

THIS SURVEY IS CERTIFIED ONLY TO: GOODE PROPERTIES:

that this compilation sketch is based upon my best knowledge, inform and belief; that this map was drawn under my supervision from prior surveys made by me; that the boundary lines and physical improvements shown are based on prior surveys made by me and do not reflect current boundary or physical survey.

The purpose of this map is to show spot elevations at top of curb along Cherry, Luther and Cecil Streets and South Kings Drive. Certified only as to the curb elevations shown.

— PRELIMINARY —

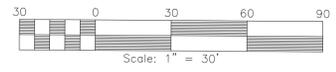
Andrew G. Zoutewelle
Professional Land Surveyor
NC License No. L-3098

- General Notes for Stonehunt, LLC Parcels (Midtown Area Partners, II, LLC parcel was not surveyed)
- Source of title is recorded in Deed Book 20671, Page 784 (Parcel 1), and Deed Book 24096, Page 836 (Parcel 2). This property is composed of Tax ID No. 125-221-02 and part of Tax ID No. 125-221-01 (Parcel 1) & Tax ID No. 125-221-03 (Parcel 2).
 - This survey was produced without the benefit of a Title Commitment. There may be restrictions, easements, and other matters of Title not shown hereon.
 - No evidence of recent earthwork or building additions was observed.
 - No proposed right of way changes contemplated by the City of Charlotte are known.
 - No evidence of this property being used as a solid waste dump, sump or sanitary landfill was observed.
 - Zoning is R-8 per Mecklenburg County G.I.S., said zoning district having the following standard setbacks:
Minimum Setback: 32' (as measured from the back of curb)
Minimum Sideyard: 5'
Minimum Rearyard: 20'
Maximum Building Height: 40'
Any development of this property is subject to the approval of the City of Charlotte.
 - There are 18 number of marked parking spaces, none of which are designated as handicapped-accessible.
 - This survey does not reflect complete utility locations. Contractors should contact the NC One-Call Locating Center at 1-800-632-4949 before any design, digging or excavation is begun.
 - Street address numbers are taken from Mecklenburg County GIS.
 - Grid lines provided by Survey and Mapping Control, Pineville, N.C. All distances shown hereon are horizontal ground distances. Combined Grid Factor = 0.99984618. Vertical datum is NAVD88. Horizontal datum is NAD83(EPOCH2002.0000).
 - All curb elevations shown are at TOP of curb.

*** CAUTION ***
THERE MAY BE UTILITIES OTHER THAN THOSE SHOWN.
THE SURVEYOR ASSUMES NO RESPONSIBILITY FOR UTILITIES NOT SHOWN HEREON. IT IS THE CONTRACTOR'S RESPONSIBILITY TO VERIFY THEIR LOCATIONS.

CALL BEFORE YOU DIG
1-800-632-4949

Copyright 2013
CURB ELEVATION SURVEY
Property at S. Kings Drive,
Cherry Street & Luther Street
CHARLOTTE, MECKLENBURG COUNTY, N.C.
for GOODE PROPERTIES
Date of Map April 05, 2013



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SURVEYORS
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Phone: 704-372-9444 Fax: 704-372-9555
Firm Licensure Number C-1054

- SYMBOL LEGEND**
- ch. chord
 - L,R curve length & radius
 - s.f. square feet (by coordinates)
 - IPF/IRF iron pipe/rebar found
 - IRS iron rebar set
 - cov. covered
 - coords. coordinates
 - NAD83 North American Datum '83
 - T.B.M. Topographic Benchmark
 - MB,DB record map and deed references
 - gas meter
 - water meter
 - power pole
 - water valve
 - fire hydrant
 - sanitary sewer manhole
 - storm drain manhole
 - storm catch basin
 - OU overhead utilities line





