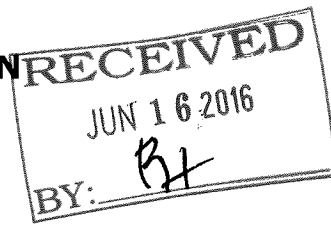


**I. REZONING APPLICATION
CITY OF CHARLOTTE**



2016-111

Petition #: _____
Date Filed: 6/16/2016
Received By: BH

Property Owners: (Parcel 1,2,4,5) MREC Vision Craighead LLC
(Parcel 3) MREC Vision Craighead LLC, C/O Vision Ventures of Carolina LLC

Owner's Addresses: (Parcel 1,2,4,5) 13860 Ballantyne Corporate Pl, Suite 130, Charlotte, NC
(Parcel 3) 214 W Tremont Avenue, Suite 300

Date Properties Acquired: (Parcel 1) 12/11/15
(Parcel 2) 12/11/15
(Parcel 3) 08/19/15
(Parcel 4) 06/05/14
(Parcel 5) 12/27/13

Property Addresses: (Parcel 1) 3736 Philemon Avenue, Charlotte, NC
(Parcel 2) 3732 Philemon Avenue, Charlotte, NC
(Parcel 3) 3720 Philemon Avenue, Charlotte, NC
(Parcel 4) 3712 Philemon Avenue, Charlotte, NC
(Parcel 5) 3708 Philemon Avenue, Charlotte, NC

Tax Parcel Numbers: (Parcel 1) 091-112-03
(Parcel 2) 091-112-04
(Parcel 3) 091-112-05
(Parcel 4) 091-112-07
(Parcel 5) 091-112-08

Current Land Use: (Parcel 4) Residential
(Parcel 1,2,3,5) Vacant Size (Acres): ± 9.91

Existing Zoning: (Parcel 1,2,3) I-1
(Parcel 4,5) UR-2(CD) Proposed Zoning: TOD-M(CD)

Overlay: N/A
(Specify PED, Watershed, Historic District, etc.)

Required Rezoning Pre-Application Meeting* with: Solomon Fortune, Brent Wilkinson and Shad Spencer

Date of meeting: May 11th 2016

(*Rezoning applications will not be processed until a required pre-application meeting with a rezoning team member is held.)

For Conditional Rezoning Only:

Requesting a vesting period exceeding the 2 year minimum? Yes No. Number of years (maximum of 5): N/A

Purpose/description of Conditional Zoning Plan: To update the previously approved conditional plan for the proposed residential community, and to add three previously excluded parcels to the Petition.

Jeff Brown, Keith MacVean & Bridget Dixon
Name of Rezoning Agent

Moore & Van Allen, PLLC
100 N. Tryon Street, Suite 4700
Agent's Address

Charlotte, NC 28202
City, State, Zip

Philemon NODA Partners, LLC
(Attn: Eric R. Wilensky)
Name of Petitioner

201 17th Street NW, Suite 1700
Address of Petitioner

Atlanta, GA 30363
City, State, Zip

704-331-1144 (JB)
704-331-3531 (KM)

Telephone Number

704-348-1925 (JB)
704-378-1954 (KM)

Fax Number

jeffbrown@mvalaw.com **keithmacvean@mvalaw.com**

E-mail Address

See Attachments A - B

Signature of Property Owner

404-322-6469

Telephone Number

404-322-6050

Fax Number

eric.wilensky@nelsonmullins.com

E-mail Address

See Attachment C

Signature of Petitioner

ATTACHMENT A

**REZONING PETITION NO. [2016-____]
Philemon NODA Partners, LLC**

**PETITIONER JOINDER AGREEMENT
MREC Vision Craighead LLC**

The undersigned, as the owner of the parcels of land:

- | | | |
|----|-------------------------------------|---------------------|
| a) | 3736 Philemon Avenue, Charlotte, NC | Parcel # 091-112-03 |
| b) | 3732 Philemon Avenue, Charlotte, NC | Parcel # 091-112-04 |
| c) | 3712 Philemon Avenue, Charlotte, NC | Parcel # 091-112-07 |
| d) | 3708 Philemon Avenue, Charlotte, NC | Parcel # 091-112-08 |

on the Mecklenburg County Tax Map and which are subject to the attached Rezoning Application (the "Parcel"), hereby joins in the Rezoning Applications and consents to the change in zoning for the parcels from I-1 and UR-2(CD) zoning district to the TOD-M(CD) zoning district as more particular depicted on the related conditional rezoning plan, and to subsequent changes to the rezoning plan as part of this rezoning application.

This _____ day of _____, 2016.

MREC Vision Craighead LLC

By: _____

Name: Paul Picarozzi

Its: Managing Member

ATTACHMENT B

**REZONING PETITION NO. [2016-____]
Philemon NODA Partners, LLC**

**PETITIONER JOINDER AGREEMENT
MREC Vision Craighead LLC, C/O Vision Ventures of Carolina, LLC**

The undersigned, as the owner of the parcel of land located at 3720 Philemon Avenue, Charlotte, NC that is designated as Tax Parcel No. 091-112-05 on the Mecklenburg County Tax Map and which are subject to the attached Rezoning Application (the "Parcel"), hereby joins in the Rezoning Applications and consents to the change in zoning for the parcels from I-1 zoning district to the TOD-M(CD) zoning district as more particular depicted on the related conditional rezoning plan, and to subsequent changes to the rezoning plan as part of this rezoning application.

This ____ day of _____, 2016.

**MREC Vision Craighead LLC, C/O
Vision Ventures of Carolina, LLC**

By: _____

Name: _____

Its: _____


Paul Riccerzzi
Managing Member

ATTACHMENT C

**REZONING PETITION NO. [2016-]
Philemon NODA Partners, LLC**

Petitioner:

Philemon NODA Partners, LLC

By: 
Name: MATT LAITINEN
Title: AUTHORIZED SIGNATORY