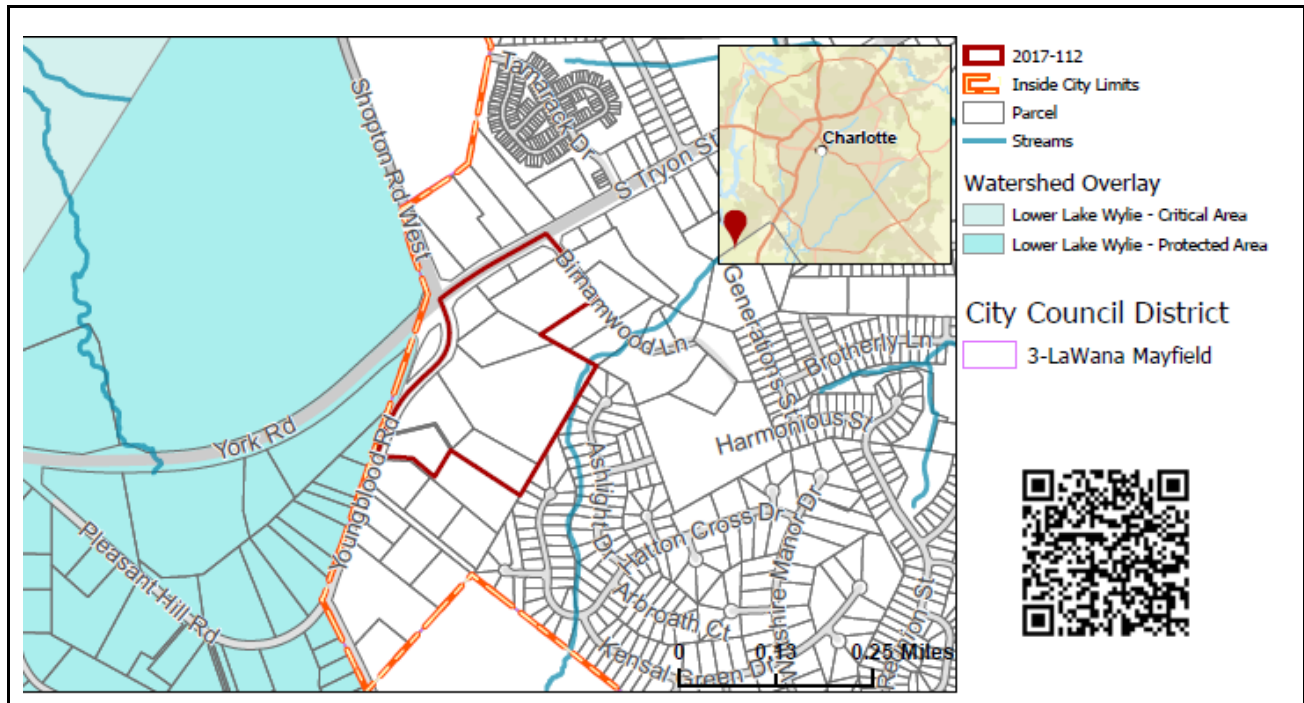


REQUEST

Current Zoning: R-3 (single family residential)
Proposed Zoning: R-12MF(CD) (multi-family residential) and BD(CD) (distributive business, conditional) with five-year vested rights

LOCATION

Approximately 30 acres located off South Tryon Street, east of Youngblood Road and west of Birnamwood Lane (Council District 3 - Mayfield)



SUMMARY OF PETITION

The petition proposes to allow development of multi-family apartments and climate controlled storage on acreage currently developed with single family homes on large lots, and vacant land in the Steele Creek area, south of Rivergate.

**PROPERTY OWNER
PETITIONER
AGENT/REPRESENTATIVE**

Various
Sweetgrass Residential Partners, LLC
Collin Brown and Bailey Patrick, Jr.

COMMUNITY MEETING

Meeting is required and has been held. Report available online.
Number of people attending the Community Meeting: 43

**STAFF
RECOMMENDATION**

Staff does not recommend approval of this petition.

