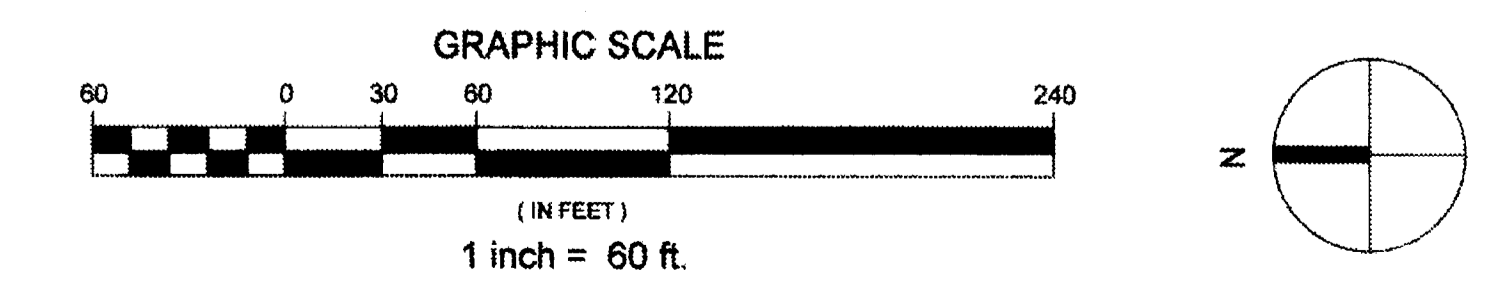
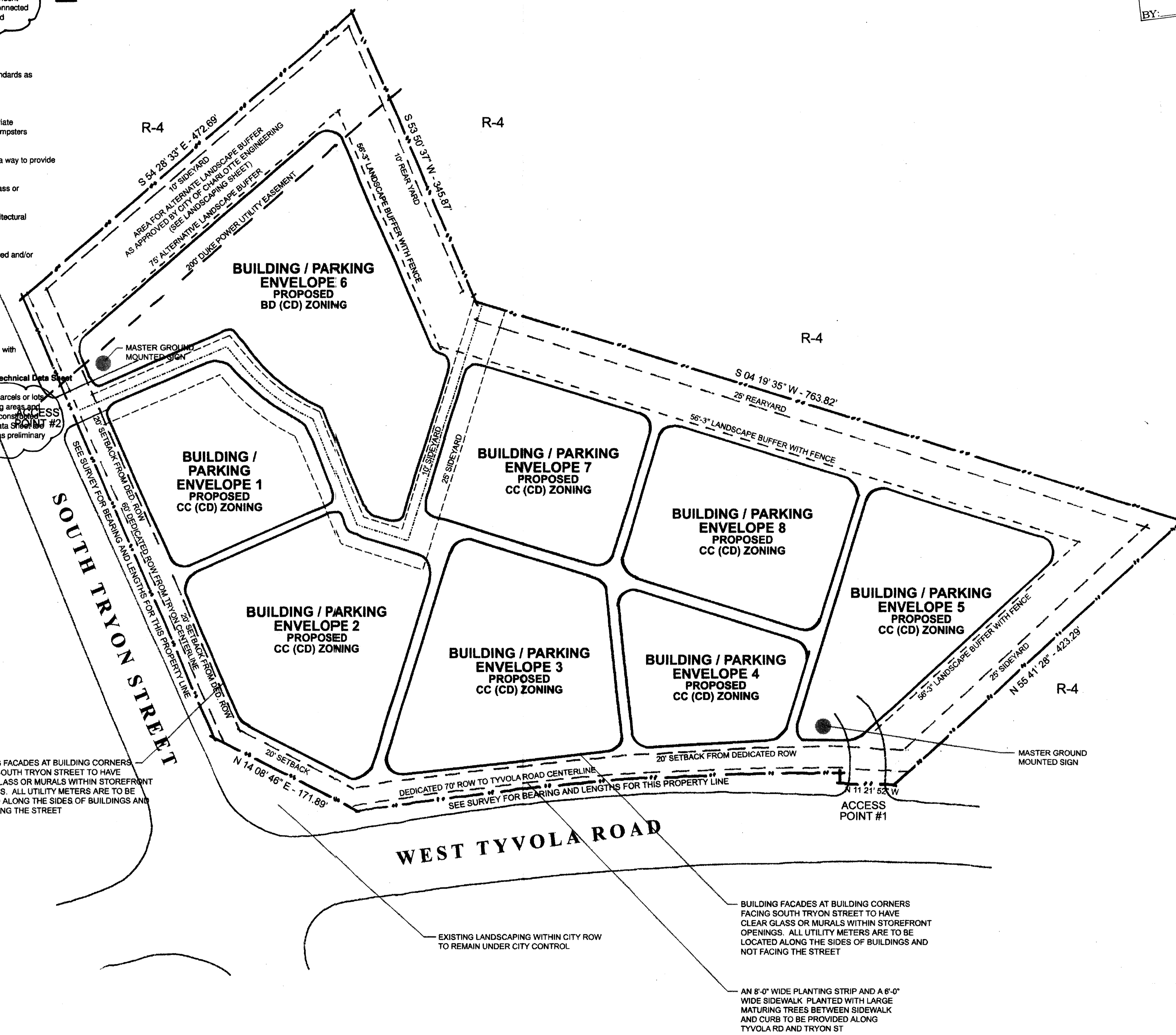


