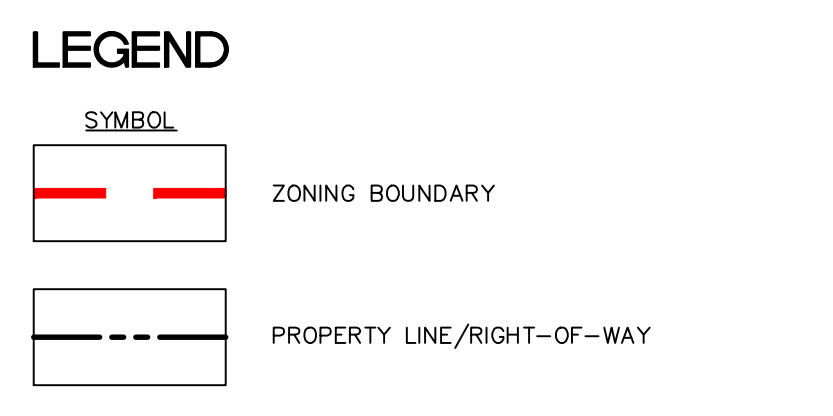



ColeJenest & Stone
 Shaping the Environment
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 Land Planning
 Landscape Architecture
 Civil Engineering
 Urban Design
 200 South Tryon Street, Suite 1400
 Charlotte, North Carolina 28202
 P# 704.376.1555 F# 704.376.7851
 www.colejeneststone.com



REZONING SUMMARY:

PETITIONER:	OPTIMISTIC VENTURE GROUP, LLC
PROPERTY OWNER:	OPTIMISTIC VENTURE GROUP, LLC
REZONING SITE AREA:	0.30± AC
TAX PARCEL#:	063-061-25
EXISTING ZONING:	R-6MF(CD)
PROPOSED ZONING:	UR-2(CD)
PREVIOUS PETITION NO.:	1990-080
EXISTING USE:	VACANT BUILDING
PROPOSED USE:	RESIDENTIAL
BUILDING SETBACK:	SEE NOTE 3A ON SHEET RZ-2
MIN. SIDE YARD:	5'
MIN. REAR YARD:	10'
MAX. HEIGHT:	40'
MAX. FLOOR AREA RATIO:	1.0
MAX. NO. OF RES. UNITS:	SIX (6) UNITS
RESIDENTIAL DENSITY:	NA
MAX. NO. OF BUILDINGS:	1
REQUIRED PARKING:	SEE RZ-2 FOR NOTES
REQUIRED SCREENING:	PER ORDINANCE

OPTIMISTIC VENTURE GROUP, LLC
 1101 SOUTH BOULEVARD
 SUITE 205
 CHARLOTTE, NC 28203
201 SOUTH HOSKINS ROAD

201 S. HOSKINS ROAD
 CHARLOTTE, NC 28208

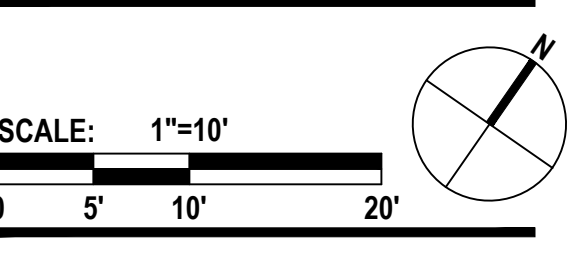
REZONING PLAN

Project No.
4743.00
 Issued
 01/22/2021

GENERAL REZONING NOTES:


- SEE SHEET RZ-2 FOR DEVELOPMENT STANDARDS

Revised
 05/17/21 - STAFF REVIEW COMMENTS
 06/14/21 - STAFF REVIEW COMMENTS
 07/22/21 - STAFF REVIEW COMMENTS



RZ-1

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201 SOUTH HOSKINS ROAD DEVELOPMENT STANDARDS
 JULY 22, 2021
APPROVED BY CITY COUNCIL
 SITE DEVELOPMENT DATA:
 RZ-2-2021-036
 Approved: 9/20/2021
 --REZONING SITE AREA: 0.30 ± ACRES
 --TAX PARCEL #S: 063-081-25