Plan Consistency

The portion of the site proposed for multi-family is consistent with the *Steele Creek Area Plan* recommendation for residential land use or a mix of uses, but is inconsistent with the recommended density of four units per acre and eight units per acre. The portion of the site proposed for climate controlled storage is inconsistent with the plan recommendation for residential at four units per acre.

Rationale for Recommendation

- The proposed residential density is too high for the site and is of greatest concern in the area planned for four units per acre due to its encroachment into an area of lower density single family homes.
- The portion of the request proposing indoor climate control

storage is also inconsistent with the land use recommendation of residential up to four dwelling units per acre and introduces a commercial use into an established residential area.

- The proposed maximum building height of 66 feet is inconsistent with the low scale character of the surrounding area.
- The *Steele Creek Area Plan* recommended a mixed use neighborhood center and complimentary single family residential development to create a cohesive development pattern. The current request proposes unrelated elements.

PLANNING STAFF REVIEW

• Background

The petitioner originally filed this request in June of 2017, proposing to rezone the site from R-3 (single family residential) to NS (neighborhood services) to accommodate up to 280 multi-family residential units and 30,000 square feet of non-residential uses. The request has since been in deferral status with no public hearing due to a required traffic study, land use/design issues, and several concerns from residents in adjacent neighborhoods. The site plan has been modified on a few occasions to reduce the number of residential units and allow a mix of housing types (i.e. apartments, carriage units, townhomes) while retaining the commercial component. The project now proposes up to 240 multi-family residential units and 90,000 square feet of gross floor area of indoor climate control storage.

• Proposed Request Details

The site plan accompanying this petition contains the following provisions:

- Up to 240 multi-family residential units at approximately 9.5 units per acre, with a club house and pool.
- Up to 90,000 square feet of indoor climate controlled storage.
- Limits building height to 66 feet (residential and storage).
- Prohibits outdoor storage or truck rental associated with the climate controlled storage facility.

Proposes the following transportation improvements:

- Proposes ingress/egress via access onto South Tryon Street, Youngblood Road, and Birnamwood Lane.
- Creates an internal network of private streets with on street parking, and drive aisles.
- Contributes to the City's sidewalk project along South Tryon Street in lieu of petitioner constructing a six-foot sidewalk along South Tryon Street between Youngblood Road to Birnamwood Lane.
- Installs pedestrian signals and curb ramps at the signalized intersection at Shopton Road West and South Tryon Street.
- Dedicates and conveys to the City of Charlotte a 100-foot wide area extending south through the site from South Tryon Street to the southern boundary of the site in order to accommodate the future extension of Shopton Road West by the City of Charlotte. Petitioner agrees to maintain this area, at Petitioner's cost, to be dedicated once the City has funding required to construct the future roadway. This area will not be used in tree save or open space calculations in the interim.
- Identifies possible future alignment for Youngblood Road