**City Crossing
Retail-Oriented Mixed Use Center
Development Standards
November 8, 2007**

- General Provision**
 - This petition relates to approx. 12.246 acres of land at the corner of South Tryon Street and Tyvola Road in Charlotte, NC. The site is currently zoned B-1(CD) pursuant to petition #89-52.
 - The purpose of this petition is to rezone approx. 8.96 acres of the site to CC(CD) and a approx. 3.28 acres of the site to BD (CD) as a part of a newly planned Retail-Oriented Mixed Use Center.
 - Unless more stringent standards are established by The Technical Data Sheet or these Development Standards, all applicable development standards established by the Charlotte-Mecklenburg Planning Commission for a Retail-Oriented Mixed / Multi Use Center under Commercial Center Zoning and Distributive Business shall be followed with respect to the site.
- Guiding Principles**
 - The location of the development was chosen due to the existing retail and associated zoning classifications of the immediate surrounding areas, planning expectations of the site and multiple accesses to existing thoroughfares.
 - The development plan will contain a mixture of retail oriented uses along with pedestrian pathways and public open spaces.
 - The development aims to be both externally and internally convenient to different modes of transportation and will accentuate pedestrian pathways to connect to the various uses including any freestanding single tenant building.
- Permitted Site and Uses**
 - This proposal is intended to accommodate a development of a maximum of 140,000 sf for the CC(CD) portion of the site. A maximum of 110,000 sf may be devoted to Retail uses. The maximum ground floor square footage of a single retail tenant use may be 50,000 sf. with an expansion area of up to 10,000 sf. A maximum of 30,000 sf may be devoted to Office uses.
 - A portion of the site as indicated on the Technical Data Sheet is proposed for BD(CD) zoning. The petitioner is proposing an climate controlled storage use on the BD (CD) portion of the site with a maximum area of 100,000 sf and a maximum FAR of 0.7. Climate controlled storage will be closed from 10:00 pm until 6:00 am every night.
 - The BD (CD) portion of the site may be used for any or all of the following uses: climate controlled storage, office, restaurant, or parking.
 - A maximum of one independent freestanding single tenant building shall be allowed on the CC (CD) portion of the site. Petitioner will design freestanding outparcel to minimize drive-thru impacts, maintain pedestrian safety and provide access to shared amenities. See Illustrative Site Plan for the 2.5k sf. retail building as an example of the single independent freestanding single tenant building.
 - There shall be no limit to the number of interconnected (pedestrian) freestanding uses. Petitioner will design freestanding outparcel to minimize drive-thru impacts, clearly define interconnectivity with pedestrian access paths and provide access to shared amenities.
 - (removed)
 - The final configuration of multi tenant and/or single tenant buildings subject to change based on final leasing plans as per Section 6.206.
 - Any gas station use will only be located in Building envelopes 1, 2, 3, 4 or 5. Gas station hours of operation may be up to 24 hours. One ground mounted identification sign associated with the gas station will be located adjacent to the use and per Charlotte Sign Ordinance requirements. The outparcel sign shall be limited to 32 square feet.
- Multiple Access Points**
 - The total number of vehicular ingress / egress points to South Tryon Street and Tyvola Road shall be as indicated on the Technical Data Sheet. The exact locations may vary somewhat from those depicted based on the final design and review as regulated by CDOT and where applicable, NCDOT.
 - Access Point #1: Access Point #1 on Tyvola Road will be a full access driveway. DOT will determine the location of the driveway adjacent to the eastern property line. There will be some reworking of the existing curb line to separate the existing westbound right turn lane from the driveway. There will be pavement marking changes that will be required of the developer to incorporate an eastbound left-turn lane to serve the driveway. A westbound right-turn lane will be provided to serve the driveway.
 - Access Point #2: Access Point #2 on South Tryon will be a full access driveway. There will be a double row with 200 feet of storage per lane for the southbound left turn lane to Tyvola Road. A southbound left turn lane with a minimum of 160 feet of storage will be provided for the site driveway.
 - The NCDOT may require right turn lanes into access point 1 on West Tyvola Road. The petitioner will coordinate these roadway improvements with NCDOT prior to the submittal for a driveway permit.
 - Pedestrian access to the site from surrounding neighborhoods shall connect to the site through the network of pedestrian sidewalks which extend to the existing sidewalk along South Tryon Street and Tyvola Road as illustrated on the Illustrative Site Plan. Pedestrian movements will be well defined and buffered from vehicular traffic by the use of planting strips, defined pathways, curbs and bollards.
 - Bicycle facilities which are safe and secure shall be provided on site in accordance with the guidelines provided in the Charlotte-Mecklenburg Bicycle Transportation Plan.
 - A transit shelter pad will be constructed per GATS Development Standards 60.03 on Tyvola Road.
- ROW, Setbacks, Sideyards and Rearyards**
 - In accordance with the existing conditional site plan for this property (PR 89-52) approved by City Council on July 12, 1989, the petitioner will maintain the commitment to dedicate the following right of way along the site's street frontages:
 - South Tryon Street: 60 feet from the centerline for a distance of 500 feet as measured in a northerly direction from the West Tyvola Road right-of-way described below, then tapering at a rate of 45:1 to a location that is 500 feet from the centerline.
 - West Tyvola Road: 70 feet from the centerline for a distance of 500 feet as measured in an easterly direction from the South Tryon Street right-of-way described above, then tapering at a rate of 45:1 to a location that is existing or a minimum of 50 feet from the centerline, whichever is greater.
 - The development will adhere to a 20' setback from ROW and/or dedicated ROWs as indicated on The Technical Data Sheet as per Section 11.905(7).
 - The development will adhere to a 35' setback if vehicular circulation and/or parking is located in front of the building.
 - The minimum sideyard and rearyard shall be 25' for the CC (CD) portion of the site and 10' for the BD (CD) portion of the site.
- Screening, Landscaping and Existing Natural Environment**
 - The site development will address guidelines set forth in the General Development Policies for the Natural Environment. Items of consideration will include the preservation of existing spaces adjacent to streams, maintaining a meaningful amount of public open space and to retain as much existing landscaping as feasible.
 - Screening will conform to the applicable standards of Section 12.303 of the Charlotte Zoning Ordinance along with section 11.405(5) of the Commercial Center District design standards.
 - Landscaping along the Site's frontage on both South Tryon Street and Tyvola Road shall meet or exceed the requirements of the City of Charlotte Tree Ordinance.
 - A class B landscaped buffer shall be provided adjacent to single family zoning according to table 12.302(a) and section 11.405(5).
 - The Petitioner will provide a tree save area of no less than 10% as indicated on the attached tree save plan. The actual percentage +/- or - and tree save locations will be based upon the actual existing tree coverage, final site engineering of grades, retention areas and recommended curb cut locations by DOT and/or NCDOT.
 - Petitioner has received approval from the City of Charlotte Engineering and Duke Power for an alternate buffer within the 200' Duke Power ROW.
 - An 8'-0" wide planting strip and 6'-0" wide sidewalk planted with large maturing trees will be provided along South Tryon Street and West Tyvola Road.
- Building Height and Area**
 - The maximum retail square footage for the CC(CD) portion of the site is calculated based on 100,000 total area with an expansion area up to 10,000 sf. Maximum area is based on the chart provided in the Development Standards for a Neighborhood Retail Oriented Mixed Use Center.
 - The maximum office square footage for the CC(CD) portion of the site is calculated based on 30,000 total area. Maximum area is based on the chart provided in the Development Standards for a Neighborhood Retail Oriented Mixed Use Center.
 - The maximum square footage for the BD(CD) portion of the site shall be 100,000 sf and maximum FAR of 0.7.
 - The maximum building height for the climate controlled storage use will be of 40' from grade + Max 8' parapet to screen rooftop equipment.
- Vehicular Parking**
 - Off street parking shall meet or exceed the minimum standards as set forth in the Charlotte Zoning Ordinance.
 - Minimum parking standards for the CC(CD) portion of the site shall be 1 space per 250 sf. per Table 12.202 for shopping centers greater than 50,000 sf.
 - Minimum climate controlled storage use parking standards for the BD(CD) portion of the site shall be 25 spaces per 1,000 sf of storage area and 1/400 sf of office and other areas. Up to 50% of parking may be shared with adjacent CC(CD) portion of the site. Any sharing of required parking between the two zoning areas will be guaranteed by a legally binding written agreement between owners of both areas per Section 12.203. This will require approval by The Zoning Administration prior to issuance of building permits.

