

FY2007 -

Petition #: 2007-038

Date Originally Filed: 12/27/2006

Date Amended: February 20, 2007

Received By: S. Fortune

AMENDED
REZONING APPLICATION
CITY OF CHARLOTTE

Complete all fields -

Property Owner: Brookdale GP Limited Partnership and APS Investments, LLC

Owner's Address: 3700 Arco Corporate Drive, Suite 350 City, State, Zip: Charlotte, NC 28273

Date Property Acquired: 12/29/06 Utilities Provided: (Water) CMUD (Sewer) CMUD
(CMUD, Private, Other) (CMUD, Private, Other)

LOCATION OF PROPERTY (Address or Description): Plaza Road Ext., East of I-485 and South of Rocky River Road

Tax Parcel Number(s): A portion of Tax Parcel No. 105-201-09 and a portion of Tax Parcel No. 105-201-35

Current Land Use: Vacant

Size (Sq.Ft. or Acres): Approximately 6.28 acres

Existing Zoning: CC Proposed Zoning: B-D(CD) and CC S.P.A.

AMENDED REQUEST DETAILS:

Purposes: 1) Original Request 2) Amendment/Change:

- 1) To rezone the site to the B-D(CD) zoning district to allow the development of a building containing up to 97,400 s.f. of climate controlled self storage uses and up to 4,000 s.f. of office uses.
- 2) To add 2.98 acres to the site, and to rezone a portion of the site to the B-D(CD) zoning district for the purposes described above and a portion of the site to the CC site plan amendment zoning district to allow the development of a maximum 16,000 s.f. retail building and a maximum 20,400 s.f. office/retail building.

John Carmichael

Name of Agent

Kennedy Covington Lobdell & Hickman
214 N. Tryon Street, 47th Floor

Agent's Address

Charlotte, NC 28202

City, State, Zip

704-331-7509

Telephone Number

704-353-3209

Fax Number

jcarmichael@kennedycovington.com

E-Mail Address

See attached Joinder Agreement

Signature of Property Owner if other than Petitioner

Rocky River Deacon Devilcat, LLC

Name of Petitioner(s)

c/o D. Gray Steelman, Development-Management, Inc.
P.O. Box 35349

Address of Petitioner(s)

Charlotte, NC 28235-5349

City, State, Zip

704-343-0056 x 2

Telephone Number

704-343-0059

Fax Number

gsteelman@dmjnc.com

E-Mail Address

By: D. Gray Steelman

Signature