- EXISTING ZONING: R-6MF(CD)
- PROPOSED ZONING: UR-2(CD)
- EXISTING USES: VACANT BUILDING (EXISTING BUILDING FORM TO REMAIN)
- PROPOSED USES: UP TO SIX (6) MULTI-FAMILY DWELLING UNITS LOCATED IN A SINGLE BUILDING TOGETHER WITH ACCESSORY USES, AS ALLOWED IN THE UR-2 ZONING DISTRICT
- MAX. BUILDING HEIGHT: 40'-0"
- MAX. NO. OF RES. UNITS: SIX (6) UNITS
- RESIDENTIAL DENSITY: NA
- MAX. NO. OF BUILDINGS: 1
- MAX. FLOOR AREA RATIO: 1.0
- REQUIRED PARKING: PER ORDINANCE (SEE NOTE BELOW)
SIX (6) SPACES ARE PROVIDED ON THE PROJECT SITE
- REQUIRED SCREENING: PER ORDINANCE

1. GENERAL PROVISIONS:

- a. UNLESS MORE STRINGENT STANDARDS ARE ESTABLISHED BY THE REZONING PLAN OR THESE DEVELOPMENT STANDARDS (COLLECTIVELY REFERRED TO AS THE "REZONING PLAN") AS WELL AS THE APPLICABLE PROVISIONS OF THE CITY OF CHARLOTTE ZONING ORDINANCE (THE "ORDINANCE") FOR THE UR-2(CD) ZONING DISTRICT CLASSIFICATION SHALL BE FOLLOWED IN CONNECTION WITH DEVELOPMENT TAKING PLACE ON THE SITE. THE REZONING PLAN IS SUBJECT TO MODIFICATIONS DURING THE DESIGN DEVELOPMENT STAGES AS PROVIDED BELOW.
- b. THE DEVELOPMENT STANDARDS FORM A PART OF THE REZONING PLAN ASSOCIATED WITH THE REZONING PETITION FILED BY OPTIMISTIC VENTURE GROUP, LLC ("THE PETITIONER") TO ACCOMMODATE THE DEVELOPMENT OF AN APPROXIMATELY 0.30 ACRE SITE LOCATED AT 201 SOUTH HOSKINS ROAD ("THE SITE") WITH A MULTI-FAMILY RESIDENTIAL COMMUNITY THAT COULD CONTAIN UP TO 6 MULTI-FAMILY DWELLING UNITS.
- c. DEVELOPMENT OF THIS SITE WILL BE GOVERNED BY THE ATTACHED REZONING PLAN AND THESE DEVELOPMENT STANDARDS (COLLECTIVELY REFERRED TO AS THE "REZONING PLAN") AS WELL AS THE APPLICABLE PROVISIONS OF THE CITY OF CHARLOTTE ZONING ORDINANCE ("THE ORDINANCE"). THE REGULATIONS ESTABLISHED UNDER THE ORDINANCE FOR THE UR-2 ZONING DISTRICT CLASSIFICATION SHALL GOVERN DEVELOPMENT TAKING PLACE ON THE SITE.
- d. THE REZONING PLAN DEPICTIONS OF THE USES, PARKING AREAS, SIDEWALKS, STRUCTURES AND BUILDINGS, AND OTHER SITE ELEMENTS SET FORTH OF THE REZONING PLAN SHOULD BE REVIEWED IN CONJUNCTION WITH THE PROVISIONS OF THESE DEVELOPMENT STANDARDS. THE ULTIMATE LAYOUT, LOCATIONS AND SIZES OF THE DEVELOPMENT AND SITE ELEMENTS DEPICTED ON THE REZONING PLAN ARE GRAPHIC REPRESENTATIONS OF THE DEVELOPMENT AND SITE ELEMENTS PROPOSED, AND THE MAY BE ALTERED OR MODIFIED IN ACCORDANCE WITH THE SETBACK, YARD AND BUFFER REQUIREMENT SET FORTH ON THIS REZONING PLAN AND THE DEVELOPMENT STANDARDS. PROVIDED, HOWEVER, ANY SUCH ALTERATION AND MODIFICATIONS SHALL NOT MATERIALLY CHANGE THE OVERALL DESIGN INTENT DEPICTED ON THE REZONING PLAN. CHANGES TO THE REZONING PLAN NOT PERMITTED BY THE REZONING PLAN WILL BE REVIEWED AND APPROVED AS ALLOWED BY SECTION 6.207 OF THE ORDINANCE, SINCE THE PROJECT HAS NOT UNDERGONE THE DESIGN DEVELOPMENT AND CONSTRUCTION PHASES. IT IS INTENDED THAT THIS REZONING PLAN PROVIDE FOR FLEXIBILITY IN ALLOWING SOME ALTERATIONS OR MODIFICATIONS FROM THE GRAPHIC REPRESENTATIONS OF THE DEVELOPMENT/SITE ELEMENTS. THEREFORE, THERE MAY BE INSTANCES WHERE MINOR MODIFICATIONS WILL BE ALLOWED WITHOUT REQUIRING THE ADMINISTRATIVE AMENDMENT PROCESS PER SECTION 6.207 OF THE ORDINANCE. THESE INSTANCES WOULD INCLUDE CHANGES TO GRAPHICS IF THEY ARE:
- e. EXPRESSLY PERMITTED BY THE REZONING PLAN (IT IS UNDERSTOOD THAT IF A MODIFICATION IS EXPRESSLY PERMITTED BY THE REZONING PLAN IT IS DEEMED A MINOR MODIFICATION FOR THE PURPOSES OF THESE DEVELOPMENT STANDARDS); OR,
- i. MINOR AND DON'T MATERIALLY CHANGE THE OVERALL DESIGN INTENT DEPICTED ON THE REZONING PLAN; OR
- iii. MODIFICATIONS TO MOVE STRUCTURES GRAPHICALLY DEPICTED ON THE REZONING PLAN CLOSER TO ADJACENT PROPERTIES BUT NO CLOSER THAN THE "EXTERNAL BUILDING LINE" (IN THIS CASE THE EXTERNAL SETBACKS, SIDE OR REAR YARDS) INDICATED ON SHEET RZ-100.