DEVELOPMENT STANDARDS

August 25, October 17, 2014

GENERAL PROVISIONS

- A. These Development Standards form a part of the Rezoning Plan associated with the Rezoning Petition filed by Midtown Area Partners II, LLC to accommodate the development of a mixed use development that could contain office, retail, hotel and residential uses on that approximately 1.698 acre site generally bounded by South Kings Drive, Luther Street, Cherry Street and Baxter Street, which site is more particularly depicted on the Rezoning Plan (hereinafter referred to as the "Site").
- B. The development of the Site will be governed by the Rezoning Plan, these Development Standards and the applicable provisions of the City of Charlotte Zoning Ordinance (the "Ordinance"). Subject to the optional provisions set out below, the regulations established under the Ordinance for the Mixed Use Development District ("MUDD") zoning district shall govern the development of the Site.
- C. The development and uses depicted on the Rezoning Plan are schematic in nature and are intended to depict the general arrangement of uses and improvements on the Site. Accordingly, the ultimate layout, locations and sizes of the development and site elements depicted on the Rezoning Plan are graphic representations of the proposed development and site elements, and they may be altered or modified in accordance with the setback and yard requirements set forth on this Rezoning Plan and the development standards, provided, however, that any such alterations and modifications shall not materially change the overall design intent depicted on the Rezoning Plan.
- D. ~~Sidewalks generally depicted on the Rezoning Plan may be altered provided that such alterations do not materially change the design intent generally depicted on the Rezoning Plan.~~ The parcels of land that comprise the Site may be recombined into one parcel at the option of the Petitioner, or further subdivided.
- ~~F-E.~~ Future amendments to the Rezoning Plan and/or these Development Standards may be applied for by the then owner or owners of the Site in accordance with the provisions of Chapter 6 of the Ordinance. Alterations to the Rezoning Plan are subject to Section 6.207 of the Ordinance.

OPTIONAL PROVISIONS

Petitioner requests the approval of the following optional provisions:

- A. The building to be located on that portion of the Site designated as "Development Area A" on the Rezoning Plan shall have a maximum height of 140 feet as provided below.

- B. On-street parking along the Site's frontage on South Kings Drive shall not be required.
- C. The minimum setback on South Kings Drive for the ground floor of the building to be located on Development Area A shall be 24 feet from the back of the existing curb. The minimum setback on South Kings Drive for all floors of such building above the ground floor shall be 16 feet from the back of the existing curb.

D. The minimum setback on South Kings Drive for the structured parking facility to be located on Development Area B shall be 16 feet from the back of the existing curb.

E. To allow the setback, planting strip and sidewalk located along the Site's frontage on Luther Street that is more particularly depicted on the Rezoning Plan.

F. In the event that Cecil Street is not abandoned, to allow the setback and sidewalk without a planting strip located along the Site's frontage on Cecil Street that is more particularly depicted on the Rezoning Plan.

PERMITTED USES

A. Development Area A

The building to be located on Development Area A may be devoted only to the uses set out below (including any combination of such uses), together with any incidental or accessory uses associated therewith that are permitted under the Ordinance in the MUDD zoning district:

- (1) Multi-family dwelling units;
- (2) Eating, drinking and entertainment establishments (Type 1 and Type 2), subject to the regulations of Section 12.546 of the Ordinance;
- (3) Hotels;
- (4) Art galleries;
- (5) Colleges, universities, commercial schools and schools providing adult training in any of the sciences, trades and professions;
- (6) Professional business and general offices;
- (7) Retail sales;
- (8) Services, including, without limitation, beauty shops and barbershops, spas and fitness centers;
- (9) Post offices; and

- B. The maximum gross floor area of the structured parking facility to be located on Development Area B shall be 187,450 square feet, and the maximum height of the structured parking facility shall be 75 feet. The gross floor area of the ~~multi-family dwelling units or the single-family attached dwelling units to be located on Development Area B adjacent to Cherry Street and the gross floor area of the commercial (non-residential) uses to be located on the ground or street level of the structured parking facility located on Development Area B facing South Kings Drive shall not be considered or counted when determining the maximum gross floor area of the structured parking facility.~~
- C. The maximum gross floor area of the commercial (non-residential) uses located on the ground or street level of the structured parking facility located on Development Area B facing South Kings Drive shall be 4,000 square feet.
- D. ~~Multi-Single family attached dwelling units or single-family attached dwelling units are required to be constructed on Development Area BC along its frontage on Cherry Street adjacent to the structured parking facility as generally depicted on the Rezoning Plan to provide a residential edge to this portion of the Site. The maximum number of single family attached dwelling units to be constructed on Development Area C shall be 8.~~

TRANSPORTATION

- A. Vehicular access shall be as generally depicted on the Rezoning Plan. The placement and configuration of the access ~~point~~ points are subject to any minor modifications required by the Charlotte Department of Transportation.
- B. Off-street vehicular parking shall meet the minimum requirements of the Ordinance.
- C. Bicycle parking will be provided on the Site as required by the Ordinance.
- D. Petitioner shall be submitting a Petition to the City of Charlotte requesting that Cecil Street be abandoned by the City of Charlotte. In the event that this Petition is approved by City Council, Cecil Street shall be converted to a private drive serving the adjacent parcels of land and the structured parking facility to be located on Development Area B.
- E. The existing bus shelter located along the Site's frontage on South Kings Drive shall be retained provided, however, that with the approval of CATS and CDOT, the existing bus shelter may be relocated by the Petitioner to another location along the Site's frontage on South Kings Drive.
- F. Direct vehicular access from Luther Street to Cecil Street through the structured parking facility located on Development Area B shall be provided.

