

**Site Development Data:**

Acreage: +/- 0.95 AC  
 Tax Parcel: 081-084-07 & 081-084-08  
 Existing Zoning: I-2  
 Proposed Zoning: MUDD(O)  
 Existing Uses: Commercial (Vacant)  
 Proposed Uses: Residential & Non-Residential uses allowable within MUDD  
 Max Density: 13,800sf of Non-Residential uses & Up to (12) Residential Units

**General Provisions:**

- These Development Standards form part of the Rezoning Plan associated with the Rezoning Petition filed by White Zombie, LLC (the "Petitioner") to accommodate the development of a mixed-use development on an approximate 0.95 acre site located at the corner of Seigle Avenue and Van Every Street, which is more particularly depicted on the Rezoning Plan (the "Site"). The Site is comprised of Tax Parcel Numbers 081-084-07 & 081-084-08.
- Development of the Site shall be governed by the Rezoning Plan, these Development Standards and the applicable provisions of the City of Charlotte Zoning Ordinance (the "Ordinance"). Unless the Rezoning Plan or these Development Standards establish more stringent standards, the regulations established under the Ordinance for the "MUDD" Zoning District shall govern all development taking place on the Site. The configurations, placements and sizes of the buildings, parking areas, open space and public road improvements depicted on the Rezoning Plan are schematic in nature and therefore are subject to refinements as part of the total design process.

**Optional Provisions:**

This Petition proposes for the site to be rezoned to the MUDD(O) district with the following optional provisions:

- To allow for a reduced setback along Seigle Ave and Van Every Street to accommodate an existing structure on site as described in Section 9.8505(2) of the zoning ordinance. The reduced setback shall be 10' measured from existing back of curb.

**Permitted Uses:**

- Uses allowed within the rezoning area included in this Petition are those uses that are permitted within the MUDD zoning district. However, those uses shall be limited as described within the following development conditions and as generally indicated within this petition.
  - Existing Building 1: Allowable non-residential uses (Office/Retail) as described in Chapter 9 Part 8.5 in the Zoning Ordinance.
  - Existing Building 2: Allowable non-residential uses (Office/Retail) as described in Chapter 9 Part 8.5 in the Zoning Ordinance.
  - Proposed Building: Up to 8,300sf of allowable non-residential uses (Office/Retail) as described in Chapter 9 Part 8.5 in the Zoning Ordinance within a 3-story structure with a maximum height of 40'.
  - Residential Units: Three buildings providing up to (12) residential units total on site. Each building to be a maximum of 3-stories and at a height of no more than 40'.
  - Of the allowable (12) residential units on site, one unit shall maintain a monthly rental rate at or below 80% of the Area Median Income (AMI) for a period of no less than 15 years from the date of issuance of the units associated certificate of occupancy.
- The overall design and layout of the Site shall be designed to encourage pedestrian walkability between freestanding buildings and the adjacent Seigle Avenue and Van Every Street public right of way.

**Transportation:**

- Vehicular access to public rights of way will be as generally depicted on the Rezoning Plan. The site shall provide two-way vehicular access at Van Every Street and one-way out access to Seigle Avenue as depicted on the site plan.
- The petitioner agrees to provide one (1) accessible sidewalk ramp at the corner of Van Every Street and Seigle Avenue as illustrated on the Site plan to accommodate an accessible connection across Van Every Street.
- The petitioner agrees to extend Van Every Street within the existing Van Every Street right of way as generally depicted on the site plan.
- All transportation improvements, including sidewalk and accessible ramps, within the public right of way shall be approved and constructed prior to the sites first certificate of occupancy is issued.
- An 8'-0" sidewalk shall be provided on site adjacent public rights of way as allowable. However, due to existing on-site constraints and current built conditions, the petitioner shall be allowed to provide and/or maintain a 6'-0" sidewalk located back of existing curb at the corner of Van Every Street and Seigle Avenue.
- A sidewalk utility easement (SUE) shall be provided between the existing public right of way to 1' behind proposed sidewalk along Seigle Avenue and Van Every Street as generally illustrated on the Site plan.