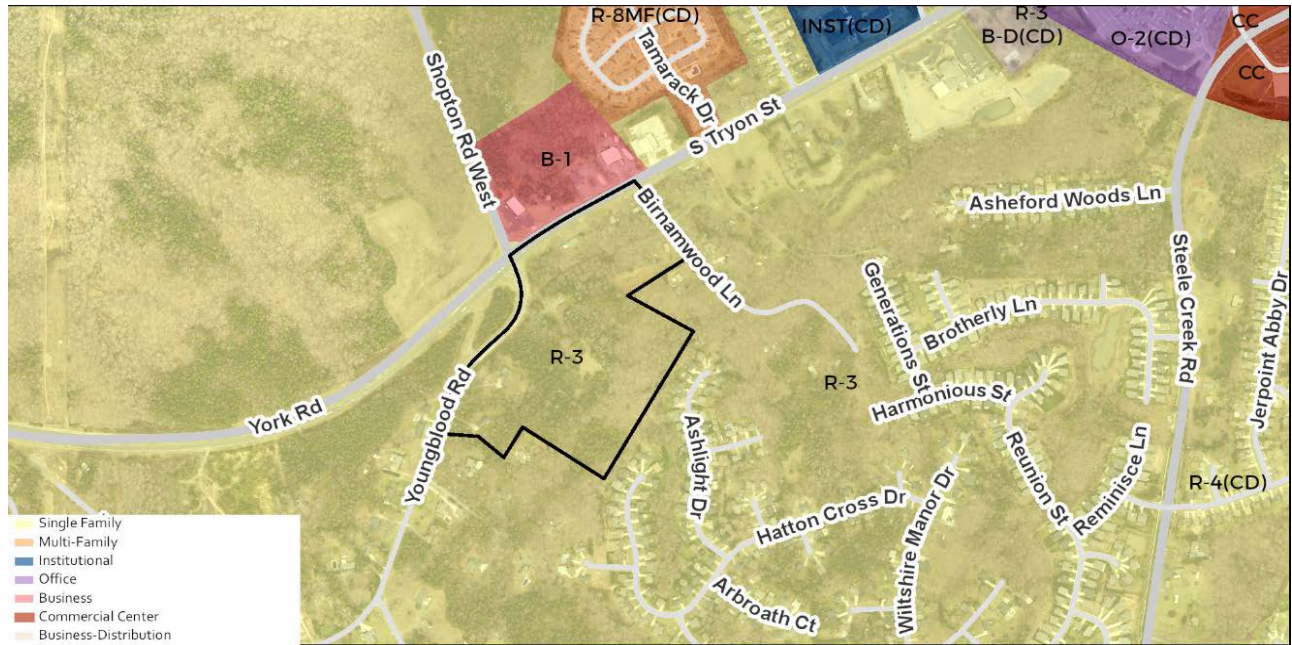
Proposes the following architectural standards:

- Proposes exterior building materials will consist of primarily glass, brick, stucco, metal, stone, simulated stone, pre-cast stone, and composite panels, cementitious siding, architectural pre-cast concrete, and/or architectural face block construction materials. Vinyl, as a building material, will only be allowed on windows, soffits and trim features.
- Provides architectural commitments to residential component with respect to pitched roofs; building massing and height; articulation; façade features; limiting length of expanses of blank walls; and walkways.
- Provides architectural commitments on self-storage component with regard to treatment of facades fronting Youngblood Circle and use clear vision and/or spandrel glass; limiting length of expanses of blank walls; pedestrian entrance features.

Proposes the following landscape and environmental features:

- Prohibits use of metal panels on self-storage facility elevation fronting Youngblood Road.
- Provides a 50- foot and 75- foot Class C buffers along all property lines abutting residential properties (may be reduced with a wall or fence).
- Identifies possible tree save areas, SWIM (Surface Water Improvement Management) buffers, and potential storm water facility location.

- Existing Zoning and Land Use



- A portion of the site is developed with residential homes on large lots and the remainder is vacant. The site is immediately surrounded by retail uses, single family homes, townhomes, and institutional uses.



The subject property is developed with single family homes and the remainder of the tract is vacant.



Single family neighborhoods are located to the south and east of the subject property.



Fire Station 37 is located to the north on South Tryon Street.



A mix of commercial and retail uses are located to the north of the subject property on South Tryon Street.