ARCHITECTURAL AND DESIGN STANDARDS

- A. The maximum height of the building to be constructed on Development Area A shall be 140 feet.
- B. The maximum height of the structured parking facility to be constructed on Development Area B shall be 75 feet.
- C. The maximum height (height area) of the single family attached dwelling units to be constructed on Development Area C shall be 30 feet along Cherry Street, and the maximum height may increase to 40 feet for those portions of the single family attached dwelling units located at least 16 feet from the back of the proposed sidewalk on Cherry Street.
- D. Development of the Site shall comply with the applicable urban design standards of Section 9.8506 of the Ordinance.
- ~~DE.~~ All roof mounted mechanical equipment will be screened from view from adjoining public rights-of-way and abutting properties as viewed from grade.
- ~~EF.~~ Dumpster and recycling areas will be enclosed on all four sides by an opaque wall or fence with one side being a hinged opaque gate. If one or more sides of a dumpster and recycling area adjoin a side wall or rear wall of the building, then the side wall or rear wall of the building may be substituted for the wall or fence along each such side. Alternatively, such facilities may be located within or under one of the structures proposed to be constructed on Development Area A or Development Area B.
- ~~FG.~~ Attached to the Rezoning Plan are conceptual, schematic images of the various exterior components and elements of the buildings and the structured parking facility to be constructed on the Site that are intended to depict the general conceptual architectural style, character and quality of the buildings and the structured parking facility. Accordingly, the buildings and structured parking facility to be constructed on the Site shall be designed and constructed so that the exterior components and elements of the buildings and the structured parking facility are substantially similar in appearance to the attached conceptual, schematic images with respect to architectural style, character and quality. Notwithstanding the foregoing, changes and alterations to the exterior components and elements of the buildings and the structured parking facility which do not materially change the overall conceptual architectural style, character and quality shall be permitted.

SETBACK AND YARDS/STREETScape

- A. Subject to the optional provisions set out above, the development of the Site shall comply with the setback, side yard and rear yard requirements of the MUDD zoning district.
- B. Subject to the optional provisions set out above, Petitioner shall install planting strips and sidewalks along the Site's public street frontages as generally depicted on the Rezoning Plan.

- (10) Studios for artists, designers, photographers, musicians, sculptors, gymnasts, potters, wood and leather craftsmen, glass blowers, weavers, silversmiths, and designers of ornamental and precious jewelry.

B. Development Area B

That portion of the Site designated as "Development Area B" on the Rezoning Plan shall be devoted primarily to a structured parking facility and to any incidental or accessory uses relating thereto as depicted on the Rezoning Plan.

Notwithstanding the foregoing, that portion of the ground or street level floor of the structured parking facility facing South Kings Drive that is more particularly depicted on the Rezoning Plan may be devoted to the uses set out below (including any combination of such uses), together with any incidental or accessory uses relating thereto that are permitted under the Ordinance in the MUDD zoning district:

- (1) Eating, drinking and entertainment establishments (Type 1 and Type 2), subject to the regulations of Section 12.546 of the Ordinance;
- (2) Retail Sales;
- (3) Art galleries;
- (4) Professional business and general offices;
- (5) Services, including, without limitation, beauty shops and barbershops, spas and fitness centers; and
- (6) Studios for artists, designers, photographers, musicians, sculptors, gymnasts, potters, wood and leather craftsmen, glass blowers, weavers, silversmiths, and designers of ornamental and precious jewelry.

~~Additionally, multi-family dwelling units or~~
C. Development Area C

That portion of the Site designated as "Development Area C" on the Rezoning Plan may be devoted only to a maximum of 8 single family attached dwelling units shall be located on that portion of the Site adjacent to Cherry Street as more particularly depicted on the Rezoning Plan, together with any incidental or accessory uses associated therewith that are permitted under the Ordinance in the MUDD zoning district.

Development Limitations/Requirements

- A. The maximum gross floor area of the building to be located on Development Area A shall be 270,000 square feet, and the maximum height of this building shall be 140 feet.

ENVIRONMENTAL FEATURES

- A. Development of the Site shall be in compliance with the Charlotte City Council approved and adopted Post Construction Controls Ordinance.
- B. The location, size, and type of storm water management systems are subject to review and approval as part of the full development plan submittal and are not implicitly approved with this rezoning. Adjustments may be necessary in order to accommodate actual storm water treatment requirements and natural site discharge points.
- C. Development of the Site shall comply with the City of Charlotte Tree Ordinance.

