

REQUEST	Text amendment to Section 2.201 of the Zoning Ordinance
SUMMARY OF PETITION	The petition proposes to modify the definition of outdoor recreational uses regarding street frontage requirements for temporary structures.
PETITIONER	Shaynah Jerrell
AGENT/REPRESENTATIVE	Keith Merritt, Hamilton Stephens Steele + Martin, PLLC
COMMUNITY MEETING	Meeting is not required.

STAFF RECOMMENDATION	<p>Staff recommends approval of this petition.</p> <p><u>Plan Consistency</u> The petition is consistent with the <i>Centers, Corridors and Wedges Growth Framework</i> goal to protect existing neighborhoods.</p> <p><u>Rationale for Recommendation</u></p> <ul style="list-style-type: none"> • The existing definition for outdoor recreational uses currently limits temporary enclosures for swimming pools to: <ol style="list-style-type: none"> 1) six months in a calendar year, 2) no more than 30 feet in height, and 3) the lot shall have frontage on a thoroughfare. • The proposed amendment eliminates the requirement that the lot on which the enclosure is located must front on a thoroughfare. • The proposed amendment allows neighborhood swim clubs that may not be located on a major or minor thoroughfare to operate in colder weather with a temporary enclosure. • The proposed amendment will not negatively impact residential neighborhoods because the prescribed conditions for outdoor recreational uses that abut a residential area require a 100-foot separation distance and a "Class C" buffer to mitigate any negative impacts on abutting properties.
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PLANNING STAFF REVIEW

- **Background**
 - The current definition for outdoor recreation allows the use of temporary enclosures for public or private swimming pools under the following conditions:
 - the enclosure does not exceed 30 feet in height;
 - the lot on which the temporary enclosure is located has frontage on a thoroughfare; and
 - the enclosure is permitted up to six months per calendar year.
- **Proposed Request Details**
The text amendment contains the following provisions:
 - Deletes the thoroughfare frontage requirement associated with temporary enclosures for swimming pools.
- **Public Plans and Policies**
The *Centers Corridors and Wedges Growth Framework* provides policy guidance to protect existing neighborhoods.
- **TRANSPORTATION CONSIDERATIONS**
 - No comments received.

DEPARTMENT COMMENTS (see full department reports online)

- **Charlotte Area Transit System:** No comments received.
- **Charlotte Department of Neighborhood & Business Services:** No issues.
- **Charlotte Fire Department:** No issues.
- **Charlotte-Mecklenburg Schools:** No comments received.

- **Charlotte-Mecklenburg Storm Water Services:** No issues.
- **Engineering and Property Management:** No issues.
- **Mecklenburg County Land Use and Environmental Services Agency:** No comments received.
- **Mecklenburg County Parks and Recreation Department:** No issues.

OUTSTANDING ISSUES

- No issues.
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Attachments Online at www.rezoning.org

- Application
- Department Comments
 - Charlotte Department of Neighborhood & Business Services Review
 - Charlotte Fire Department Review
 - Charlotte–Mecklenburg Storm Water Services Review
 - Engineering and Property Management Review
 - Mecklenburg County Parks and Recreation Department Review

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