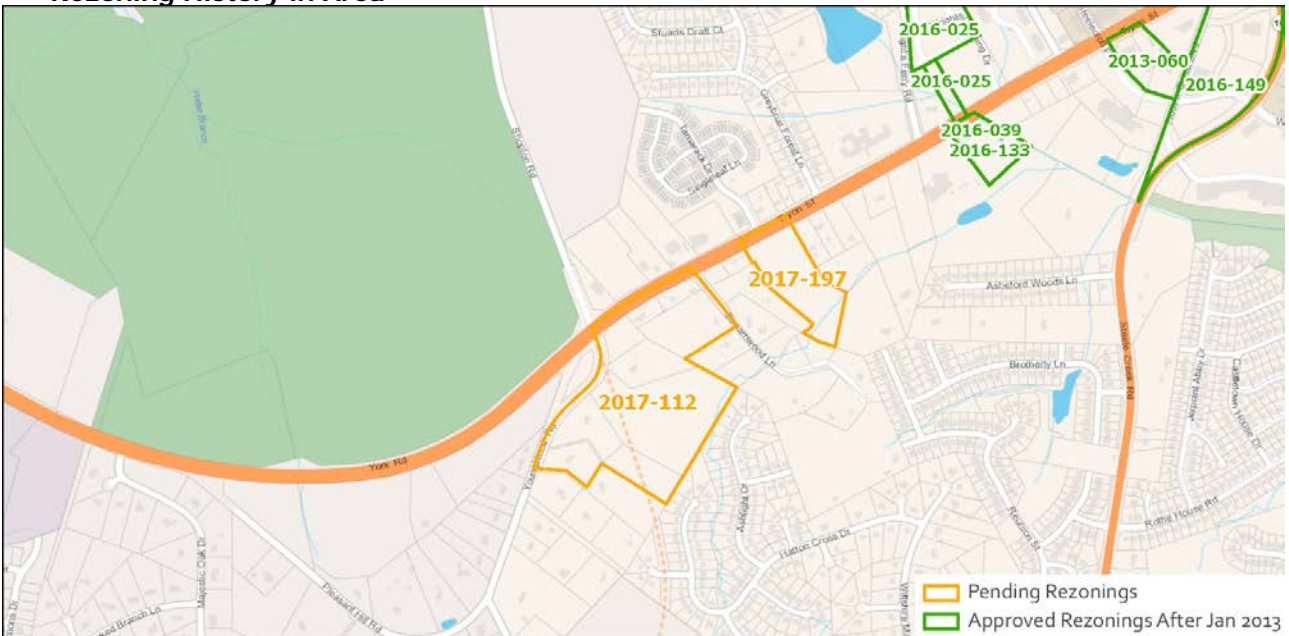


Properties to the northwest are part of the McDowell Nature Preserve.



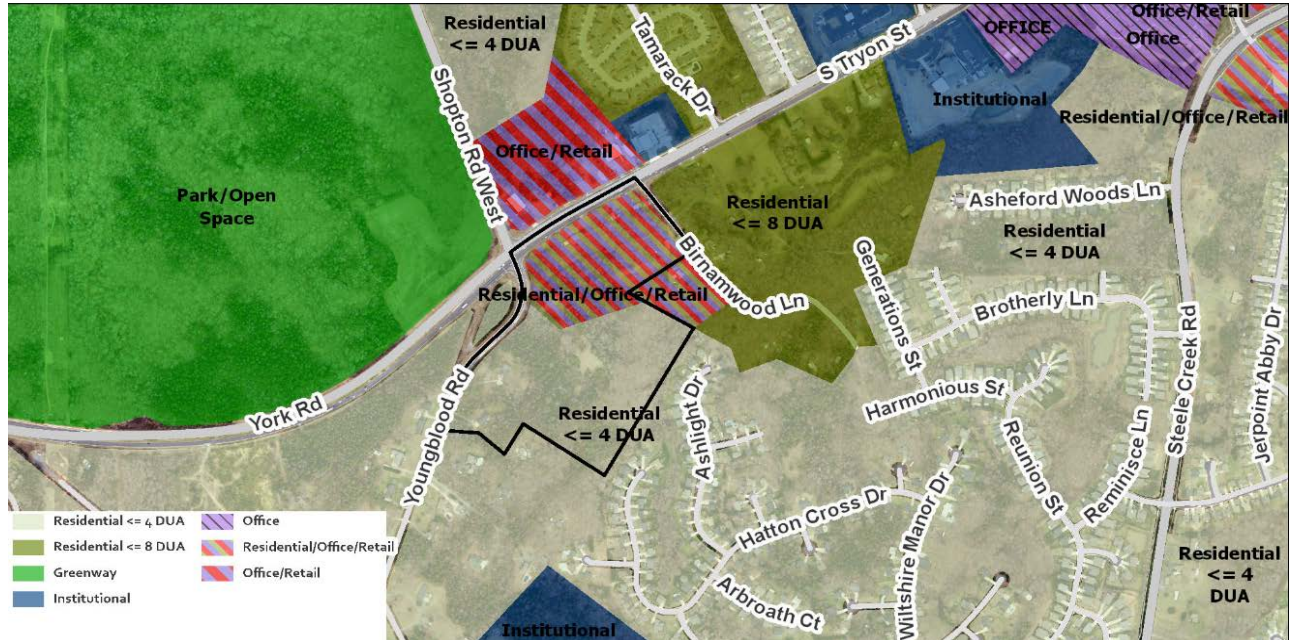
Properties to the northeast across South Tryon Street are developed with multi-family and single family homes.