SIGNS

All signs installed on the Site shall comply with the requirements of the Ordinance.

LIGHTING

- A. All freestanding lighting fixtures installed on the Site (excluding street lights and lower, decorative lighting that may be installed along the driveways, sidewalks and parking areas) shall be fully capped and shielded and the illumination downwardly directed so that direct illumination does not extend past any property line of the Site. The maximum height of any freestanding lighting fixtures installed on the Site shall be 20 feet. (parking deck lights at the top level need to be 30')
- B. Any lighting fixtures attached to the structures to be constructed on the Site shall be decorative, capped and downwardly directed.

BINDING EFFECT OF THE REZONING DOCUMENTS AND DEFINITIONS

- A. If this Rezoning Petition is approved, all conditions applicable to the use and development of the Site imposed under these Development Standards and the Rezoning Plan will, unless amended in the manner provided under the Ordinance, be binding upon and inure to the benefit of Petitioner and the current and subsequent owners of the Site and their respective successors in interest and assigns.
- B. Throughout these Development Standards, the term "Petitioner" shall be deemed to include the heirs, devisees, personal representatives, successors in interest and assigns of Petitioner or the owner or owners of the Site from time to time who may be involved in any future development thereof.
- C. Any reference to the Ordinance herein shall be deemed to refer to the requirements of the Ordinance in effect as of the date this Rezoning Petition is approved.



BELT COURSES AND MOLDING ARTICULATE EACH LEVEL OF BUILDING HEIGHT.

FURTHER DIFFERENTIATION OF STRING-COURSE HEIGHT+DEPTH AND COLUMN WIDTH+DEPTH ARTICULATES UPPER STORIES AS DISCRETE PARTS OF BUILDING FORM

1.5 STORY BUILDING BASE SCALED TO PEDESTRIAN STREET ACTIVITY.

PEDESTRIAN ARCADE (10' DEEP) GIVES PEDESTRIAN SPACE THAT EXCEEDS MINIMUM SETBACK REQUIREMENTS AND ORDINANCE RECOMMENDATIONS.

ARCHITECTURAL CANOPY ACCENTS 'CEILING' OF PEDESTRIAN SPACE

GOODE PROPERTIES

DESIGN INTENTIONS



GOODE PROPERTIES

MIDTOWN CENTER
VIEW OF STREET-GRADE PEDESTRIAN &
RETAIL COLONNADE



STREET-LEVEL RETAIL

PEDESTRIAN CONNECTION TO CECIL STREET

PEDESTRIAN RETAIL COLONNADE

GOODE PROPERTIES

MIDTOWN CENTER
KINGS DRIVE ELEVATION



--- BUILDING CORNICE DENOTES TOP OF BUILDING.

--- HEIGHT AND DEPTH OF COLUMNS RECEDES INWARD TO DISSOLVE BUILDING PROFILE AGAINST SKY.

--- BELT COURSES ARTICULATE EACH LEVEL.

--- BUILDING BASE ARTICULATED BY PEDESTRIAN COLONNADE.

