



# Mallard Creek Road Site - Petition #2017-133

## Conditional District Rezoning - Development Standards

### I. General Provisions

1. These Development Standards form a part of the Rezoning Plan associated with the Rezoning Petition filed by Mattamy Homes (the "Petitioner") to accommodate the development of a residential community on approximately 37.94 acre site located on the south-west side of College View Lane and north of Governor Hunt Road, more particularly depicted on the Rezoning Plan (the "Site"). The Site is comprised of Tax Parcel Numbers 047-168-28, 047-152-39, and 047-152-37.

2. 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").

3. Unless the Rezoning Plan or these Development Standards establish more stringent standards, the regulations established under the Ordinance for the UR-2 zoning district shall govern the development and use of the Site.

4. The development and street layout depicted on the Rezoning Plan are schematic in nature and are intended to depict the general arrangement of such 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, yard, landscaping and tree save requirements set forth on this Rezoning Plan and the Development Standards, provided, however, that any such alterations and modifications shall be minor in nature and not materially change the overall design intent depicted on the Rezoning Plan.

5. Future amendments to the Rezoning Plan and/or these Development Standards may be applied for by the then owner(s) of the Site in accordance with the provisions of Chapter 6 of the Ordinance. Minor alterations to the Rezoning Plan are subject to Section 6.207 of the Ordinance.

### II. Permitted Uses

The Site may be devoted only to a residential community containing a maximum of 215 single-family attached dwelling units and any incidental and accessory uses relating thereto that are allowed in the UR-2 zoning district.

### III. Transportation

1. Vehicular access will be as generally depicted on the Rezoning Plan. The placements and configurations of the vehicular access points shown on the Rezoning Plan are subject to any minor modifications required to accommodate final site and construction plans and designs and to any adjustments required by CDOT for approval.

2. As depicted on the Rezoning Plan, the Site will be served by internal public and private drives, and minor adjustments to the locations of the internal private drives shall be allowed during the construction permitting process.

3. Petitioner shall dedicate all rights-of-way in fee simple conveyance to the City of Charlotte before the Site's first building certificate of occupancy is issued or phased per the Site's development plan. Rights-of-way shall be set to at least one (1) foot behind the back of sidewalk, where feasible.

4. A street connection to College View Lane shall not be made until such time as the properties immediately west of College View Lane are redeveloped. In order to accommodate that future connection, the Petitioner shall dedicate right-of-way to provide for the *future* connection from the Site to College View Lane. Additionally, the Petitioner shall provide a bond sufficient to cover the cost of such future improvements, or, alternatively, provide such funds to the City of Charlotte through an escrow agreement or other similar arrangement before the Site's first building certificate of occupancy.

5. With the exception of the provisions in Section III.4., above, Petitioner shall substantially complete all transportation improvements before the Site's first building certificate of occupancy is issued or phased per the Site's development plan.

a. Substantial completion shall mean completion of the roadway improvements in accordance with the standards set forth herein provided, however, in the event certain non-essential roadway improvements (as reasonably determined by CDOT) are not completed at the time that the Petitioner seeks to obtain a certificate of occupancy for building(s) on the Site in connection with related development phasing described above, then CDOT will instruct applicable authorities to allow the issuance of certificates of occupancy for the applicable buildings, and in such event the Petitioner may be asked to post a letter of credit or a bond for any improvements not in place at the time such a certificate of occupancy is issued to secure completion of the applicable improvements.

### IV. Architectural Standards

1. The Site is subject to the Declaration of Protective Covenants and Easements for University Research Park which provides that "[p]roposed building elevations and a description of exterior materials of all Improvements" be submitted and approved by the University Research Park's review committee. Therefore, architectural standards for the Site shall be administered in accordance with the University Research Park's Declarant and not this Rezoning Plan.

2. Attached dwelling units shall be limited to a maximum of six (6) townhome units per building.

### V. Streetscape and Landscaping

1. The Petitioner shall provide a minimum eight (8) foot wide planting strip and a minimum six (6) foot wide sidewalk along both sides of all proposed public and private streets. A minimum eight (8) foot wide planting strip and a minimum six (6) foot wide sidewalk shall be provided along both sides of all proposed private streets.

2. The Petitioner may subdivide the Site and create lots within the Site with no side or rear yards as part of a unified development plan.

3. Petitioner shall provide a minimum setback of at least twenty (20) feet from the proposed back of curb for front-loaded units fronting public and private streets, a minimum setback of twenty (20) feet from the proposed back of curb for alley-loaded units fronting public streets, and a minimum setback of fourteen (14) feet from the proposed back of curb for alley-loaded units fronting private streets. Stoops and stairs may encroach three (3) feet into the setback as a "transition zone."

4. For alley loaded units, driveway lengths shall be a minimum of 5'-7" or 20' and greater measured from the back of curb to face of garage.

5. For front loaded units, driveway lengths shall be a minimum of 20' measured from the back of sidewalk to face of garage.

### VI. Environmental Features

1. The Petitioner shall comply with the Charlotte City Council approved and adopted Post Construction Stormwater Ordinance. The location, size, and type of stormwater management systems depicted on the Rezoning Plan 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.

### VII. Open Space

1. The Petitioner shall comply with tree save requirements.
2. The Petitioner shall provide a minimum of 4.6 acres of common open space areas within the Site, as generally depicted on the Rezoning Plan, to include amenitized areas which may contain, but not be limited to, decorative features, landscaping, benches, garden artwork, and/or walking paths.
3. Water quality areas shall be designed to be an enhancement to the townhouse community through the use of landscaping and/or other amenities.

### VIII. Lighting

1. All freestanding lighting fixtures installed on the Site (excluding lower, decorative lighting that may be installed along the driveways and sidewalks as landscaping lighting) 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.
2. The maximum height of any pedestrian scale, freestanding lighting fixture installed on the Site, including its base, shall not exceed twenty-one (21) feet.

### IX. Amendments to Rezoning Plan

Future amendments to the Rezoning Plan and these Development Standards may be applied for by the then Owner or Owners of a particular Tract within the Site involved in accordance with the provisions of Chapter 6 of the Ordinance.

### X. Binding Effect of the Rezoning Documents and Definitions

If this Rezoning Petition is approved, all conditions applicable to development of the Site imposed under the Rezoning Plan and these Development Standards will, unless amended in the manner provided under the Ordinance, be binding upon and inure to the benefit of the Petitioner and subsequent owners of the Site and their respective successors in interest and assigns.

Throughout these Development Standards, the terms, "Petitioner" and "Owner" or "Owners" shall be deemed to include the heirs, devisees, personal representatives, successors in interest and assigns of the Petitioner or the owner or owners of any part of the Site from time to time who may be involved in any future development thereof.