- Lighting**
 - Lighting affiliated with the proposed climate controlled storage use will not negatively impact the adjacent residentially zoned properties.
 - All freestanding streetscape lighting fixtures installed within the Development will be uniform in design. The maximum height of any freestanding lighting fixture, including its base, shall be 30' in height.
 - Pedestrian lighting will be provided at focal areas throughout the site.
 - Lighting pertaining to a gas station use to be 24-foot candle at the ground and fixtures to be mounted flush with canopy overhead.
 - All lighting shall be fully shielded.
 - No wall 'pak' shall be permitted.
- Signage**
 - A coordinated and well designed signage system will be designed for the site. Detached project master identification signage will be installed at locations throughout the site generally as depicted on The Technical Data sheet. The size and number of attached and detached signs for the building walls facing South Tryon Street and Tyvola Road, shall be as allowed by a shopping center in a CC District as per section 13.108 and 3.109(4)(b). Signage for the climate controlled storage building to be 5% of building wall or 100 sf, whichever is least.
 - The master signage system will accommodate one detached sign per street frontage. Detached signs will not exceed 30' in height. The design of the ground mounted signs shall be substantially similar to the Conceptual Imagery set forth in this petition.
 - The master signage system will accommodate one detached outparcel sign for the Independent Freestanding Single Tenant use. One detached outparcel sign may be provided for each interconnected Single Tenant Use. The outparcel size shall be limited to 32 square feet. The number of detached outparcel signs shall be as allowed by Section 13.109(c).
 - The master signage system will accommodate a system of clear way-finding signage per Development Standards.
 - All other signage not specifically mentioned in this petition, shall conform to the design standards as set forth in Chapter 13 of the Charlotte Zoning Ordinance.
- Architectural Controls**
 - Buildings will be designed to minimize and/or eliminate blank walls and provide for appropriate building massing and interconnected pedestrian spaces for all facades facing public streets. Dumpsters shall be screened and located as far away from pedestrian paths as possible.
 - Multitenant buildings facing South Tryon Street and West Tyvola Road will be designed in a way to provide a minimum width of 20' of articulated storefront systems on the endcaps facing the roads.
 - Building facades facing South Tryon Street and West Tyvola Road will incorporate clear glass or murals within storefront system openings.
 - Buildings will be constructed of brick, stone, synthetic stone, stucco, synthetic stucco, architectural metal panel, concrete block or other architectural materials. Concrete block shall only be used as a finish material when abutting a buffer.
 - Pedestrian pathways will be clearly differentiated from vehicular traffic with the use of colored and/or patterned concrete/asphalt treatment, site lighting locations and / or curb lines.
 - Exterior lights will be fully shielded. Wall pack lighting is not allowed in the development.
 - All utility meters to be located on the sides of the buildings facing South Tryon Street and West Tyvola Roads.
 - There will be no vehicular access to the rear of the building envelopes 5, 6, 7 and 8.
 - Building cornices to be architecturally detailed and building bases to be differentiated from with the use of materials, colors, textures or any combination thereof.
- Statements with respect to the graphics depicted on the exhibits accompanying the Technical Data Sheet**
 - The ultimate layout of the development proposed for each component of the site and the parcels or lots forming parts thereof, the exact alignment of streets, the configuration and placements of parking areas and the precise locations, heights and masses of the buildings (and parking decks if required) to be constructed have not been determined. As a consequence, the graphics which accompany the Technical Data Sheet are schematic in nature and are not to be considered as specific site development plans but rather as preliminary graphic representations of the types and quality of development proposed for each component. The plan may be modified per Section 6.207.
- Plan Review**
 - The development shall satisfy the requirements for plan review imposed by Section 11.405 of the Charlotte Zoning Ordinance and attempt to design within the guidelines as set forth in The Development Standards for a Retail Oriented Mixed Use Center.
- Amendments to Rezoning Plan**
 - Future amendments to the Technical Data Sheet and the Development Standards may be applied for by the then owner or owners of the parcel or parcels involved in accordance with The Charlotte Zoning Ordinance.
- Binding Effect**
 - If this rezoning petition is approved, the development program established under these Development Standards and the Technical Data Sheet shall, unless amended in the manner provided under the Ordinance, be binding and inure to the benefit of the Petitioner and the owners (from time to time) and their respective heirs, devisees, personal representatives, successors in interest and assigns.
 - Throughout this Rezoning Petition, the terms "Petitioner", "Owner" or "Owners," shall, with respect to each parcel within the site, be deemed to include the heirs, devisees, personal representatives, successors in interest and assignees of the owner or owners of the site who may be involved in its development from time to time.
- Land Use and Environmental**
 - The proposed development may be subject to certain air quality permit requirements in accordance with Mecklenburg County Air Pollution Control Ordinance (MCAPOC) Regulation 2.0805 - Parking Facilities.
 - There is a closed landfill located within 100 feet of the site.
 - A solid waste management plan will be submitted prior to initiating demolition and/or construction activities to include procedures to recycle all clean wood, metal, and concrete generated during demolition and construction activities. A monthly report of all tonnage disposed and recycled will be made to the Mecklenburg County Solid Waste Program. The report will include the identification and location of facilities receiving disposed or recycled materials.
 - Any separate, defined drainage area within a project that will have greater than 24% built-upon area is to have water quality best management practices (BMPs) to treat storm water runoff from the entire built-upon area within the separate, defined drainage area. The BMPs are to be constructed to achieve 85% Total Suspended Solid (TSS) removal for the entire post-development runoff volume for the first 1 inch of rainfall. The BMPs must be designed and constructed in accordance with the NC Department of Environmental and Natural Resources (NCDENR) Best Management Practices Manual, April 1999, Section 4.0. Low Impact Design systems may be employed in whole or part, to meet the 85% TSS treatment standard for storm water runoff. LID systems to be designed and constructed per the NCDENR Best Management Practices Manual, April 1999, Section 4.0.
 - Any separate, defined drainage area within a project that will have greater than 24% built-upon area is to have best management practices (BMPs) to control the entire runoff volume for the 1 year, 24 hour storm. The runoff volume drawdown time for the BMPs shall be a minimum of 24 hours, but not more than 120 hours. Control the peak runoff rates to match the predevelopment runoff rates for the 10-yr, 6-hr storm and perform a downstream flood analysis to determine whether additional peak control is needed and if so, for what level of storm frequency, or if a downstream analysis is not performed, control the peak for the 10-yr and 25-yr, 6-hour storms.
 - The petitioner acknowledges that other standard development requirements imposed by other city ordinances, standards, policies, and appropriate design manuals will exist. Those criteria (for example, those that require buffers, regulate streets, sidewalks, trees, stormwater, and site development, etc.) will apply to the development site. This includes chapters 6, 9, 12, 17, 18, 19, 20 and 21 of the city code. Conditions set forth in this petition are supplemental requirements imposed on the development in addition to other standards. Where conditions on this plan differ from ordinances, standards, policies, and approaches in existence at the time of formal engineering plan review submission, the stricter condition or existing requirements shall apply.
 - Location, size, and type of any stormwater Management systems depicted on the rezoning site plan is subject to review and approval with full development plan submittal and is not implicitly approved with this rezoning. Adjustments may be necessary in order to accommodate actual stormwater treatment requirements and natural site discharge points.