**Architectural and Design Standards:**

- In addition to design provisions contained within the district regulations of the Zoning Ordinance for the MUDD district, the development of the site will be governed by the following provisions and standards produced by the Petitioner and which will be binding on the development of the site.
- The petitioner shall limit the maximum height of each residential structure on site to 40' and (3) three stories. The proposed non-residential building on site shall be limited to 40' and (3) three stories.
- Existing Building 1 and Existing Building 2 shall be renovated and adaptively re-used while complying with current building codes. Building additions and expansions, including roof top patios, to the existing structures on site shall be permissible.
- The following provisions and standards shall apply regarding design guidelines and the architectural design of structures proposed on site. It is the intent of these standards to provide design flexibility in design while achieving architectural continuity and visual harmony through out the proposed development.
  - Facade improvements allowable to existing structures on site shall include improved fenestration of existing exterior walls, replacement of windows and expansion of window areas, replacement and expansion of existing doorways, addition of pedestrian entrances and egress points, covered and uncovered patio areas, exterior stairs, architectural accents & signage.
  - Proposed residential structures constructed on the Site may use a variety of building materials. The building materials utilized will be a combination of the following: glass, brick, stone, simulated stone, pre-cast stone, synthetic stone, cementitious siding (such as Hardi-plank), EIFS, metal or wood.
  - Vinyl will not be used as a primary exterior building material, but may be utilized for trim, soffits, architectural detailing, insulation.
  - Petitioner shall provide blank wall provisions that limit the maximum blank wall exposure to 10 feet adjacent public or private streets on all building levels, including but not limited to doors, windows, awnings, and/or architectural design elements.
  - Residential units shall be provided walkways to connect to public rights of way, as generally depicted on the Site plan.
  - Units fronting McAden Street and Van Every Street shall provide entrances facing the street, with a sidewalk connection to a public right of way. Sidewalk connection from residential structure to public right of way may be a shared path to public right of way.
  - Facade articulation or variation will be utilized to differentiate vertically between residential unit blocks within each building.
- Urban Open Space shall be provided on site as described within Section 9.8506(4) of the Zoning Ordinance.

**Streetscape and Landscaping:**

- The Petitioner shall comply with Chapter 21 of the City of Charlotte Code of Ordinances.

**Environmental Features:**

- The Petitioner shall comply with the City of Charlotte Post Construction Ordinance.
- The approximate location of a 100' Surface Water Improvement & Management (SWIM) Buffer is generally depicted on the site plan. The final location of the buffer shall be determined prior to construction.
- An investigation of potential stream and wetlands shall be conducted on site prior to submittal of land development documents to the City of Charlotte Land Development Office.

**Signage:**

- The Petitioner shall comply with the City of Charlotte Signage Ordinance.

**Lighting:**

- All attached and detached lighting will be full cutoff fixtures and downwardly directed. However, upward facing architectural and landscape accent lighting shall be permitted.
- Detached lighting on the site, except street lights located along public streets, will be limited to 20' in height.

**Amendments to Rezoning Plan:**

Future amendments to the Technical Data Sheet or these Development Standards may be applied for by the then Owner or Owners of the parcel or parcels within the Site involved in accordance with the provisions of Chapter 6 of the Ordinance.