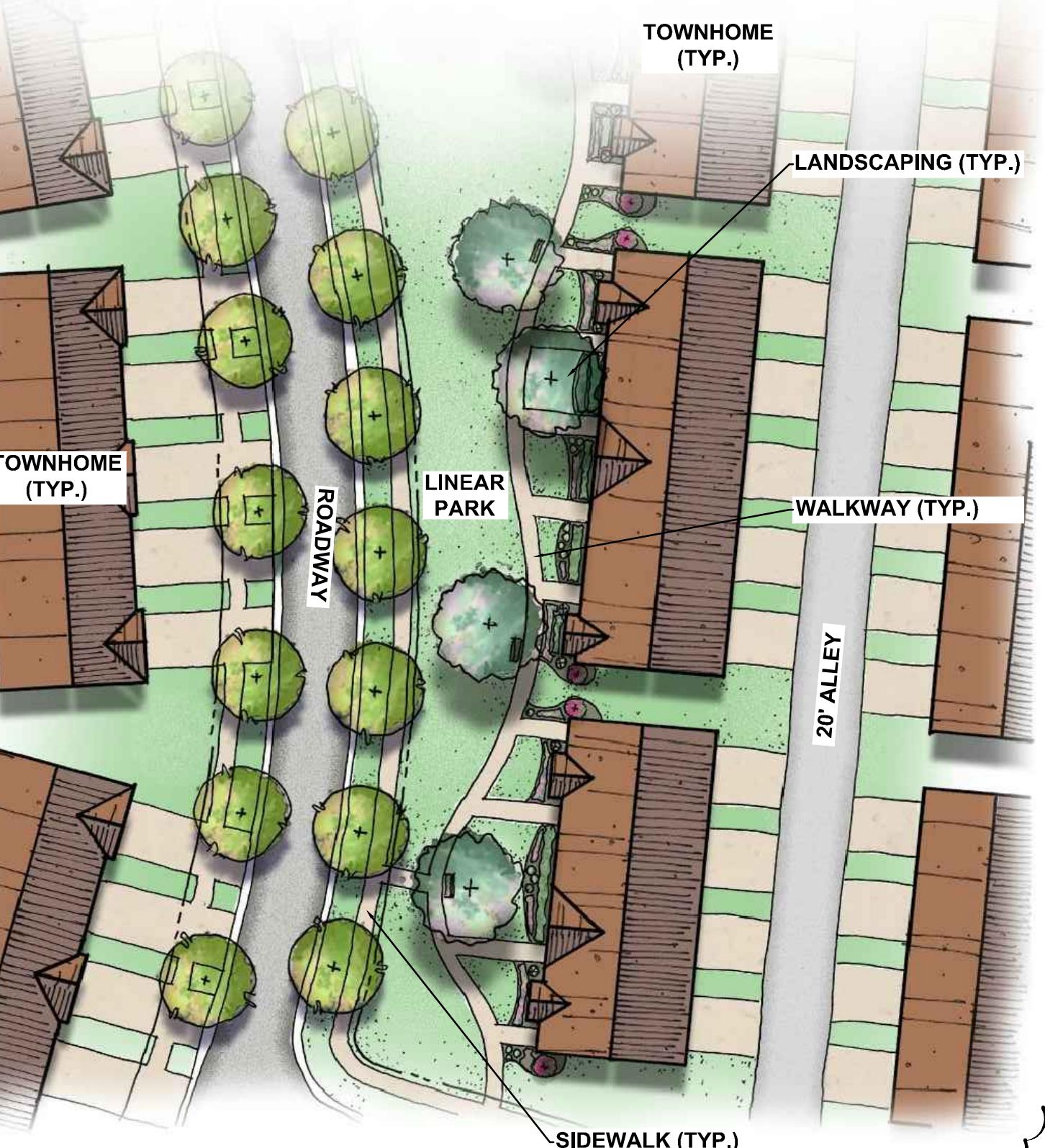
## Open Space Locations and Concepts

Not to Scale



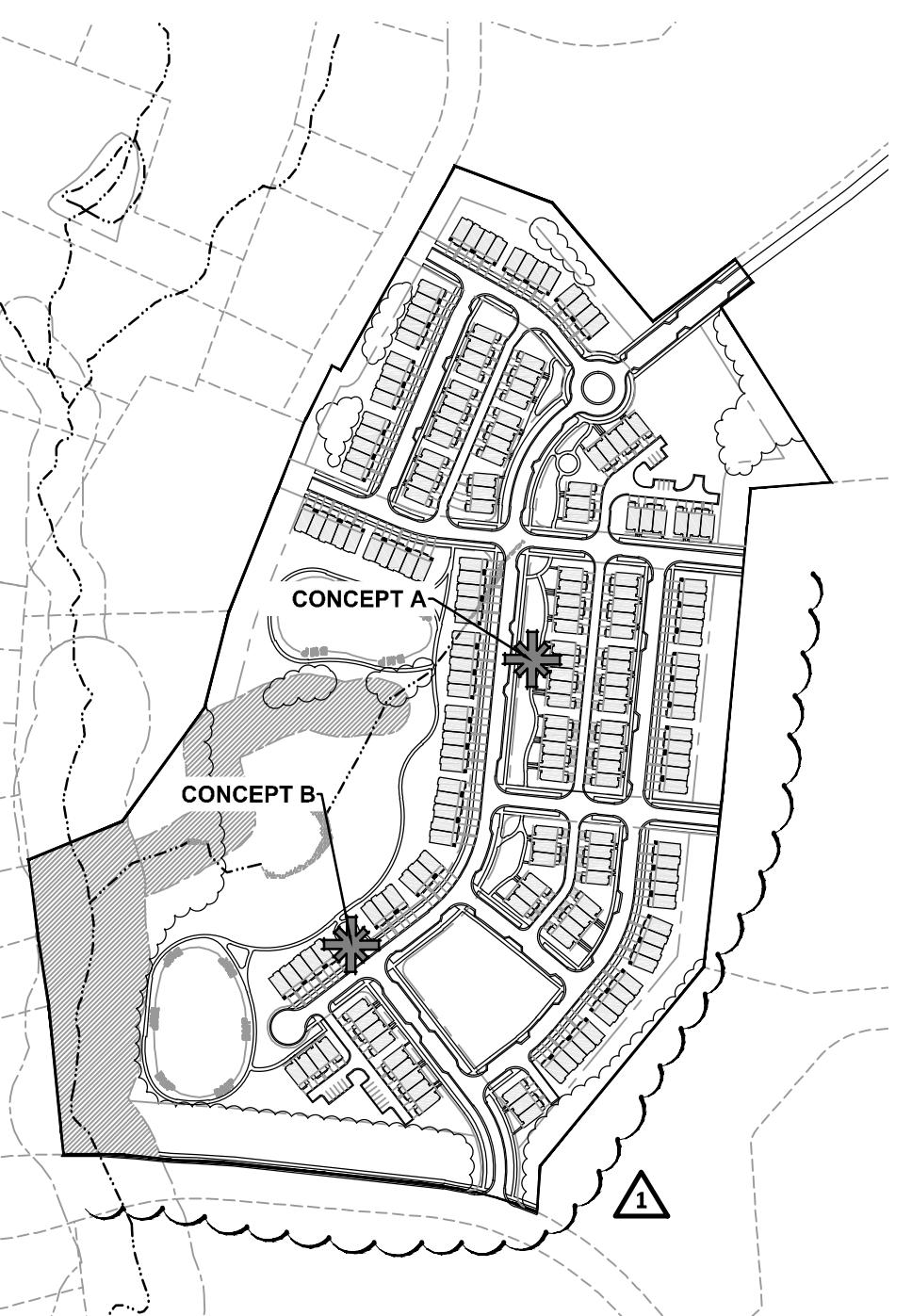
### CONCEPT A

Linear Park Concept



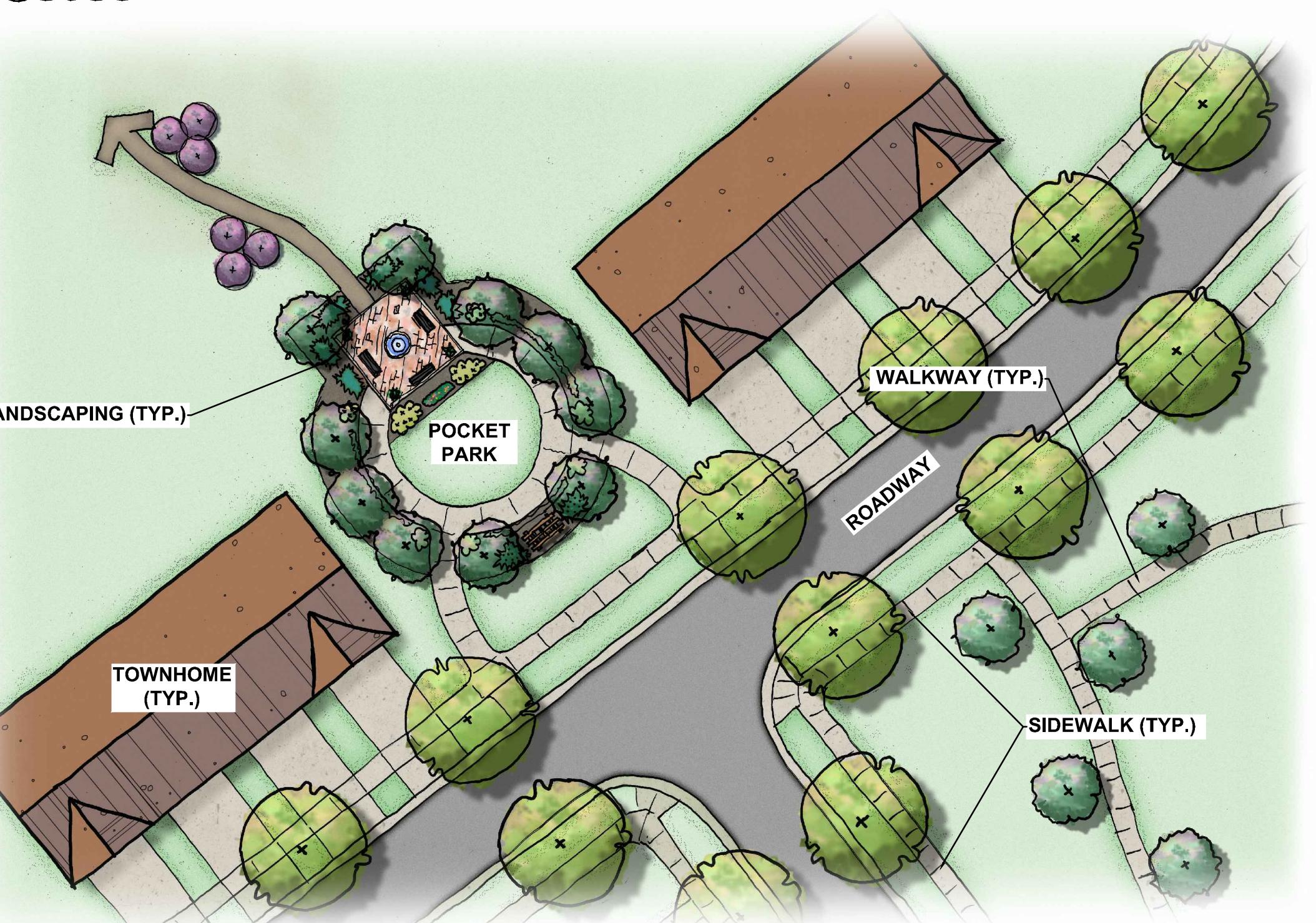
### LOCATION MAP

NOT TO SCALE

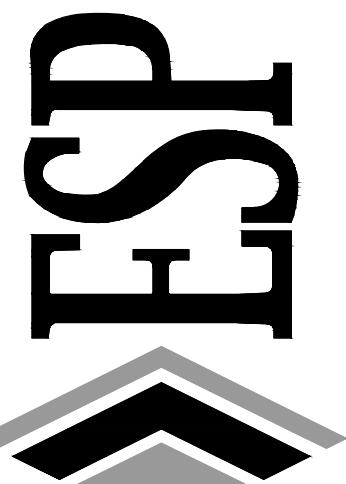


### CONCEPT B

Pocket Park Concept



ESP Associates, P.A.  
P.O. Box 7030  
Charlotte, NC 28241  
3475 Akerman Blvd.  
Fort Mill, SC 29708  
704-533-1949 (IC)  
803-302-2440 (SC)  
www.espasocials.com