THE PLANNING DIRECTOR WILL DETERMINE IF SUCH MINOR MODIFICATIONS ARE ALLOWED PER THIS AMENDED PROCESS, AND IF IT IS DETERMINED THAT THE ALTERATION DOES NOT MEET THE CRITERIA DESCRIBED ABOVE, THE PETITIONER SHALL THEN FOLLOW THE ADMINISTRATIVE AMENDMENT PROCESS PER SECTION 6.207 OF THE ORDINANCE; IN EACH INSTANCE, HOWEVER, SUBJECT TO THE PETITIONER'S APPEAL RIGHTS SET FORTH IN THE ORDINANCE.

2. PERMITTED USES, DEVELOPMENT AREA LIMITATIONS:

- a. THE SITE MAY BE DEVELOPED WITH UP TO SIX (6) MULTI-FAMILY DWELLING UNITS IN A SINGLE BUILDING TOGETHER WITH ACCESSORY USES ALLOWED IN THE UR-2(CD) ZONING DISTRICT.

3. SETBACKS, SIDE YARDS AND REAR YARDS

- a. BUILDING SETBACKS AND YARDS WILL BE ESTABLISHED IN THE MANNER DEPICTED ON THE REZONING PLAN.
 - ALONG SOUTH HOSKINS ROAD AND GOSSETT AVENUE, A 14 FOOT SETBACK FROM THE EXISTING BACK OF CURB WILL BE PROVIDED. IN THE EVENT THE BUILDING IS DEMOLISHED, A TRANSITIONAL SETBACK SHALL APPLY.
 - SIDE AND REAR YARD DETERMINATIONS WILL BE BASED ON THE ORIENTATION OF EACH PROPOSED BUILDING TO THE ADJOINING PROJECT PROPERTY LINE.
- b. DECKS SHALL NOT EXTEND INTO ANY REQUIRED SIDE OR REAR YARDS. HOWEVER, AT-GRADE PATIOS MAY BE LOCATED IN WHOLE OR IN PART WITHIN REQUIRED REAR YARDS.

4. SCREENING

- a. MECHANICAL EQUIPMENT OR OTHER UTILITY HARDWARE INSTALLED AT GROUND LEVEL AND ON THE ROOFS OF BUILDINGS CONSTRUCTED ON THE SITE WILL BE SCREENED FROM PUBLIC VIEW AT GRADE FROM A PUBLIC STREET.

