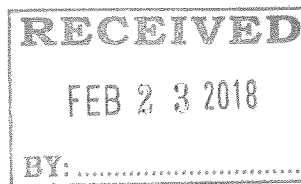


**I. REZONING APPLICATION
CITY OF CHARLOTTE**



2018-028

Petition #: _____
Date Filed: 2/23/18
Received By: [Signature]

Property Owners: SEE SCHEDULE 1 ATTACHED HERETO
Owner's Addresses: SEE SCHEDULE 1 ATTACHED HERETO
Date Properties Acquired: SEE SCHEDULE 1 ATTACHED HERETO
Property Addresses: SEE SCHEDULE 1 ATTACHED HERETO
Tax Parcel Numbers: SEE SCHEDULE 1 ATTACHED HERETO
Current Land Use: vacant/residential/cell tower (Acres): ± 28.05 gross; 27.62(net)
Existing Zoning: MX-1, R-3, and CC Proposed Zoning: R-17MF(CD)(LLWPA)
Overlay: Lower Lake Wylie Protected Area
(Specify PED, Watershed, Historic District, etc.)
Required Rezoning Pre-Application Meeting* with: Claire Lyte-Graham, Alberto Gonzalez, Carlos Alzate, Joshua Weaver, Grant Meacci
Date of meeting: 1/16/18

(*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 allow the development of the parcels with a high-quality multi-family residential community.

Keith MacVean & Jeff Brown
Name of Rezoning Agent
Moore & Van Allen, PLLC
100 N. Tryon Street, Suite 4700
Agent's Address
Charlotte, NC 28202
704.331.3531 (KM) 704-378-1954(KM)
704-331-1144 (JB) 704-378-1925 (JB)
Telephone Number Fax Number
keithmacvean@mvalaw.com; jeffbrown@mvalaw.com
E-mail Address
SEE ATTACHMENTS A-D
Signature of Property Owner

Pollack Shores (Attn: Palmer McArthur)
Name of Petitioner
5605 Glenridge Dr. NE, Ste. 775
Address of Petitioner
Atlanta, GA 30342
City, State, Zip
404.214.5336
Telephone Number Fax Number
pmcarthur@pollackshores.com
E-mail Address
SEE ATTACHMENT E
Signature of Petitioner

SCHEDULE 1

| Parcel | Property Address | Owner | Owner's Address | Acreage | Date Acquired |
|------------|--|---------------------------------------|--|---------|---------------|
| 141-171-02 | NA | E Mae Byrum | 13406 Pine Harbor Rd, Charlotte, NC 28278 | 3.87 | 06/03/1977 |
| 141-141-05 | 5724 Dixie River Rd, Charlotte, NC 28278 | Richard M Byrum | 5756 Saint James Ln, York, SC 29745 | 11.71 | 06/03/1977 |
| 141-171-06 | 5632 Shopton Rd, Charlotte, NC 28278 | Richard Martin Byrum by will | 8128 Maude Stewart Rd, Fuquay Varina, NC 27526 | 2.76 | 06/03/1977 |
| 141-171-07 | 5616 Shopton Rd, Charlotte, NC 28278 | Martha B Kales | 8105 Hemby Wood Dr, Indian Trail, NC 28079 | 3.37 | 06/13/1977 |
| 141-171-08 | NA | Martha B Kales | 8105 Hemby Wood Dr, Indian Trail, NC 28079 | 3.87 | 06/03/1977 |
| 141-171-09 | 5500 Shopton Rd, Charlotte, NC 28278 | Charles E Averitt & Frances B Averitt | 5500 Shopton Rd, Charlotte, NC 28278 | 2.04 | 06/03/1977 |

ATTACHMENT A

REZONING PETITION NO. 2018-____
Pollack Shores

OWNER JOINDER AGREEMENT
E Mae Byrum

The undersigned, as the owner of the parcel of land located on the northern side of Shopton Rd. across from Outlet Blvd that is designated as Tax Parcel No. 141-171-02 on the Mecklenburg County Tax Map and which is 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 R-3 zoning district to the R-17MF(CD)LLWPA 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 ~~20th~~ day of February, 2018.

E. Mae Byrum

A handwritten signature in black ink that reads "E. Mae Byrum" in a cursive script.

ATTACHMENT C

**REZONING PETITION NO. 2018-____
Pollack Shores**

**OWNER JOINDER AGREEMENT
Martha B Kales**

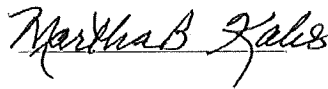
The undersigned, as the owner of the parcel of land located at

1. 5616 Shopton Road that is designated as Tax Parcel No. 141-171-07 on the Mecklenburg County Tax Map
2. North side of Shopton Road between Outlet Blvd and New Fashion Way that is designated as Tax Parcel No. 141-171-08 on the Mecklenburg County Tax Map

and which is 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 R-3 zoning district to the R-17MF(CD)LLWPA 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 20 day of February, 2018.

Martha B Kales



ATTACHMENT B

**REZONING PETITION NO. 2018-____
Pollack Shores**

**OWNER JOINDER AGREEMENT
Richard M Byrum**

The undersigned, as the owner of the parcel of land located at

- 1. 5724 Dixie River Road that is designated as Tax Parcel No. 141-171-05 on the Mecklenburg County Tax Map
- 2. 5632 Shopton Road that is designated as Tax Parcel No. 141-171-06 on the Mecklenburg County Tax Map

and which is 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 MX-1 and CC zoning districts to the R-17MF(CD)LLWPA 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 19th day of Feb, 2018.

Richard M Byrum

Richard M. Byrum
By Cynthia C. Byrum
POA

CHAR2\1991876v1

ATTACHMENT D

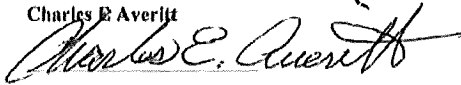
REZONING PETITION NO. 2018-____
Pollack Shores

OWNER JOINDER AGREEMENT
Charles E Averitt
Frances B Averitt

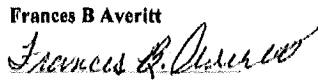
The undersigned, as the owner of the parcel of land located at 5500 Shopton Road that is designated as Tax Parcel No. 141-171-09 on the Mecklenburg County Tax Map and which is subject to the attached Rezoning Application (the "Parcel"), hereby joins in the Rezoning Applications and consents to the change in zoning for the parcels from R-3 zoning district to the R-17MF(CD)LLWPA 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 20 day of Feb., 2018.

Charles E Averitt



Frances B Averitt



ATTACHMENT E

**REZONING PETITION NO. 2018-
Pollack Shores**

Petitioner:

Pollack Shores

By: *Palmer M. Arthur*
Name: Palmer M. Arthur
Title: VP