NO.	DATE	REVISION
1	10/16/17	Revised Per Staff Comments Received 10/03/17

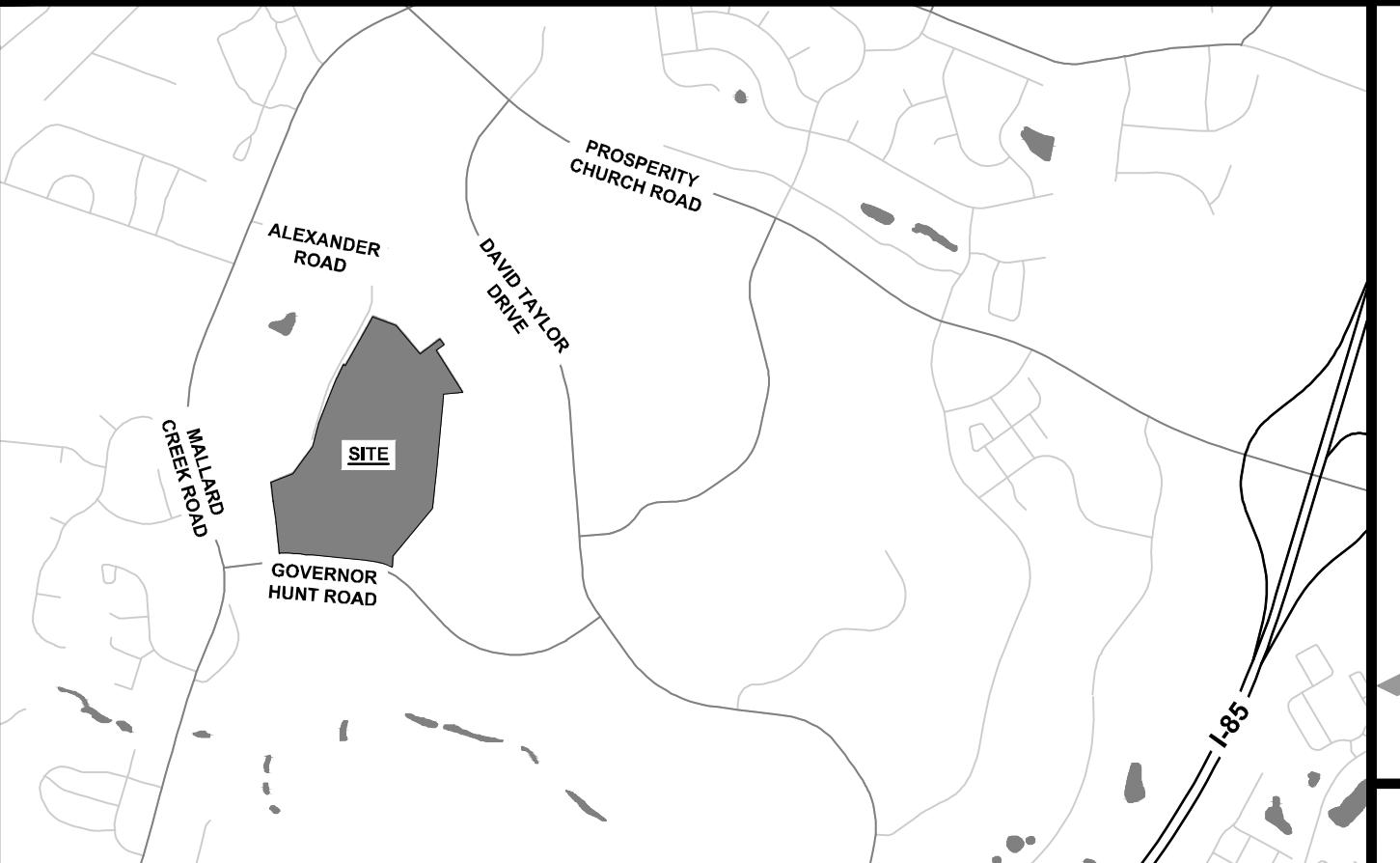
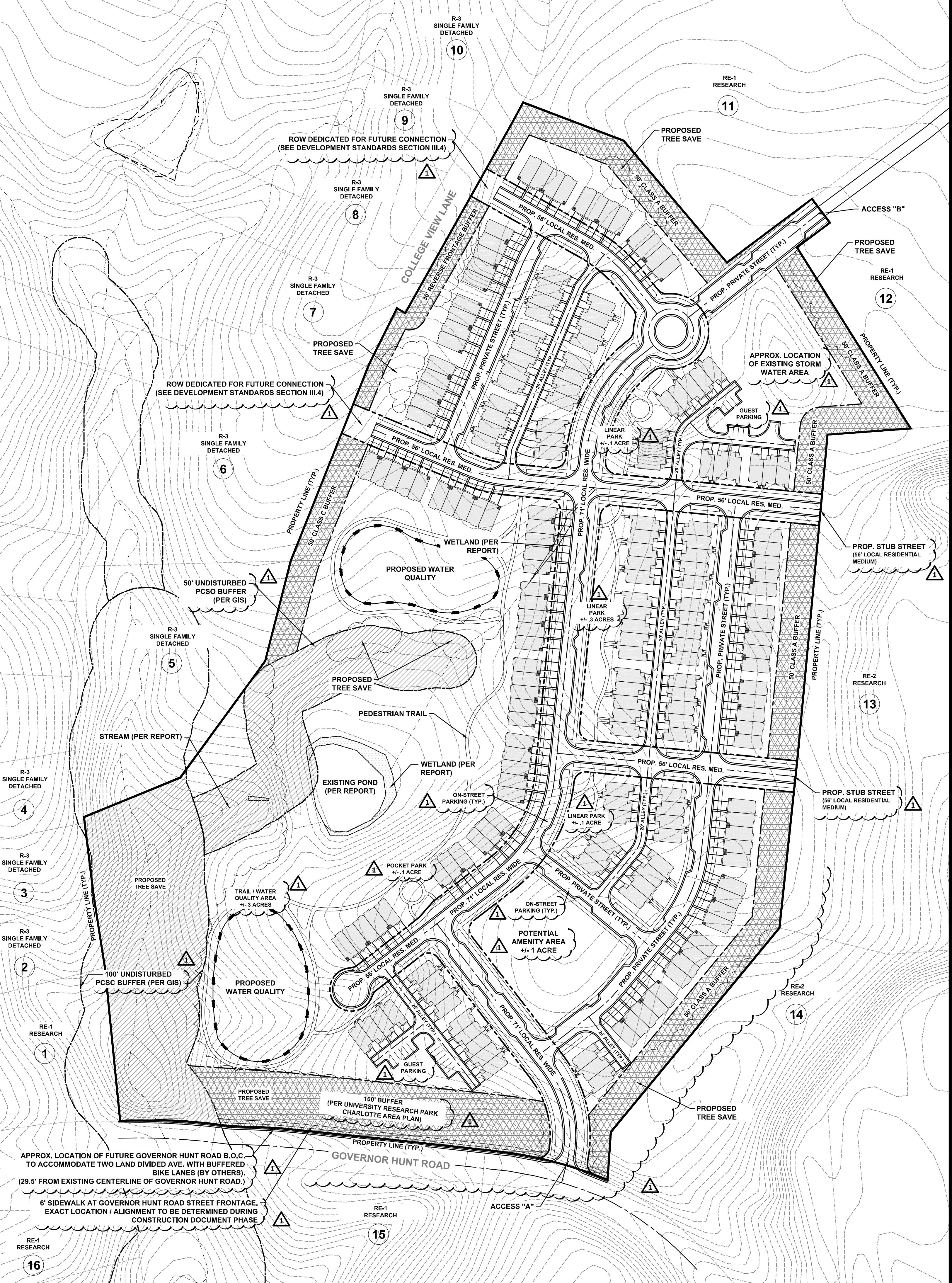
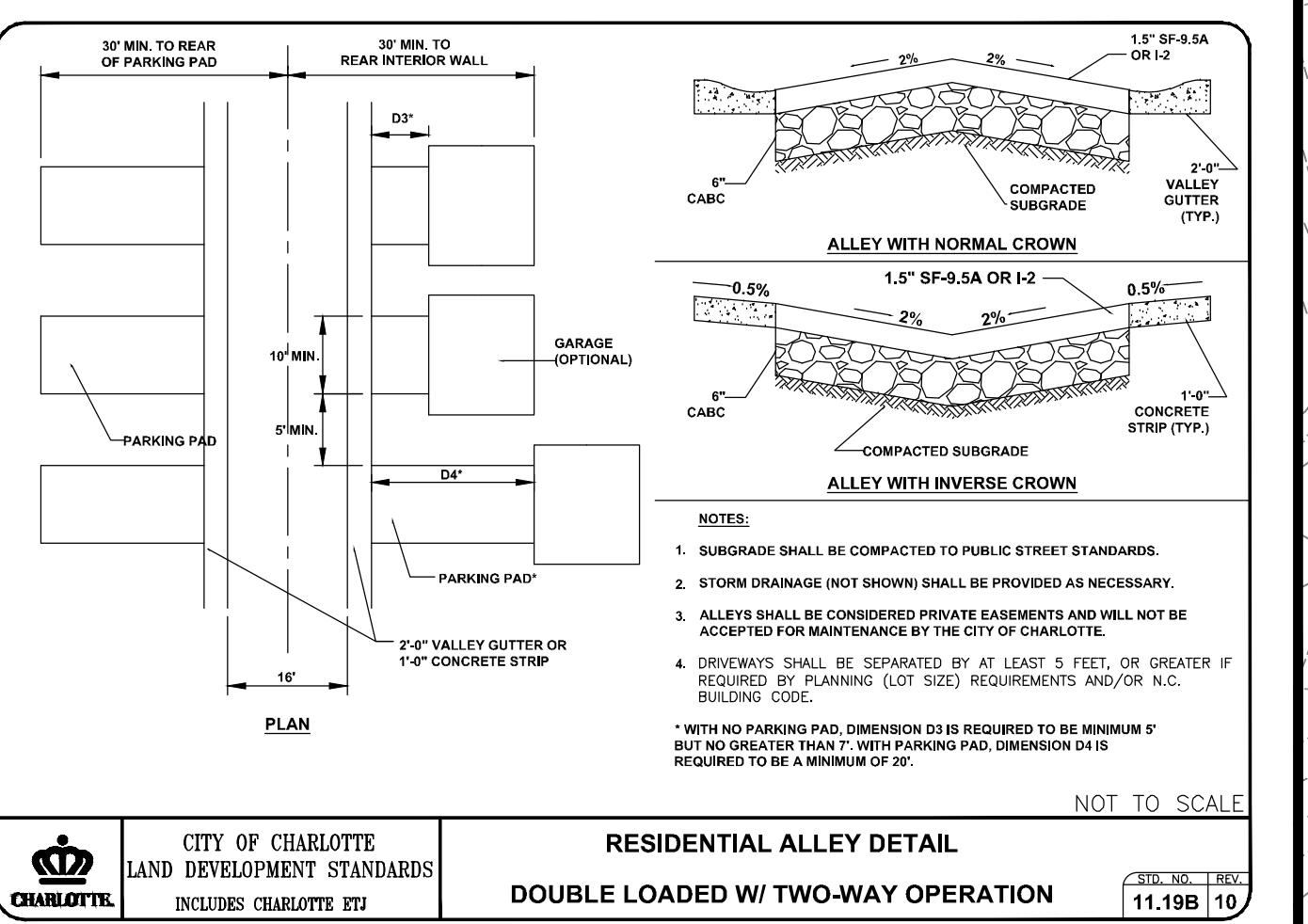