APPROVED BY
CITY COUNCIL
DEC 17 2007

RECEIVED
NOV 8 0 2007
BY:

RECEIVED
DEC 4 2007
BY:

ADW
Architects, p.a.
ADW Architects, p.a.
1401 West Morehead Street, Suite 100
Charlotte, NC 28208
704.379.1919 Fax 704.379.1920
www.adwarchitects.com

Mixed Use
Development

CITY CROSSING

THE GHAZI COMPANY

South Tryon Street
& Tyvola Road
Charlotte, NC

APPROVED BY
CITY COUNCIL
DEC 17 2007

REZONING PETITION
2007-52

TECHNICAL DATA SHEET

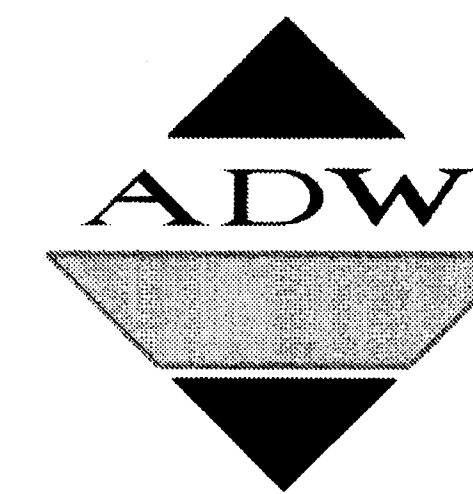
DATE: 05/16/07 JOB NO: 06135-00

REVISIONS:

NO.	DATE	DESCRIPTION
1	05/16/07	REVISED PER DOT COMMENTS & ZONING DESIGNATION
2	10/05/07	REV. PER CITY/DOT COMMENTS
4	11/08/07	REV. PER CITY COMMENTS
5	11/30/07	REV. PER CITY COMMENTS

SHEET NUMBER

RZ-1



Architects, p.a.

ADW Architects, p.a.
1401 West Morhead Street, Suite 100
Charlotte, NC 28208
704.379.1919 Fax 704.379.1920
www.adwarchitects.com

SITE DATA

TOTAL ACREAGE: 13 ACRES
EXISTING ZONING: B-1(CD)
PROPOSED ZONING: CC(CD) +/-9.72 AND BD(CD) +/-3.24

BUILDING SQUARE FOOTAGE:

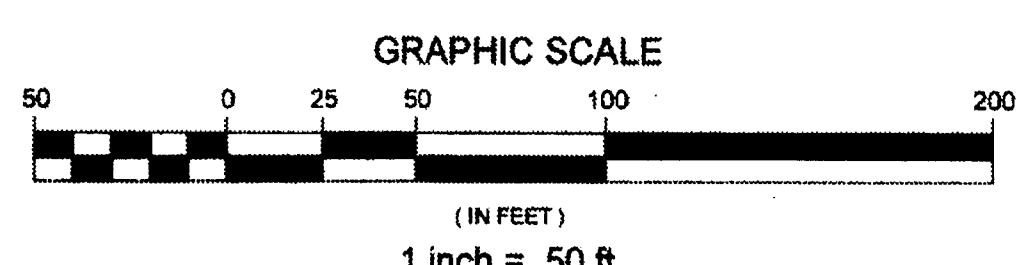
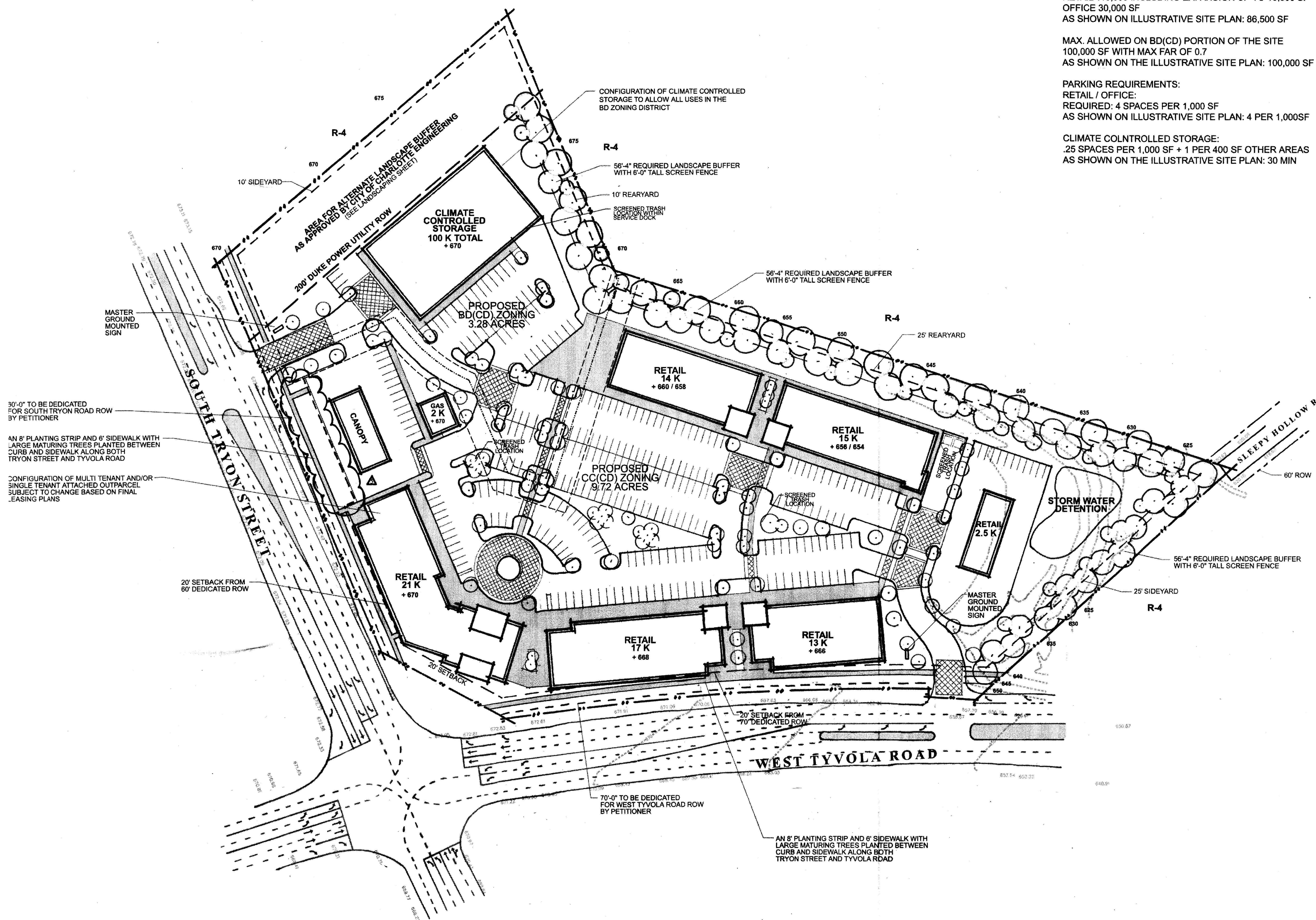
MAX ALLOWED ON CC(CD) PORTION OF THE SITE
RETAIL 110,000 INCLUDING EXPANSION UP TO 10,000 SF
OFFICE 30,000 SF
AS SHOWN ON ILLUSTRATIVE SITE PLAN: 86,500 SF

MAX. ALLOWED ON BD(CD) PORTION OF THE SITE
100,000 SF WITH MAX FAR OF 0.7
AS SHOWN ON THE ILLUSTRATIVE SITE PLAN: 100,000 SF

PARKING REQUIREMENTS:

RETAIL / OFFICE:
REQUIRED: 4 SPACES PER 1,000 SF
AS SHOWN ON ILLUSTRATIVE SITE PLAN: 4 PER 1,000SF

CLIMATE CONTROLLED STORAGE:
25 SPACES PER 1,000 SF + 1 PER 400 SF OTHER AREAS
AS SHOWN ON THE ILLUSTRATIVE SITE PLAN: 30 MIN