• **Rezoning History in Area**



Petition Number	Summary of Petition	Status
2017-197	Rezoned 7.05 acres to allow up to 72 multi-family residential units at a density of 10.21 units per acre.	Approved
2016-149	Site plan amendment for 11.73 acres to allow freestanding single buildings containing retail and office uses.	Approved
2016-133	Rezoned 3.58 acres to allow the construction up to 100,000 square feet of climate controlled storage space.	Approved
2016-100	Rezoned 41 acres to allow up to 410 multi-family residential units at a density of 10 units per acre.	Approved
2016-039	Rezoned 3.58 acres to allow up to 45,000 square feet of office and/or other uses in the O-1 (office) district, including a child care facility.	Approved
2016-025	Rezoned 9.52 acres to allow up to 74 townhomes.	Approved
2013-060	Rezoned 3.56 acres to allow a 30,000-square foot commercial development with a minimum 10,000 square feet for office uses or a 25,000-square foot commercial development with no office requirement.	Approved

• **Public Plans and Policies**



- The *Steele Creek Area Plan* (2012) recommends residential/office/retail for a portion of the site (10.3 acres), and residential up to 4 DUA for the remainder of the site (19.4 acres).
- The plan stipulates that a convenience size center (up to 70,000 square feet), is appropriate for a portion of this site, in order to serve the immediate area. Residential development if included as part of the mixed-use development should have a density of no more than eight dwelling units per acre.

• **TRANSPORTATION CONSIDERATIONS**

- The site is located at the signalized intersection of a major thoroughfare and a local street. The site plan commits to right-of-way dedication for the future realignment of Youngblood Road and contributing to the City sidewalk project on South Tryon Street.
- **Vehicle Trip Generation:**
 Current Zoning:
 Existing Use: 80 trips per day (based on six single family dwellings).
 Entitlement: 900 trips per day (based on 84 single family dwellings).
 Proposed Zoning: 1,800 trips per day (based on 240 apartments and 90,000 square feet of mini-warehouse).

DEPARTMENT COMMENTS (see full department reports online)

- **Charlotte Area Transit System:** No outstanding issues.
- **Charlotte Department of Housing and Neighborhood Services:** No outstanding issues.
- **Charlotte Fire Department:** No on-street parking on roads with less than 26 feet clear width. See Charlottefire.org for other requirements.
- **Charlotte-Mecklenburg Schools:** The development allowed under the existing zoning would generate 48 students, while the development allowed under the proposed zoning will produce 85 students. Therefore, the net change in the number of students generated from existing zoning to proposed zoning is 37.
 - The proposed development is projected to increase the school utilization over existing conditions (without mobile classroom units) over existing conditions as follows:
 - Rivergate Elementary from 100% to 106%
 - Southwest Middle from 134% to 135%
 - Olympic High from 138% to 139%.
- **Charlotte Water:** Charlotte Water has water system availability for the rezoning boundary via existing 16-inch water transition mains located along South Tryon Street and Youngblood Road. There is also water availability via an existing eight-inch water distribution main located along Birnamwood Lane.

