

**ZONING ORDINANCE
TEXT AMENDMENT
APPLICATION**
MECKLENBURG COUNTY

Petition No. <u>98-0261</u>
Date Filed _____
Received By <u>SLS</u>
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REVISED

Section No. Chapter 9, Part 2, Section 9.203(7) and Section 9.303(10)
(Title)

Purpose of Change:

When the new Zoning Ordinance was adopted in January, 1992, stringent new requirements were placed on the location of elementary and secondary schools. These requirements stipulate that such schools must actually front on and have primary vehicular access from a collector street, minor thoroughfare, or major thoroughfare.

These requirements are justified where new school construction occurs after the date of the adoption of the Zoning Ordinance. However, schools which were built prior to those requirements being installed now experience considerable difficulty in being able to add buildings, modify the grounds, or perform major maintenance. With emphases being placed on upgrading older schools, the only means by which an addition or change can now occur in those non-conforming schools, is by applying to the Zoning Board of Adjustment for a variance.

While the variance procedure is available, it is unwieldy and creates an unnecessary process which is both a burden to the Board of Education and to the members and staff of the Board of Adjustment.

This request, therefore, proposes to amend the Ordinance to recognize that those schools in existence prior to the adoption of the Ordinance can make changes without having to go through the variance process.

This appears to be well justified and will be a considerable time and expense saver for everyone involved.

Name of Agent _____

Agent's Address _____

Telephone Number _____

Charlotte-Mecklenburg Board of Education

Name of Petitioner(s) 701 E Second St, Charlotte NC 28202

Address of Petitioner(s) 343-6050

Telephone Number _____

Signature _____

98-026

ZONING REGULATIONS

TEXT AMENDMENT NO. 54

APPROVED BY COUNTY COMMISSION

A RESOLUTION AMENDING
THE MECKLENBURG COUNTY
ZONING REGULATIONS

DATE FEBRUARY 10, 1998

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA

Section 1. The Mecklenburg County Zoning Regulations as embodied in the Zoning Ordinance are hereby amended as follows:

1. Amend Chapter 9: General Districts, Part 2, Single Family, Section 9.203(7), Elementary and Secondary Schools and Multi-Family, Section 9.303(10), Elementary and Secondary Schools, as follows:

Add new sub-sections 7(f) as follows:

"(f) Except as modified by the requirements of sub-section 7(d) of this section, sub-sections 7(b) and 7(c) of this section shall not apply to additions, modifications, or improvements to any school that is non-conforming with respect to these provisions which was constructed, or where a building permit for the school was issued, prior to January 1, 1992."

Section 2. That this ordinance shall become effective upon adoption.

Approved as to Form:

County Attorney

Read, approved, and adopted by the Board of County Commissioners of Mecklenburg County, North Carolina, in meeting on the 10 day of FEBRUARY, 19 98.

Clerk, Board of County Commissioners