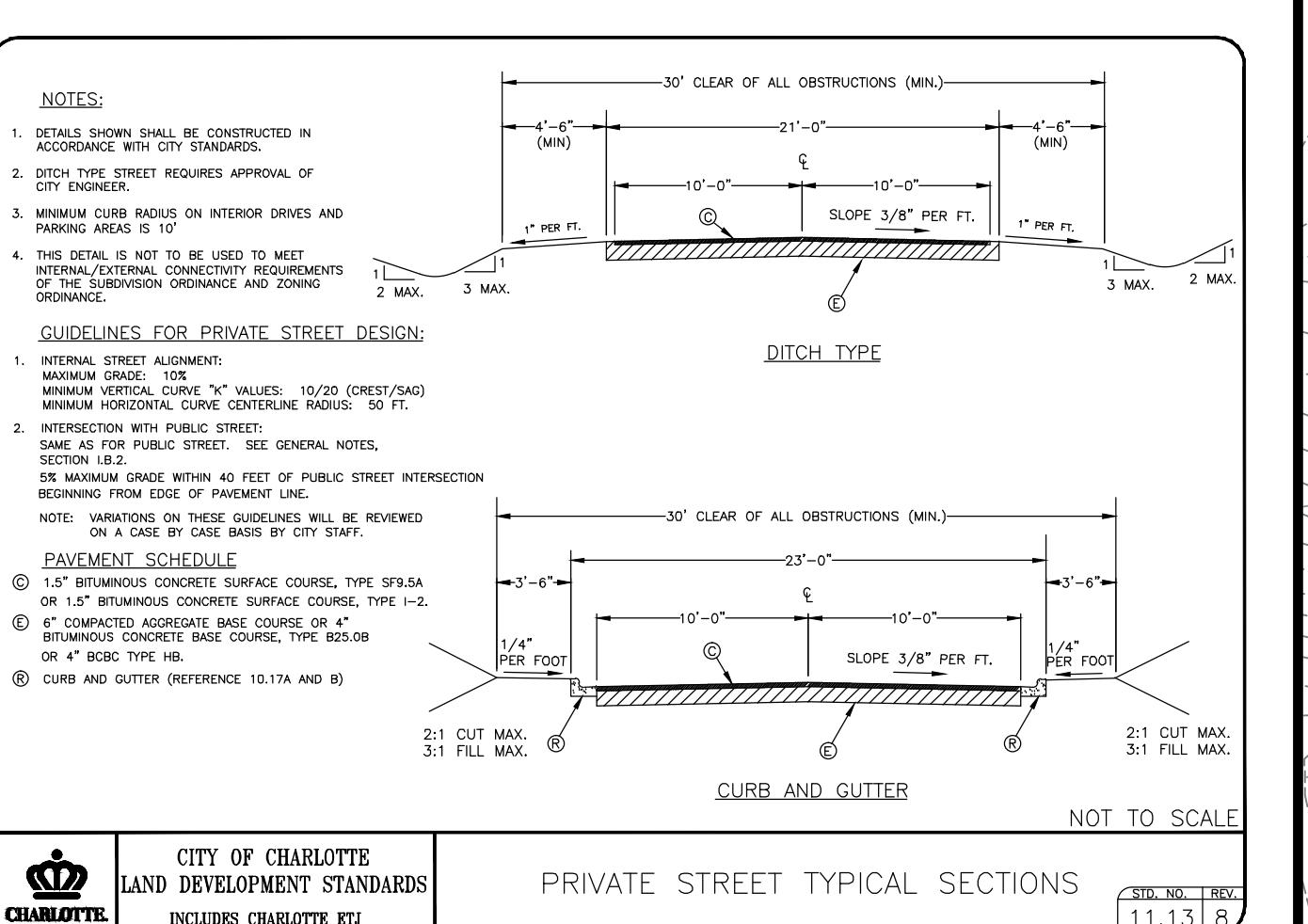
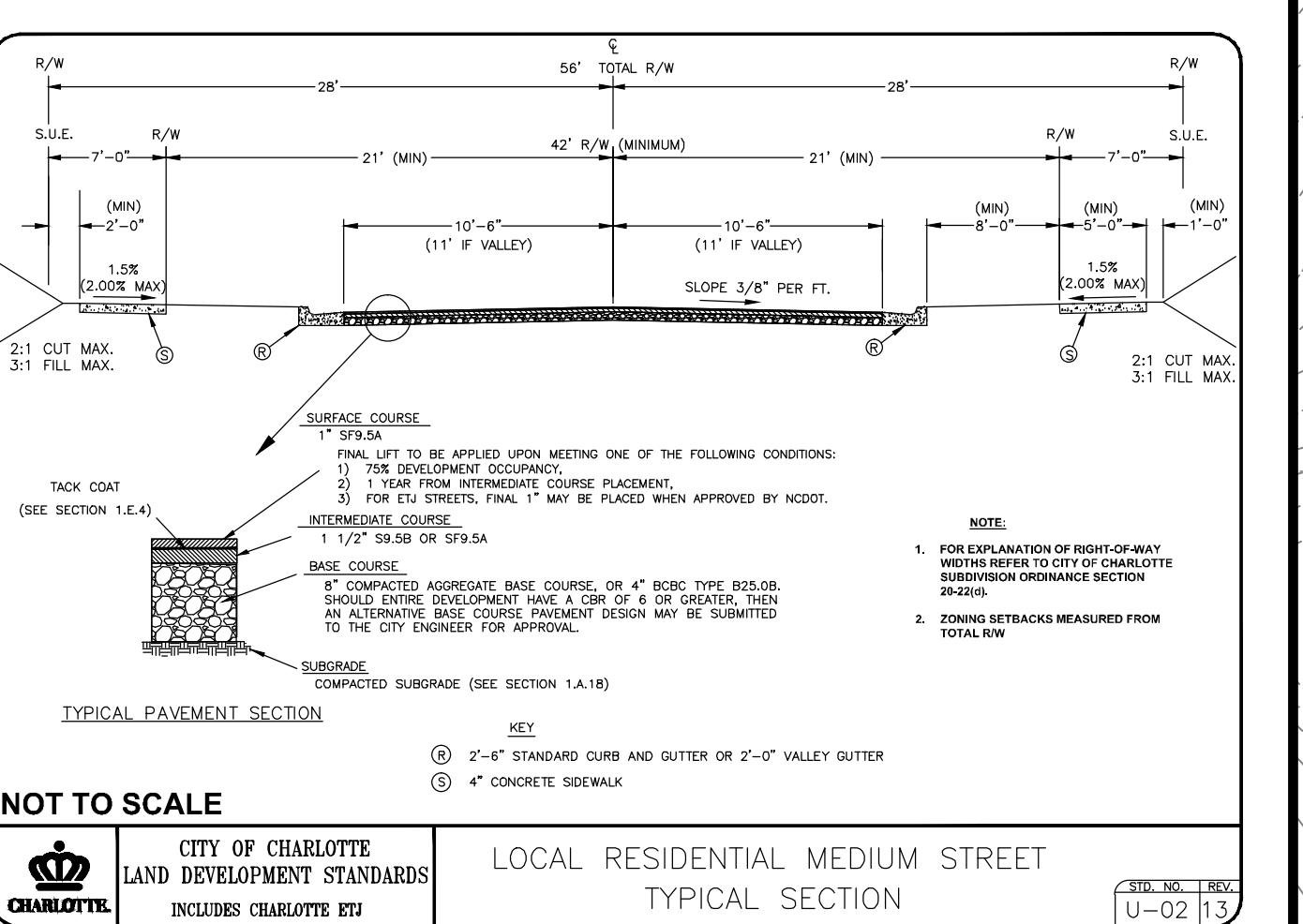
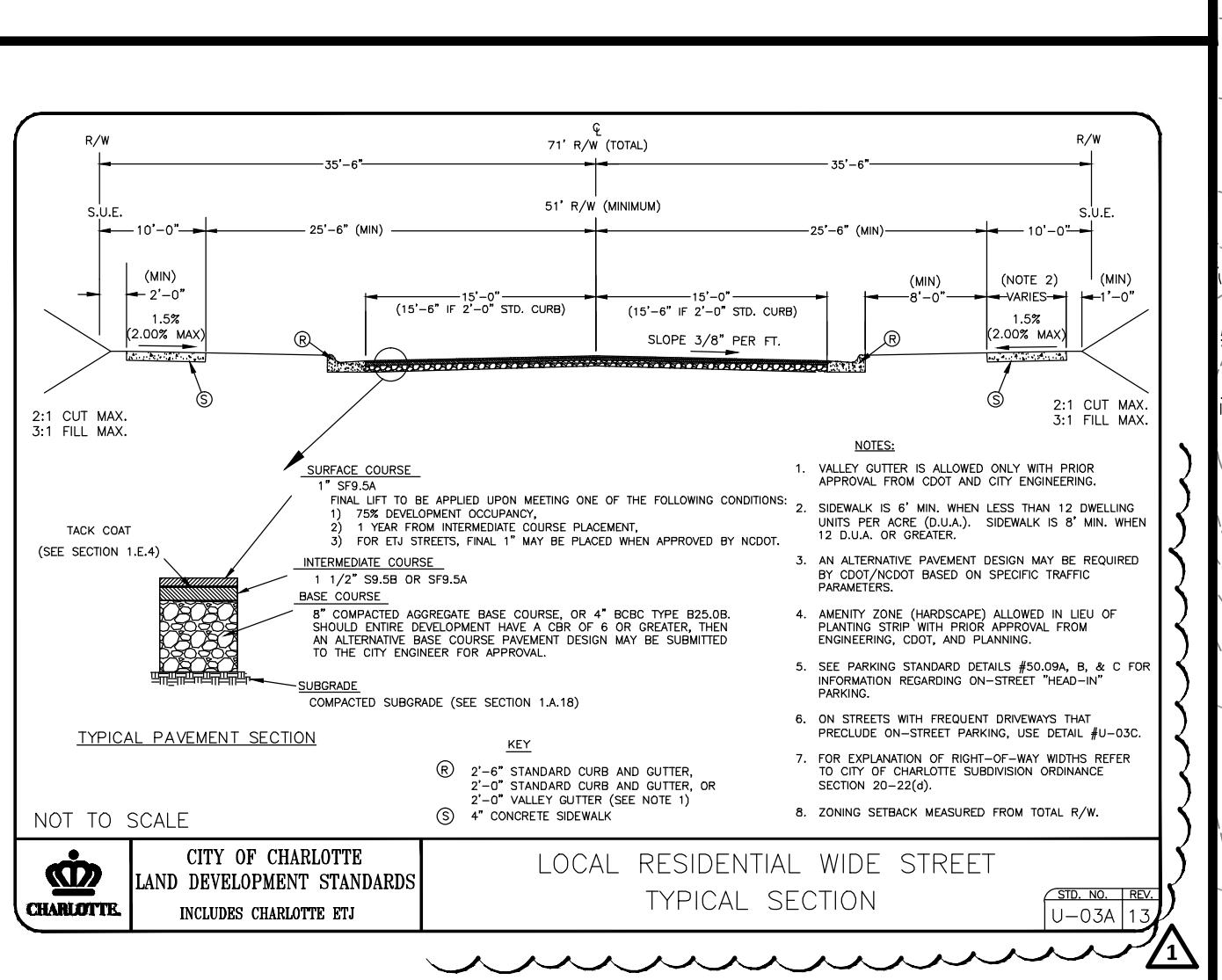
Conditional District Rezoning - UR-2 (CD) Technical Data Sheet & Open Space Concepts - Petition # 2017-133	
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PROJECT INFORMATION	
PROJECT MANAGER:	MM
DESIGNED BY:	AB
DRAWN BY:	ZW
PROJECT NUMBER:	FR21100
ORIGINAL DATE:	08/23/2017
SHEET:	2 of 5