5. TRANSPORTATION IMPROVEMENTS AND ACCESS:

- i. PROPOSED IMPROVEMENTS
 - a. ACCESS TO THE SITE WILL BE FROM GOSSETT AVENUE AS GENERALLY DEPICTED ON THE REZONING PLAN.
 - b. MINOR ADJUSTMENTS IN THE LOCATION OF THE POSSIBLE CONNECTION CAN BE MADE IN CONSULTATION WITH THE PLANNING DEPARTMENT DURING THE PLANNED MULTI-FAMILY REVIEW AND APPROVAL PROCESS;
 - c. SUBJECT TO THE PROVISIONS AND DESIGN DESCRIBED IN THE SECTION ABOVE, THE PLACEMENTS AND CONFIGURATIONS OF VEHICULAR ACCESS POINTS ARE SUBJECT TO ANY MINOR MODIFICATIONS, AS APPROVED BY CDOT/NC DOT, REQUIRED TO ACCOMMODATE THE FINAL SITE DEVELOPMENT AND CONSTRUCTION PLANS AND TO ANY ADJUSTMENTS REQUIRED FOR APPROVAL BY THE CDOT/NC DOT IN ACCORDANCE WITH PUBLISHED STANDARDS.

- d. THE ALIGNMENT OF THE INTERNAL VEHICULAR CIRCULATION AND DRIVEWAYS MAY BE MODIFIED BY PETITIONER TO ACCOMMODATE CHANGES IN TRAFFIC PATTERNS, PARKING LAYOUTS, AND ANY ADJUSTMENTS REQUIRED FOR APPROVAL BY CDOT IN ACCORDANCE WITH PUBLISHED STANDARDS.
- e. DEDICATION AND FEE OF SIMPLE CONVEYANCE OF ALL RIGHTS-OF-WAY TO THE CITY BEFORE THE SITE'S FIRST BUILDING CERTIFICATE OF OCCUPANCY IS ISSUED SHALL BE PROVIDED. AN ADDITIONAL 2.00' BEHIND THE BACK OF SIDEWALK SHALL BE PROVIDED.
- f. THE PETITIONER COMMITS TO CONSTRUCT AN 8.00' PLANTING STRIP AND 6.00' SIDEWALK ON SOUTH HOSKINS ROAD IN SUPPORT OF THE CHARLOTTE WALKS COUNCIL-ADOPTED POLICY AND TO REPLACE THE EXISTING ACCESSIBLE RAM AT THE INTERSECTION WITH TWO (2) STANDARDS CLDSM FROWAG DIRECTIONAL RAMPS AS SHOWN ON THE SITE PLAN. FINAL LOCATION OF EACH IMPROVEMENT TO BE DETERMINED DURING SITE PERMITTING.
- g. ALL TRANSPORTATION IMPROVEMENTS WILL BE APPROVED AND CONSTRUCTED BEFORE THE SITE'S FIRST BUILDING OCCUPANCY IS ISSUED.

6. ARCHITECTURAL STANDARDS:

- a. PROHIBITED EXTERIOR BUILDING MATERIALS - THE FOLLOWING EXTERIOR BUILDING MATERIALS ARE SPECIFICALLY PROHIBITED:
 - i. VINYL SIDING (EXCEPT FOR SOFFITS AND TRIM INCLUDING WINDOW AND DOOR TRIM)
 - ii. CONCRETE MASONRY UNITS (CMU) NOT ARCHITECTURALLY FINISHED.
- b. SERVICE AREA SCREENING - SITE SERVICE AREAS (DUMPSTERS, REFUSE AREAS, RECYCLING AREAS, STORAGE) SHALL BE SCREENED FROM VIEW THROUGH THE FOLLOWING STANDARDS:
 - i. SERVICE AREAS WILL BE SCREENED BY A MINIMUM 30 PERCENT MASONRY MATERIAL
 - ii. UTILITY STRUCTURES NEED TO BE SCREENED ARCHITECTURALLY OR WITH EVERGREEN PLANT MATERIAL.
 - iii. WALLS SHALL BE DESIGNED TO MATCH AND COMPLEMENT THE BUILDING ARCHITECTURE OF THE RESIDENTIAL BUILDINGS OF THE SUBJECT PROPERTY.

7. ENVIRONMENTAL FEATURES:

- a. THE SITE SHALL COMPLY WITH THE CHARLOTTE CITY COUNCIL APPROVED AND ADOPTED POST CONSTRUCTION CONTROLS ORDINANCE.
- b. THE SITE SHALL COMPLY WITH THE CITY OF CHARLOTTE TREE ORDINANCE, CHAPTER 21 OF THE CITY CODE.