Charlotte Water has sewer system availability for the rezoning boundary via an existing 8-inch

gravity sewer main located Youngblood Road and through parcels 219-11-101 and 21911-130. There is also an existing gravity sewer main located through parcel 219-11-115.

- **Engineering and Property Management:**

- **Arborist:** No trees can be planted in the right-of-way of any State maintained street (S. Tryon and Youngblood) without permission of NC Department of Transportation and the City Arborist's office. Trees must be planted to meet NCDOT planting guidelines. Contact the City Arborist's office for a tree planting permit before planting trees in the NCDOT right-of-way once plans have been approved by the City.

No trees can be removed from or planted in the right-of-way of any City maintained street. The location of structures/driveways/other items illustrated on the site plan are conceptual in nature and do not confirm or imply authorization by the City to remove any City trees located in street right-of-way. No trees can be removed from the right-of-way without explicit authorization from the City Arborist or his designee. Contact the City Arborist's office for a planting permit if trees will be planted in the right-of-way on a City of Charlotte maintained street. The street tree species must be approved before planting. See Outstanding Issues, Note 1.

- **Erosion Control:** No comments submitted.
 - **Land Development:** No outstanding issues.
 - **Storm Water Services:** No outstanding issues.
 - **Urban Forestry:** See Outstanding Issues, Note 2.
- **Mecklenburg County Land Use and Environmental Services Agency:** No comments submitted.
 - **Mecklenburg County Parks and Recreation Department:** No outstanding issues.

OUTSTANDING ISSUES

Environment

1. Petitioner must submit a tree survey for all trees two inches or larger located in the rights of way. In addition, the survey shall include all trees eight inches or larger in the setback.
2. Show potential tree save areas and calculations clearly on site map. Site is in a wedge and will be required to provide 15% tree save area based on gross acreage. 15% of 28 acres = 4.2 acres tree save. Tree save must contain existing healthy tree canopy. No future ROW allowed in tree save area. Tree save must be 30-foot width minimum.

Land Use

3. Eliminate the storage component from the site plan.
4. The site plan proposes 90,000 square feet of indoor climate controlled storage in some places and references 90,000 square feet of commercial in others. The petitioner needs to clarify and be consistent on all site plan sheets that this request for indoor climate controlled storage.

Site and Building Design

5. Potential tree save areas need to be better delineated on the site plan sheets.
6. Per Section 12.102(1) structures in a non-residential district must meet the same setback as the abutting lot in a residential district. Petitioner needs to ensure that the proposed BD(CD) portion of the site meets this requirement.
7. Petitioner must provide a Class B buffer along all property lines that abut single family residential uses and/or zoning.
8. Provide the specific density requested and reduce to density as per the adopted plan recommendation (eight units per acre for a portion of the site, and four units per acre for the remainder).
9. Reduce the height of the multi-family component to 50 feet and no more than three stories.
10. Show the locations and number of entrances to the storage buildings
11. Petitioner should consider installing a 20-foot buffer to screen proposed non-residential uses from proposed apartments on the other side of the 100-foot future right-of-way.
12. Petitioner should add language on the site plan about lighting and hours of operation and mitigating any negative impacts from the adjacent residential properties.
13. Eliminate metal panels on all sides and specify building materials.

REQUESTED TECHNICAL REVISIONS

Site and Building Design

1. The Class B and C buffers should be undisturbed.
2. Confirm if garages are proposed as they are not labeled on the site plan and specify how many.
3. Remove five-year vested rights from petition.

Attachments Online at www.rezoning.org

- Application
- Site Plan
- Locator Map
- Community Meeting Report
- Department Comments
 - Charlotte Area Transit System Review
 - Charlotte Department of Housing and Neighborhood Services Review
 - Charlotte Fire Department Review
 - Charlotte-Mecklenburg Schools Review
 - Charlotte Water Review
 - Engineering and Property Management Review
 - City Arborist
 - Erosion Control
 - Land Development
 - Storm Water
 - Urban Forestry
 - Mecklenburg County Parks and Recreation Review
 - Transportation Review

Planner: Claire Lyte-Graham (704) 336-3782