MALLARD CREEK ROAD SITE  
City of Charlotte  
Mattamy Homes

## Typical Street Sections & Land Development Standards

Not to Scale



## Vicinity Map

Not to Scale



## Site Data

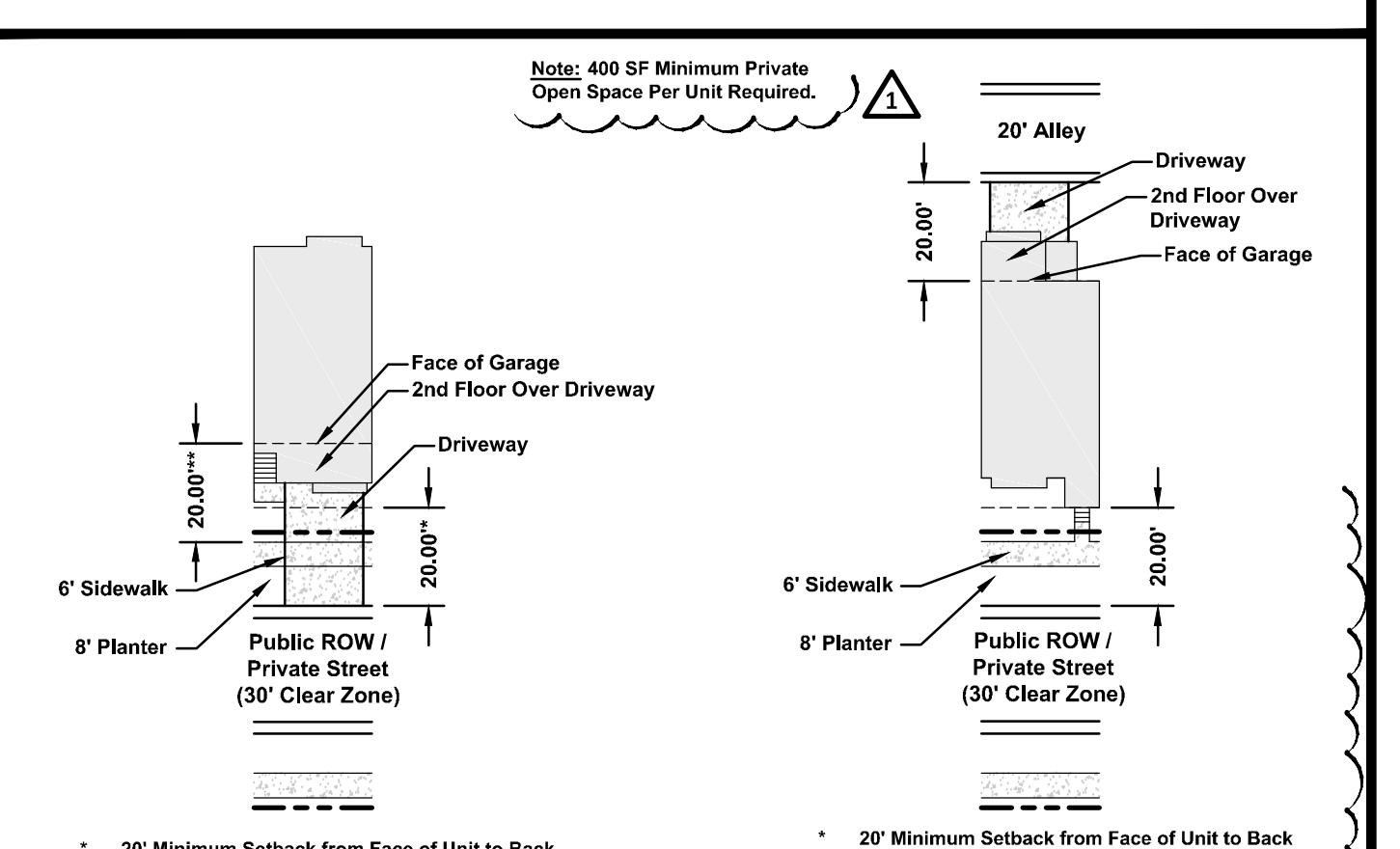
Tax Parcels:	04716828, 04715239 & 04715237
Total Acreage:	+/- 37.94 Acres (Per GIS)
Location:	City of Charlotte
Existing Zoning:	RE-1
Proposed Zoning:	UR-2 (CD) with 5 year vested rights
Existing Use:	Vacant
Proposed Use:	Single Family Residential (Attached)
Permitted # of Units:	Up to 215 For-Sale Townhome Units
Proposed Density:	Not to Exceed +/- 5.66 DU/AC
Maximum Building Height:	Maximum three (3) stories and not to exceed 45 feet. Building height will be measured as defined by the ordinance.
Private Open Space:	Minimum of 400 SF per Unit
Amenitized Open Space:	+/- 4.6 Acres (Minimum)
Floor Area Ratio:	1.0
Tree Save:	+/- 5.69 Acres (15%) +/- 5.69 Acres (15%) Minimum

## General Notes

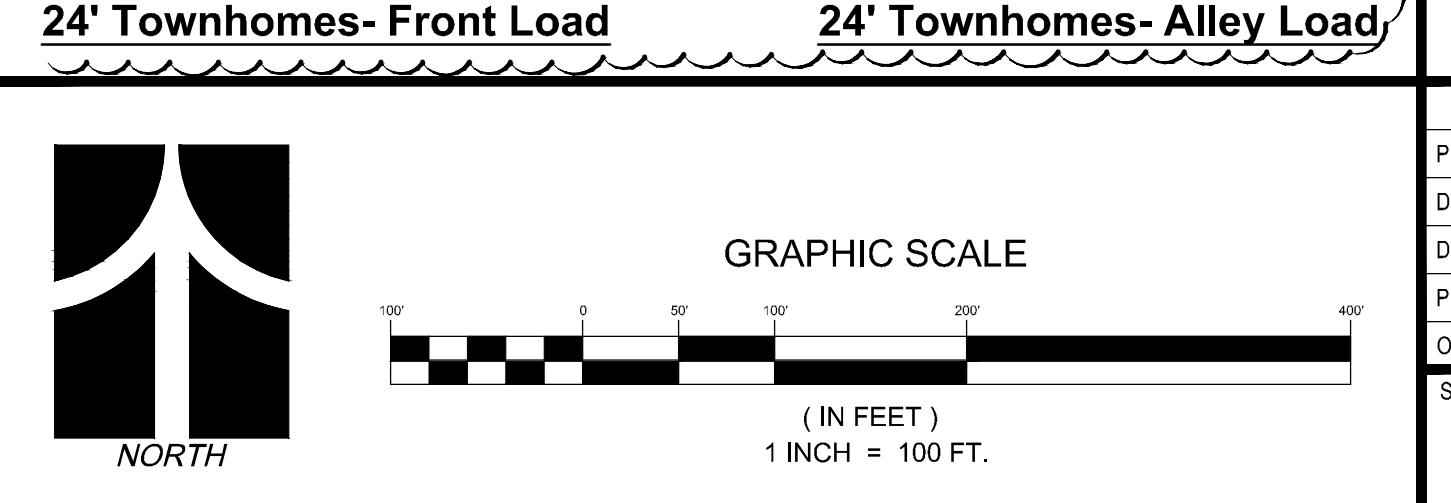
- Base information obtained from Mecklenburg County GIS.
- Stream / Wetland Information is based on "Crescent Tract A Charlotte, North Carolina, CWS Project No. 2017-0378" wetlands report provided by Carolina Wetland Services dated August 1, 2017.