Mixed Use Development

CITY CROSSING



South Tryon Street & Tyvola Road
Charlotte, NC

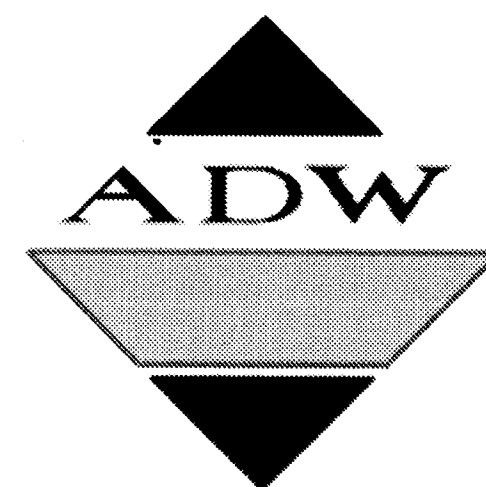
Rezoning Petition
2007-52

ILLUSTRATIVE
SITE PLAN

DATE: 05/16/07 JOB NO: 06135-00

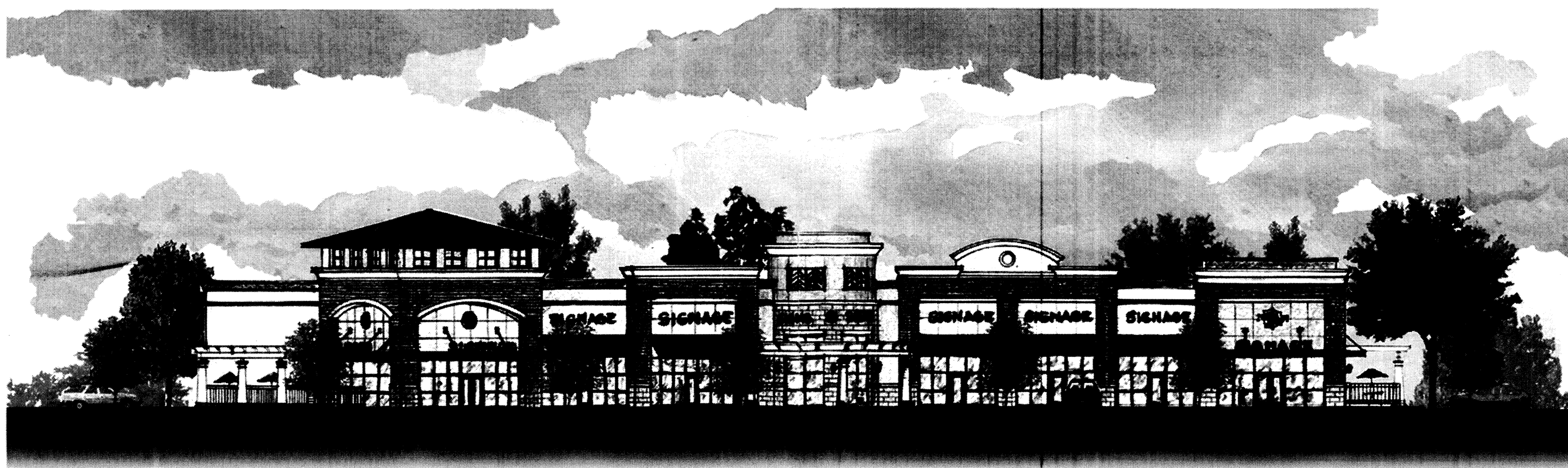
REVISIONS:		
NO.	DATE	DESCRIPTION
1	05/16/07	REVISED PER DOT COMMENTS & ZONING DESIGNATION
2	09/21/07	REV. PER CITY/DOT COMMENTS
3	10/30/07	REVISED PER CITY COMMENTS
4	11/08/07	REVISED PER CITY COMMENTS
5	11/30/07	REVISED PER CITY COMMENTS

