

**AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE –ZONING ORDINANCE**

ORDINANCE NO.

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 2: DEFINITIONS AND RULES OF CONSTRUCTION

1. PART 2: DEFINITIONS

- a. Add two new definitions related to “public bicycle-sharing stations” in Section 2.201, “Definitions”, in alphabetical order. The new definitions shall read as follows:

Public Bicycle-Sharing Service.

A system operated under the auspices of the City of Charlotte and administered by a nonprofit organization whose function is to provide the general public with opportunities to rent bicycles on a short-term basis for use within the city or region.

Public Bicycle-Sharing Station.

A bicycle sharing facility placed or constructed by a Public Bicycle-Sharing Service on public or private property where bicycles are stored and from which members of the public may rent bicycles as part of a Public Bicycle-Sharing Service including objects or equipment necessary for or appurtenant to its operation.

B. CHAPTER 9: GENERAL DISTRICTS

1. PART 1: TABLE OF USES AND HIERARCHY OF DISTRICTS

- a. Amend Table 9.101, by adding “public bicycle sharing stations” under “Office and Business Uses” of the following zoning districts as a use allowed with prescribed conditions. The use shall be added in alphabetical order.

Office and Business Uses								
	R-3	R-4	R-5	R-6	R-8	R-8MF	R-12MF	R-17MF
<u>Public Bicycle-Sharing Station</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>

Office and Business Uses							
	R-22MF	R-43MF	UR-1	UR-2	UR-3	UR-C	R-MH
<u>Public Bicycle-Sharing Station</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>

Office and Business Uses							
	MX-1	MX-2	MX-3	INST	RE-1	RE-2	RE-3
<u>Public Bicycle-Sharing Station</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>

Office and Business Uses										
	O-1	O-2	O-3	B-1	B-2	BD	BP	CC	NS	MUDD
<u>Public Bicycle-Sharing Station</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>

Office and Business Uses							
	UMUD	TOD-R	TOD-E	TOD-M	U-I	I-1	I-2
<u>Public Bicycle-Sharing Station</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>	<u>PC</u>

2. PART 2: SINGLE FAMILY DISTRICTS

- a. Add in Section 9.203, “Uses permitted under prescribed conditions”, item (14.5), by listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 9.203. Uses permitted under prescribed conditions.

(14.5) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

3. PART 3: MULTI-FAMILY DISTRICTS

- a. Amend Section 9.303, “Uses permitted under prescribed conditions”, by adding a new item (19.1), listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 9.303. Uses permitted under prescribed conditions.

(19.1) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

4. PART 4: URBAN RESIDENTIAL DISTRICTS

- a. Amend Section 9.404, “Urban Residential Districts; Uses permitted under prescribed conditions”, by adding a new item (4.5), listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 9.404. Uses permitted under prescribed conditions.

(4.5) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

5. PART 5: INSTITUTIONAL DISTRICTS

- a. Amend Section 9.503, “Uses permitted under prescribed conditions”, by adding a new item (14.1), listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 9.503. Uses permitted under prescribed conditions.

(14.1) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

6. PART 6: RESEARCH DISTRICTS

- a. Amend Section 9.603, “Uses permitted under prescribed conditions”, by adding a new item (16.1), listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 9.603. Uses permitted under prescribed conditions.

(16.1) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

7. PART 7: OFFICE DISTRICTS

- a. Amend Section 9.703, “Uses permitted under prescribed conditions”, by adding a new item (22.5), listing that public bicycle-sharing station is a use permitted under prescribed conditions. Also correct a double entry of (21) by changing “Planned multi-family and attached developments” to item (22). The revised text shall read as follows:

Section 9.703. Uses permitted under prescribed conditions.

(21) Outdoor recreation, subject to the provisions of Section 12.540.

~~(21)~~(22) Planned multi-family and attached developments, subject to subsection 9.303(19) and the regulations of this Part.

(22.5) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

8. PART 8: BUSINESS DISTRICTS

- a. Amend Section 9.803, “Uses permitted under prescribed conditions”, by adding a new item (27.1), listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 9.803. Uses permitted under prescribed conditions.

(27.1) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

9. PART 8.5: MIXED USE DEVELOPMENT DISTRICT

- a. Amend Section 9.8503, “Mixed Use Development District; uses permitted under prescribed conditions”, by listing that public bicycle-sharing station is a use permitted under prescribed conditions, in alphabetical order. The revised text shall read as follows:

Section 9.8503. Mixed Use Development District; uses permitted under prescribed conditions.

Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

10. PART 9: UPTOWN MIXED USE DISTRICT

- a. Amend Section 9.903, "Uptown Mixed Use District; uses permitted under prescribed conditions", by adding a new item (14.45), listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 9.903. Uptown Mixed Use District; uses permitted under prescribed conditions.

(14.45) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

11. PART 10: URBAN INDUSTRIAL DISTRICT

- a. Amend Section 9.1003, "Urban Industrial District; uses permitted under prescribed conditions", by adding a new item 6.02), "Public Bicycle-Sharing Station. The revised text shall read as follows:

Section 9.1003. Uses permitted under prescribed conditions.

(6.02) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

12. PART 11: INDUSTRIAL DISTRICTS

- a. Amend Section 9.1103, "Uses permitted under prescribed conditions", by adding a new item (38.5), listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 9.1103. Uses permitted under prescribed conditions.

(38.5) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

13. PART 12: TRANSIT ORIENTED DEVELOPMENT DISTRICTS

- a. Amend Section 9.1206, "Uses permitted under prescribed conditions", by adding a new item (8.5), by listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows: in alphabetical order. The revised text shall read as follows:

Section 9.1206. Uses permitted under prescribed conditions.

(8.5) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

C. CHAPTER 11: CONDITIONAL ZONING DISTRICTS

1. PART 2: MIXED-USE DISTRICTS (MX-1, MX-2, and MX-3)

- a. Amend Section 11.203, “Uses permitted under prescribed conditions”, by adding a new item (13.5), listing that public bicycle-sharing station is a use permitted under prescribed conditions. The revised text shall read as follows:

Section 11.203. Uses permitted under prescribed conditions.

(13.5) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

2. PART 4: COMMERCIAL CENTER DISTRICT

- a. Amend Section 11.403, “Permitted Uses permitted under prescribed conditions”, by adding a new item (8.5), titled, “Public Bicycle-Sharing Station”, after item (8). The revised text shall read as follows:

Section 11.403. Permitted Uses permitted under prescribed conditions.

(8.5) Public Bicycle-Sharing Station, subject to the regulations of Section 12.543.

D. CHAPTER 12: DEVELOPMENT STANDARDS OF GENERAL APPLICABILITY

1. PART 5: SPECIAL REQUIREMENTS FOR CERTAIN USES

- a. Amend Chapter 12, Part 5 by adding a new Section 12.543, titled “Public Bicycle-Sharing Station”. The new section shall read as follows:

Section 12.543. Public Bicycle-Sharing Station.

(1) If located in a residential district, the station shall not exceed a length of 52 feet.

(2) If located in a non-residential district, the station may exceed a length of 52 feet if the station is located perpendicular to the street.

(3) The station shall be located on an impervious surface area.

- (4) The station may be located in the required setback or on public property with approval from the City of Charlotte Director of Transportation or designee.
- (5) The station and bicycles shall provide an adequate pedestrian clearance of at least 6 feet in width for required sidewalks.
- (6) The station shall be free of obstruction of underground utilities, tree boxes, bus stops, and ADA ramps.
- (7) Incidental signs are allowed only on the bicycles and shall not exceed 3 square feet per bicycle. Only one side of a sign shall be included in the calculations.

E. CHAPTER 13: SIGNS

- a. Amend Section 13.102, "Definitions", subsection (S7), "Sign Types, item (p) "Incidental Signs" by including public bicycle sharing station. The revised text shall read as follows:

- (p) Incidental Sign

- A sign used in conjunction with equipment or other functional elements of a use or operation. These shall include, but not be limited to public bicycle-sharing station, drive through window menu boards, and signs on automatic teller machines, gas pumps, vending machines, or newspaper delivery boxes.

- b. Amend Section 13.106, "Signs not requiring a permit", subsection (6), "Incidental signs" by adding the maximum amount of signage allowed on a public bicycle-sharing station. All remaining subsections remain unchanged. The revised text shall read as follows:

Section 13.106. Signs not requiring a permit.

- (6) Incidental signs, however, in no case shall a drive-in service window menu board sign be oriented to the public right-of-way or exceed 32 square feet in size. Signs located on public bicycle sharing stations shall be limited to a maximum size of 6 square feet.

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 _____ day of _____, 2012, 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
____ day of _____, 2012.