## Typical Unit Details

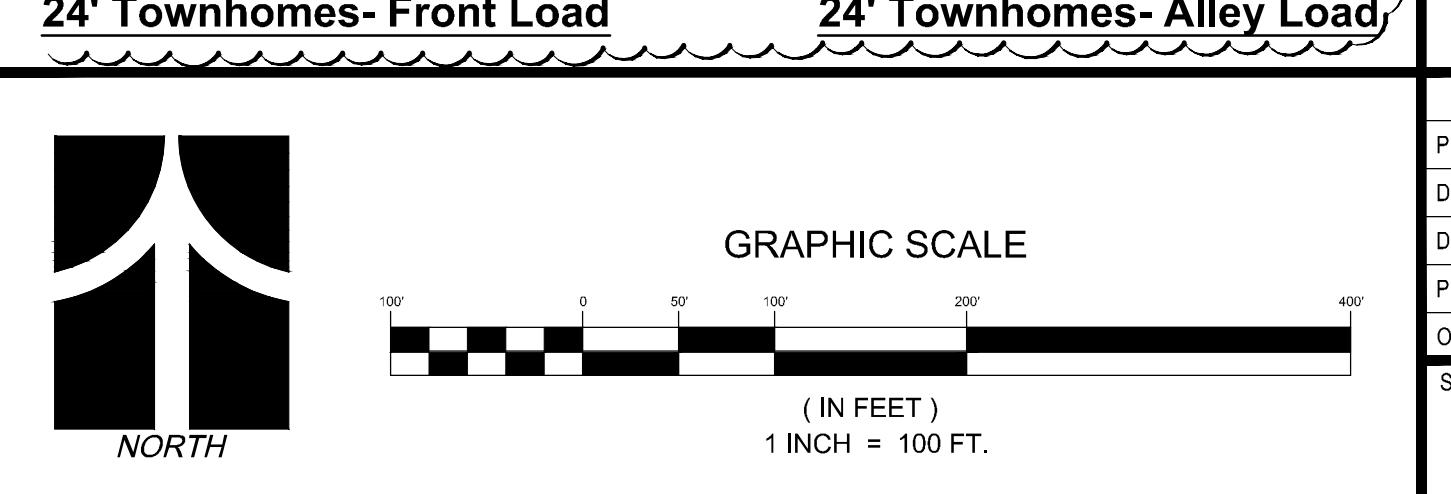
Not to Scale



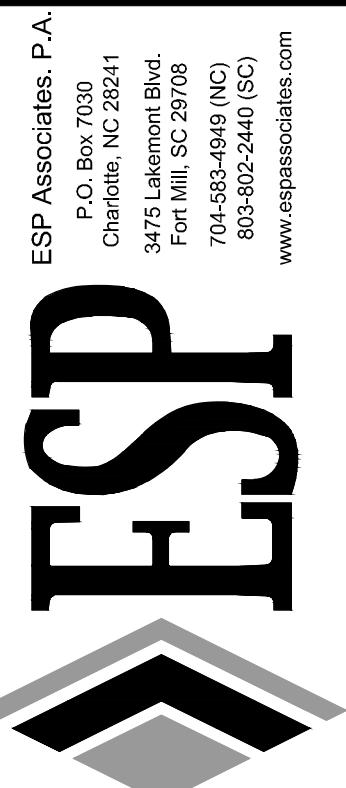
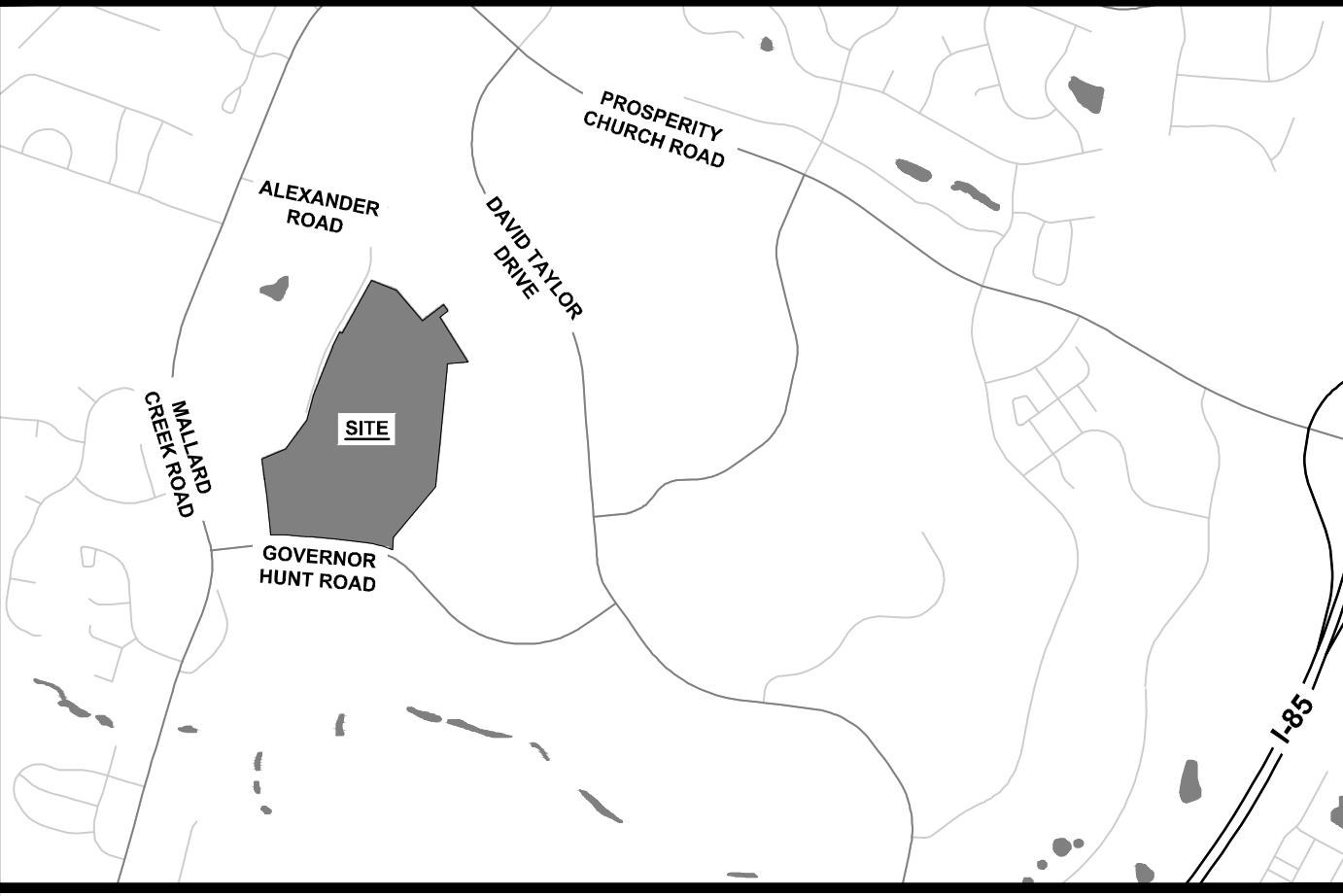
## 24' Townhomes- Front Load



## 24' Townhomes- Alley Load



# Conceptual Master Plan



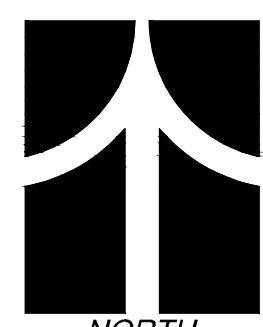
# Vicinity Map

**Not to Scale**

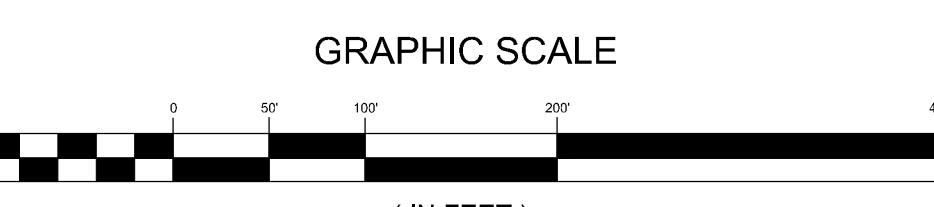


## GRAPHIC SCALE

—  
50' 100'



## GRAPHIC SCALE



Conditional District Rezoning - UR-2 (CD)  
Conceptual Master Plan - Petition # 2017-133