128'
PARKING DECK
KINGS DRIVE RETAIL AT BASE

190'
RETAIL - OFFICE - HOTEL - RESIDENTIAL
FIRST LEVEL RETAIL & KINGS DRIVE COLONNADE

GOODE PROPERTIES

MIDTOWN CENTER
ELEVATION GUIDE





GOODE PROPERTIES

MIDTOWN CENTER
CECIL STREET ELEVATION



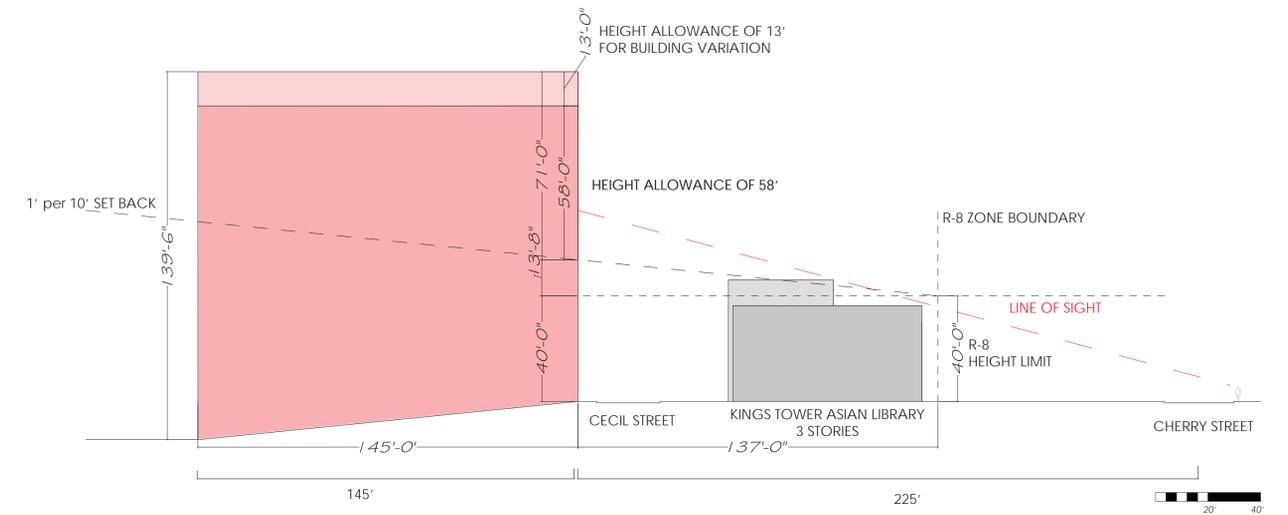
GOODE PROPERTIES

MIDTOWN CENTER
VIEW OF OFFICE AND PARKING DECK
AT CECIL STREET



GOODE PROPERTIES

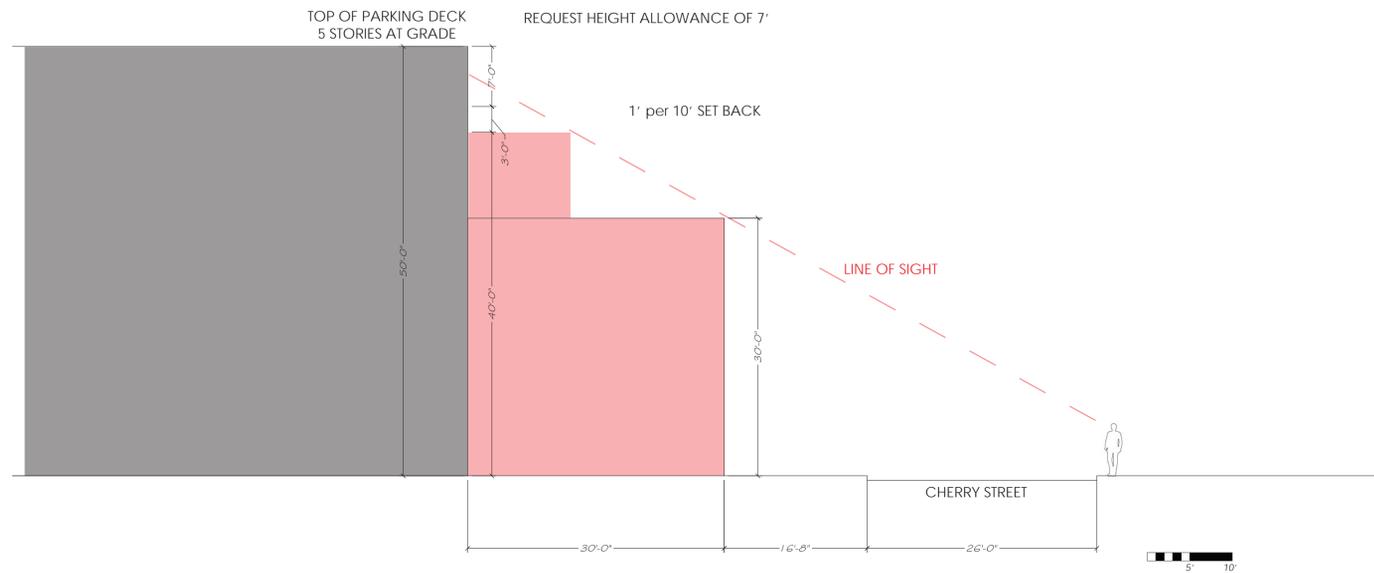
MIDTOWN CENTER
BAXTER STREET ELEVATION



GOODE PROPERTIES

MIDTOWN CENTER
SIGHTLINE DIAGRAM AT CECIL AND BAXTER STREET





GOODE PROPERTIES

MIDTOWN CENTER TOWNHOMES
SIGHT LINE DIAGRAM FROM CHERRY STREET



GOODE PROPERTIES

MIDTOWN CENTER TOWNHOMES
VIEW OF TOWNHOMES ALONG CHERRY STREET



GOODE PROPERTIES

MIDTOWN CENTER PARKING DECK
VIEW ALONG LUTHER STREET