8. LIGHTING:

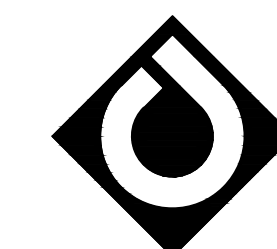
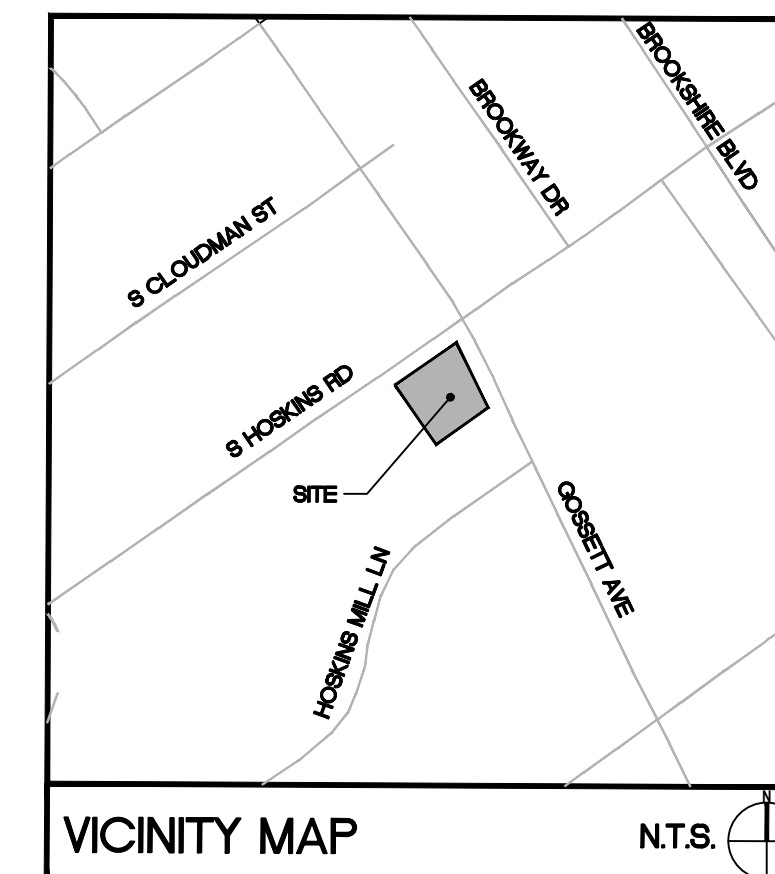
- a. ALL NEW ATTACHED AND DETACHED LIGHTING SHALL BE FULLY SHIELDED DOWNWARDLY DIRECTED AND FULL CUT OFF FIXTURE TYPE LIGHTING EXCLUDING LOWER, DECORATIVE LIGHTING THAT MAY BE INSTALLED ALONG THE DRIVEWAYS, SIDEWALKS, AND PARKING AREAS.
- b. DETACHED LIGHTING ON THE SITE, EXCEPT STREET LIGHTS LOCATED ALONG PUBLIC STREETS, WILL BE LIMITED TO 21 FEET IN HEIGHT.

9. AMENDMENTS TO THE REZONING PLAN:

- a. FUTURE AMENDMENTS TO THE REZONING PLAN (WHICH INCLUDES THESE DEVELOPMENT STANDARDS) MAY BE APPLIED FOR BY THE THEN OWNER OR OWNERS OF THE APPLICABLE DEVELOPMENT AREA PORTION OF THE SITE AFFECTED BY SUCH AMENDMENT IN ACCORDANCE WITH THE PROVISIONS HEREIN AND OF CHAPTER 6 OF THE ORDINANCE.

10. BINDING EFFECT OF THE REZONING APPLICATION:

- a. IF THIS REZONING PETITION IS APPROVED, ALL CONDITIONS APPLICABLE TO THE DEVELOPMENT OF THE SITE IMPOSED UNDER THE REZONING PLAN WILL, UNLESS AMENDED IN THE MANNER PROVIDED HEREIN AND UNDER THE ORDINANCE, BE BINDING UPON AND INURE TO THE BENEFIT OF THE PETITIONER AND SUBSEQUENT OWNERS OF THE SITE OR DEVELOPMENT AREAS, AS APPLICABLE, AND THEIR RESPECTIVE HEIRS, DEVISEES, PERSONAL REPRESENTATIVES, SUCCESSORS IN INTEREST OR ASSIGNS.



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DEVELOPMENT STANDARDS

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RZ-2

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