

ATTACHMENT B

LBP Berryhill, LLC

**PETITIONER JOINDER AGREEMENT
Liberty Property Limited Partnership**

The undersigned, as the owner of the parcel of land located at

1. 4045 Perimeter West Drive, Charlotte, NC that is designated as Tax Parcel No. 113-031-09
2. 4047 Perimeter West Drive, Charlotte, NC that is designated as Tax Parcel No. 113-031-10

on the Mecklenburg County Tax Map and which is subject to the attached Rezoning Application (the "Parcel"), hereby joins in this Rezoning Application and consents to the change in zoning for the Parcel from the I-1(CD)LLWPA zoning district to the I-1(CD)LLWPA-SPA zoning district as more particular depicted on the related conditional rezoning plan, and to subsequent changes to the rezoning plan as part of this rezoning application.

This 24th day of February, 2017.

Liberty Property Limited Partnership

By: Masari Flippin
Name: Masari Flippin
Title: Vice President, Market Leader

ATTACHMENT C

ATTACHMENT C

**REZONING PETITION NO. 2017-000
LBP Berryhill, LLC**

Petitioner:

LBP Berryhill, LLC

By: Lord Baltimore Capital Corporation, its manager

By: 

Name: Stephen J. Bolin

Title: Senior Vice President
and Chief Administrative Officer