SHEET NUMBER
RZ-2



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www.adwarchitects.com



Mixed Use
Development

CITY CROSSING

THE GHAZI COMPANY

South Tryon Street
& Tyvola Road
Charlotte, NC

Rezoning Petition
2007-52

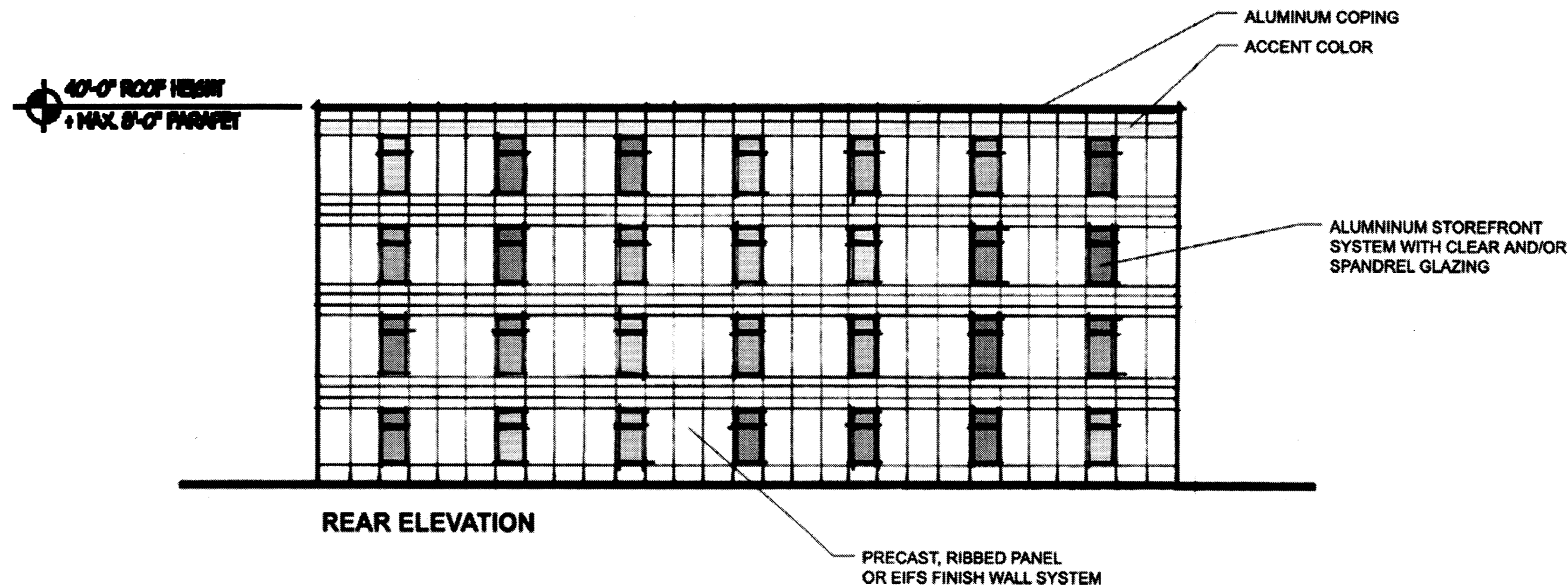
CONCEPTUAL
IMAGERY

DATE: 05/16/07 JOB NO: 06135-00

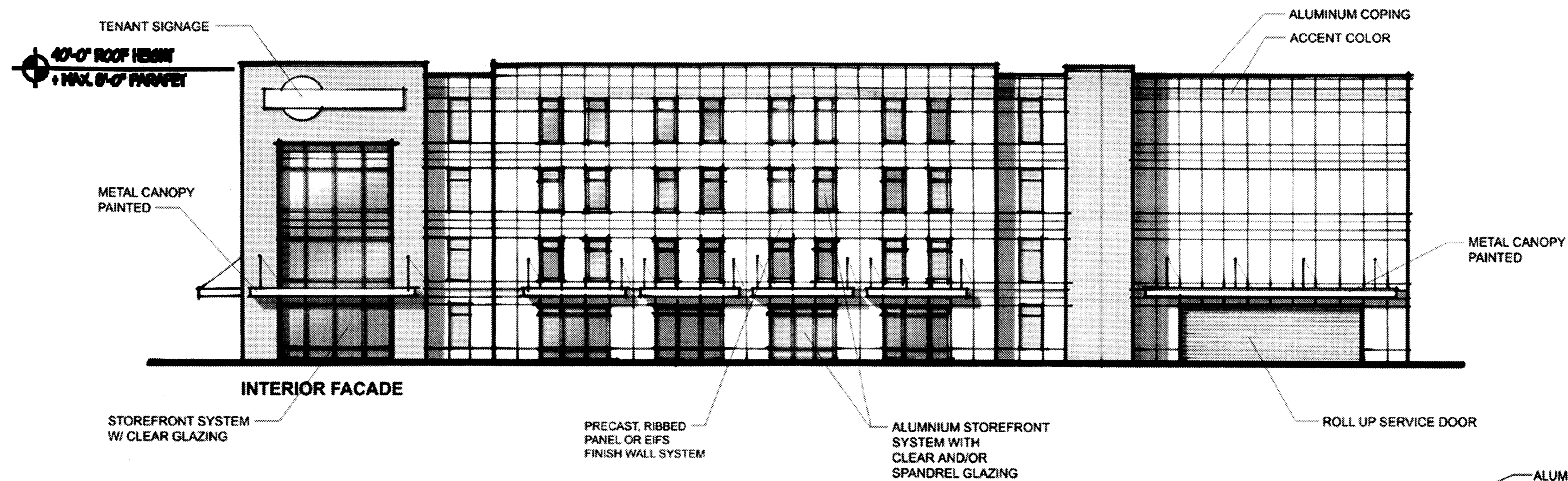
NO.	DATE	DESCRIPTION
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3	10/03/07	REVISED PER CITY COMMENTS