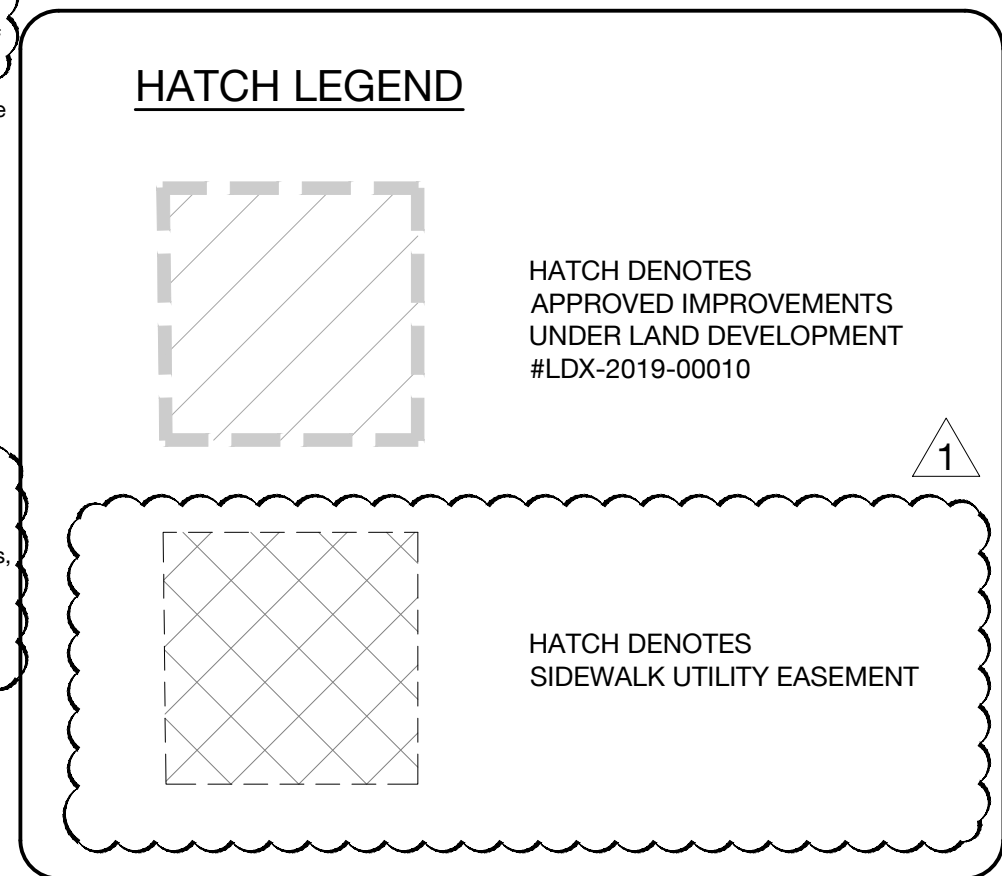
Further alterations or modifications to the Rezoning Plan which, in the opinion of the Planning Director, substantially alter the character of the development or significantly alter the approved Technical Data Sheet or any of its conditions or which increase the intensity of development shall not be deemed to be minor and may only be made in accordance with the provisions of Subsections 6.207(1) or (2) of the Ordinance, as applicable.

**Binding Effect of the Rezoning Documents and Definitions:**

- If this Site Plan Amendment is approved, all conditions applicable to development of the Site imposed under the Technical Data Sheet will, unless amended in the manner provided under the Ordinance, be binding upon and inure to the benefit of the Petitioner and the current and subsequent owners of the Site and their respective successors in interest and assigns.
- Throughout these Development Standards, the terms, "Petitioner" and "owner" and "owners" shall be deemed to include the heirs, devisees, personal representatives, successors in interest and assigns of the Petitioner or the owners of the Site from time to time who may be involved in any future development thereof.

**DEVELOPMENT SUMMARY**

TAX PARCEL ID #:	081-084-07 & 08
TOTAL SITE AREA:	± 0.95 AC
EXISTING ZONING:	I-2
PROPOSED ZONING:	MUDD(O)
EXISTING USE:	VACANT
EX. BUILDING #953 (4,160 SF)	VACANT
EX. BUILDING #961 (1,340 SF)	VACANT
PROPOSED USE:	NON-RESIDENTIAL (OFFICE/RETAIL) RESIDENTIAL UNITS
PROP. BUILDING (8,300 SF)	
PROP. SF ATTACHED (12)	
SETBACKS:	
FRONT:	SEIGLE AVE: 10' FROM B.O.C. VAN EVERY ST: 10' FROM B.O.C.
SIDE: 0'	
REAR: 0'	
VEHICULAR PARKING:	
REQUIRED PARKING:	NON-RESIDENTIAL (13,800 SF) 23 SP (1/600 SF) RESIDENTIAL UNITS (12) 12 SP (1/DWELLING UNIT)
TOTAL:	35 SP (REQUIRED)
PROPOSED PARKING:	36 SP (PROVIDED)



**Planning Department**  
**APPROVED BY CITY COUNCIL**  
 December 16, 2019



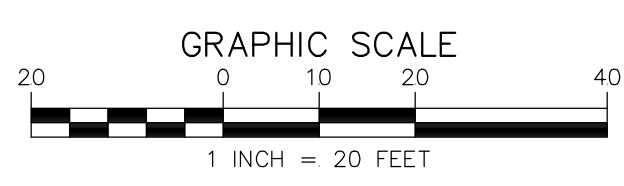
**Seigle Mixed-Use**  
**Rezoning Plan**  
 953 & 961 Seigle Avenue, Charlotte, NC 28205

NO. DATE: BY: REVISIONS:

1	9-16-2019	UDP	PER STAFF COMMENTS
---	-----------	-----	--------------------

Project No: 19-009  
 Date: 06.14.2019  
 Designed by: UDP  
 Drawn By: UDP  
 Sheet No:

**REZONING PETITION #2019-100**



**RZ-1.0**