

Petition #: 2007-158  
Petitioner: Charlotte-Mecklenburg Planning Commission

Approved by City Council  
February 18, 2008

**ORDINANCE NO. \_\_\_\_** **AN ORDINANCE AMENDING APPENDIX A  
OF THE CITY CODE – ZONING ORDINANCE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE**

Section 1. Appendix A, “Zoning” of the Code of the City of Charlotte is hereby amended as follows:

A. **CHAPTER 9: GENERAL DISTRICTS.**

1. **PART 4: Urban Residential Districts (UR-1, UR-2, UR-3, and UR-C)**

- a. Amend Section 9.408, “Urban Residential Districts; off-street parking and loading standards” by adding a new subsection (7) requiring that new structured parking decks associated with residential development include controlled access for the residential parking component. The new subsection shall read as follows:

- (7) Structured parking decks and underground parking decks providing required parking for residential dwelling units, in the UR-2, UR-3, or UR-C zoning districts, shall meet the following requirements:
- (a) Residential developments, including mixed-use or multi-use developments with a residential component, shall provide security for residents by controlling vehicular and pedestrian access to structured or underground parking areas designated for residential parking.
- (b) Controlled gate locations are subject to the approval of CDOT.

2. **PART 8.5, MIXED USE DEVELOPMENT DISTRICT**

- a. Amend Section 9.8507, “Mixed Use Development District; parking and loading standards” by adding a new subsection (8) requiring that new structured parking decks associated with residential development include controlled access for the residential parking component. The new subsection shall read as follows:

- (8) Structured parking decks and underground parking decks providing required parking for residential dwelling units, in the MUDD zoning district, shall meet the following requirements:

- (a) Residential developments, including mixed-use or multi-use developments with a residential component, shall provide security for residents by controlling vehicular and pedestrian access to structured or underground parking areas designated for residential parking.
- (b) Controlled gate locations are subject to the approval of CDOT.

3. PART 9: UPTOWN MIXED USE DISTRICT

- a. Amend Section 9.907, “Uptown Mixed Use District; parking and loading standards”, subsection (1), “Parking standards”, by adding a new subsection (j) that would require new structured parking decks associated with residential development to include controlled access for the residential parking component. The new subsection shall read as follows:

- (j) Structured parking decks and underground parking decks providing required parking for residential dwelling units, in the UMUD zoning districts, shall meet the following requirements:
  - (a) Residential developments, including mixed-use or multi-use developments with a residential component, shall provide security for residents by controlling vehicular and pedestrian access to structured or underground parking areas designated for residential parking.
  - (b) Controlled gate locations are subject to the approval of CDOT.

4. PART 12: TRANSIT ORIENTED DEVELOPMENT DISTRICTS.

- a. Amend Section 9.1208, “Development Standards”, subsection (6)(1) by adding a new subsection (5) that would require new structured parking decks associated with residential development to include controlled access for the residential parking component. The new subsection shall read as follows:

- (5) Structured parking decks and underground parking decks providing required parking for residential dwelling units, in all the TOD zoning districts, shall meet the following requirements:
  - (a) Residential developments, including mixed-use or multi-use developments with a residential component, shall provide security for residents by controlling vehicular and pedestrian access to structured or underground parking areas designated for residential parking.

- (b) Controlled gate locations are subject to the approval of CDOT.

B. CHAPTER 10, OVERLAY DISTRICTS

1. PART 9, Transit Supportive Overlay District

- a. Amend Section 10.907, "Development Standards", subsection (6), "Parking Standards", subsection (1) by adding a new subsection "5" that would require new structured parking decks associated with residential development to include controlled access for the residential parking component. The new subsection shall read as follows:

- 5. Structured parking decks and underground parking decks providing required parking for residential dwelling units, in the TS zoning district, shall meet the following requirements:

- (a) Residential developments, including mixed-use or multi-use developments with a residential component, shall provide security for residents by controlling vehicular and pedestrian access to structured or underground parking areas designated for residential parking.
- (b) Controlled gate locations are subject to the approval of CDOT.

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

Approved as to form:

\_\_\_\_\_  
City Attorney

I, \_\_\_\_\_ City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18<sup>th</sup> day of February, 2008, the reference having been made in Minute Book \_\_\_\_\_, and recorded in full in Ordinance Book \_\_\_\_\_, Page(s) \_\_\_\_\_.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the \_\_\_\_\_ day of \_\_\_\_\_, 2008.