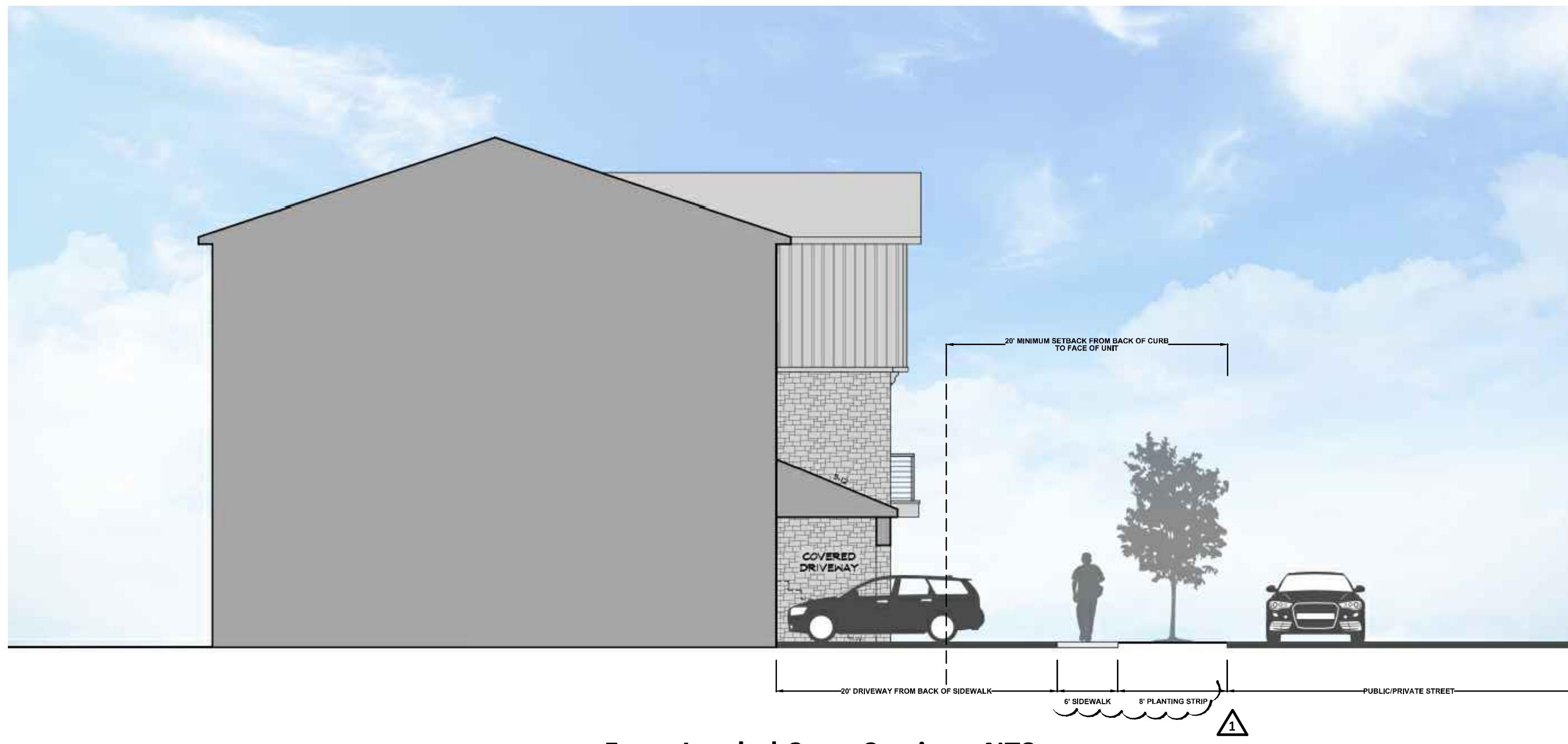
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City of

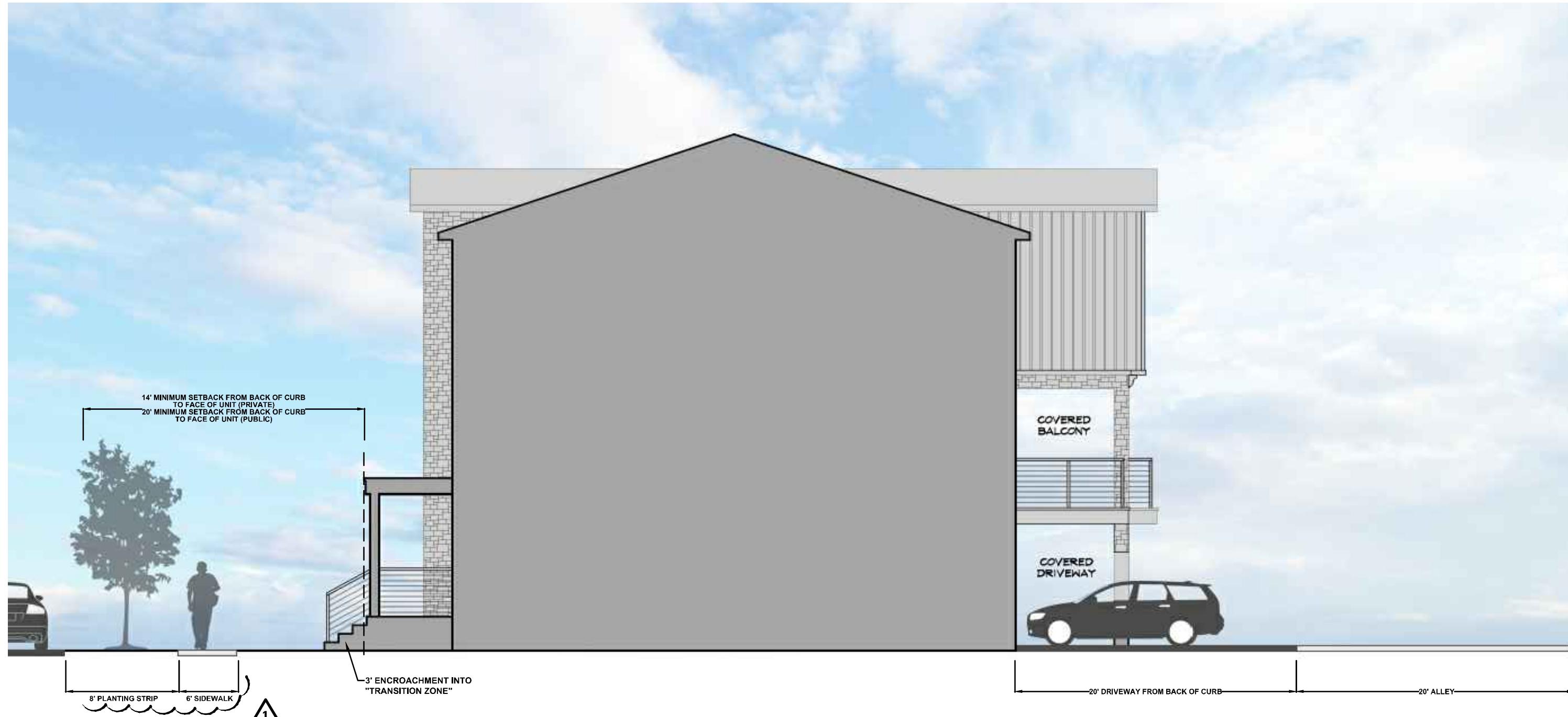
**MA**  
Mattamy Homes

PROJECT INFORMATION	
PROJECT MANAGER:	MM
DESIGNED BY:	AB
DRAWN BY:	ZW
PROJECT NUMBER:	FR21.100
ORIGINAL DATE:	08/23/17
HEET:	

## Front & Alley Loaded Cross Sections



Front Loaded Cross Section - NTS



Alley Loaded Cross Section - NTS

ESP Associates, P.A.  
P.O. Box 7030  
Charlotte, NC 28241  
3475 Akerman Blvd.  
Fort Mill, SC 29708  
704-533-1949 (NC)  
803-302-2440 (SC)  
[www.espassociates.com](http://www.espassociates.com)



NO.	DATE	REVISION
1	10/16/17	Revised Per Staff Comments Received 10/03/17

Conditional District Rezoning - UR2 (CD)	
Architectural Elevation Sheet - Petition # 2017-133	

PROJECT INFORMATION	
PROJECT MANAGER:	MM
DESIGNED BY:	AB
DRAWN BY:	ZW
PROJECT NUMBER:	FR21100
ORIGINAL DATE:	08/23/2017
SHEET:	

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