SHEET NUMBER

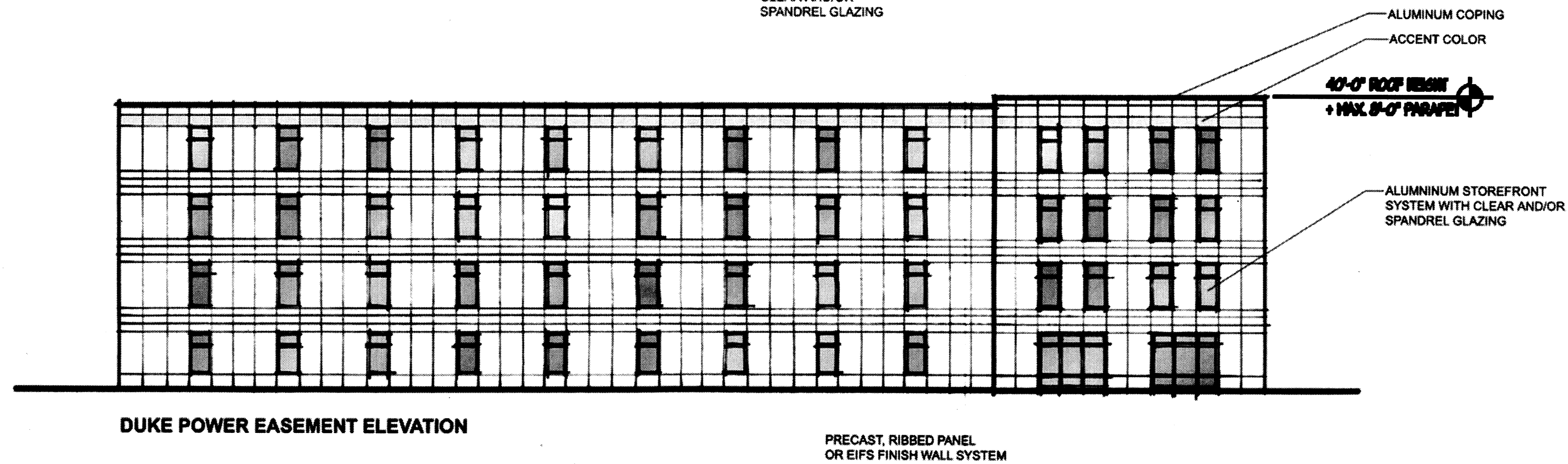
RZ-3



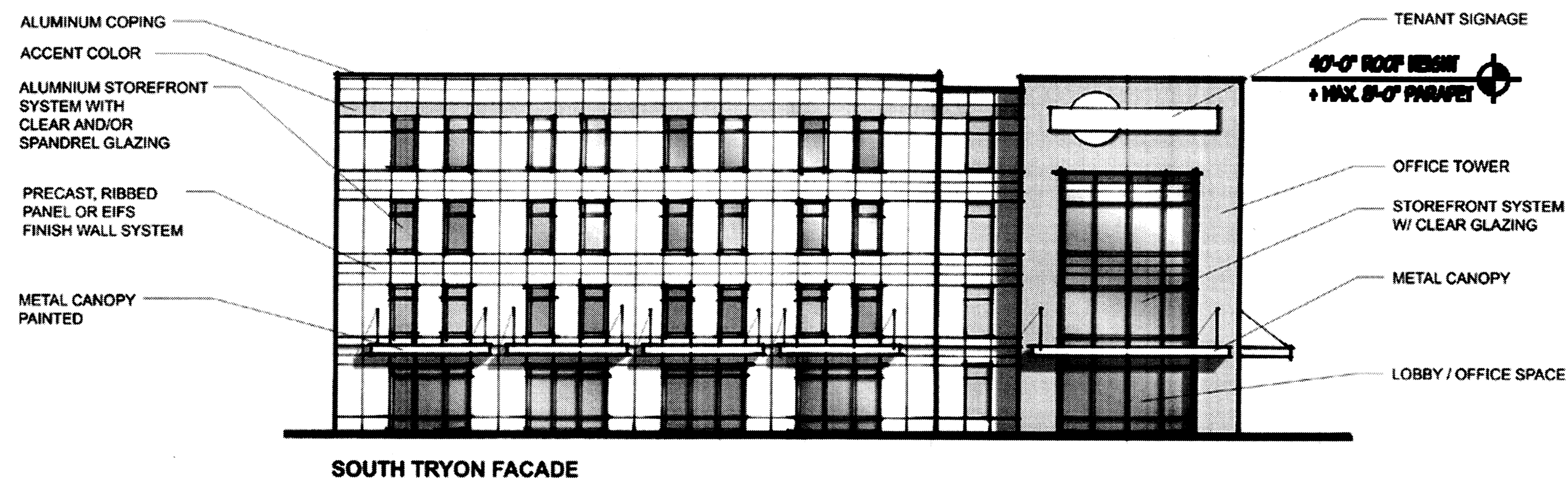
REAR ELEVATION



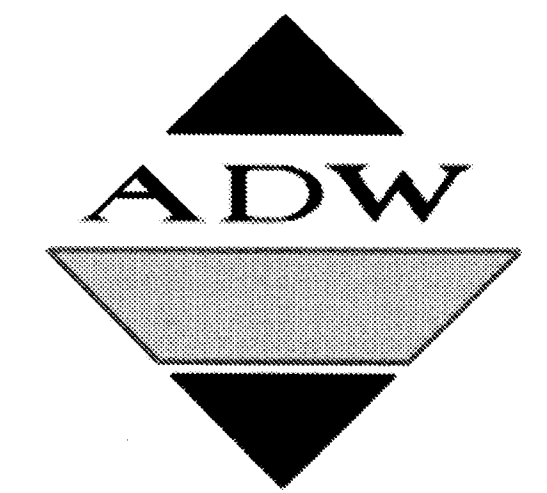
INTERIOR FACADE



DUKE POWER EASEMENT ELEVATION



SOUTH TRYON FACADE



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704.379.1919 Fax 704.379.1920
www.adwarchitects.com

Mixed Use
Development

CITY
CROSSING

THE GHAZI COMPANY

South Tryon Street
& Tyvola Road
Charlotte, NC

Rezoning Petition
2007-52

CONCEPTUAL
IMAGERY

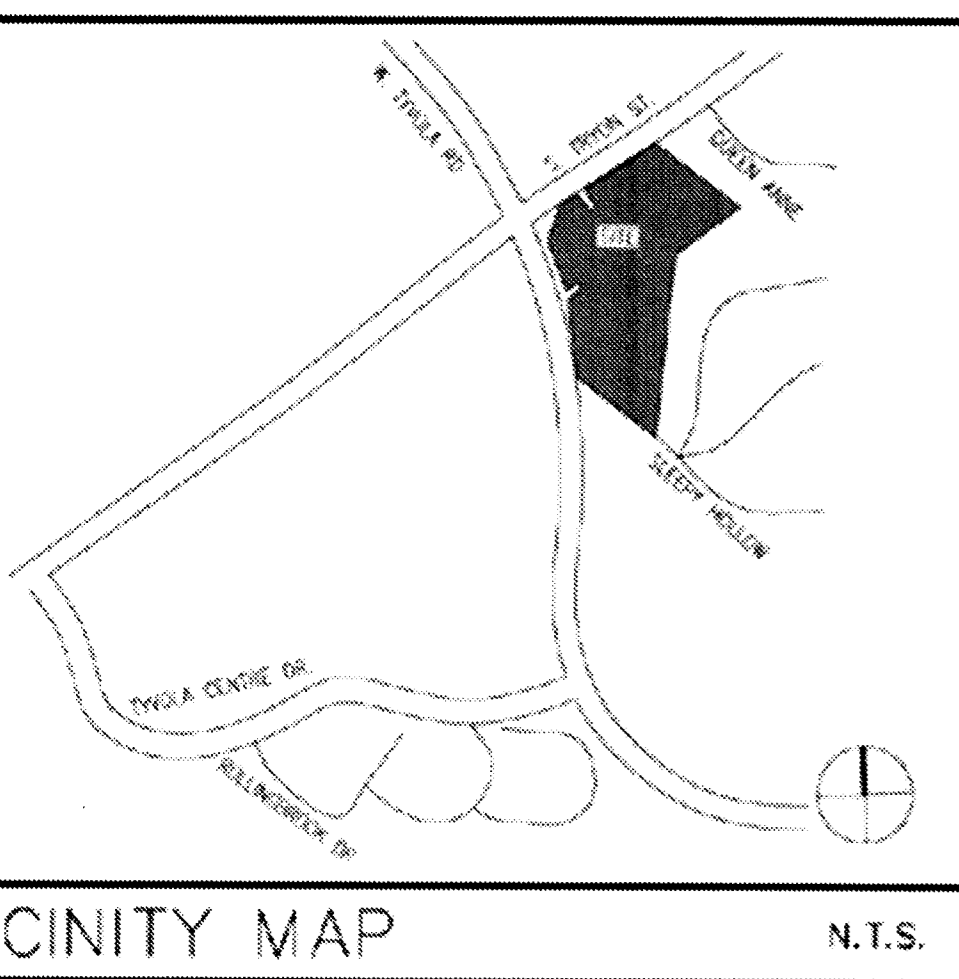
DATE: 05/16/07 JOB NO: 06135-00

REVISIONS

4 11/06/07 REVISED PER CITY COMMENTS

SHEET NUMBER

RZ-3.5



SITE DATA
 PETITION # - 2007-052
 TOTAL SITE ACREAGE - 13.0 ACRES
 10% TREE SAVE AREA - 1.3 ACRES REQUIRED AND PROVIDED

ADW
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 704.379.1919 Fax 704.379.1920
 www.adwarchitects.com

Mixed Use
 Development

 CITY
 CROSSING

 South Tryon Street
 & Tyvola Road
 Charlotte, NC

Rezoning Petition
 2007-52

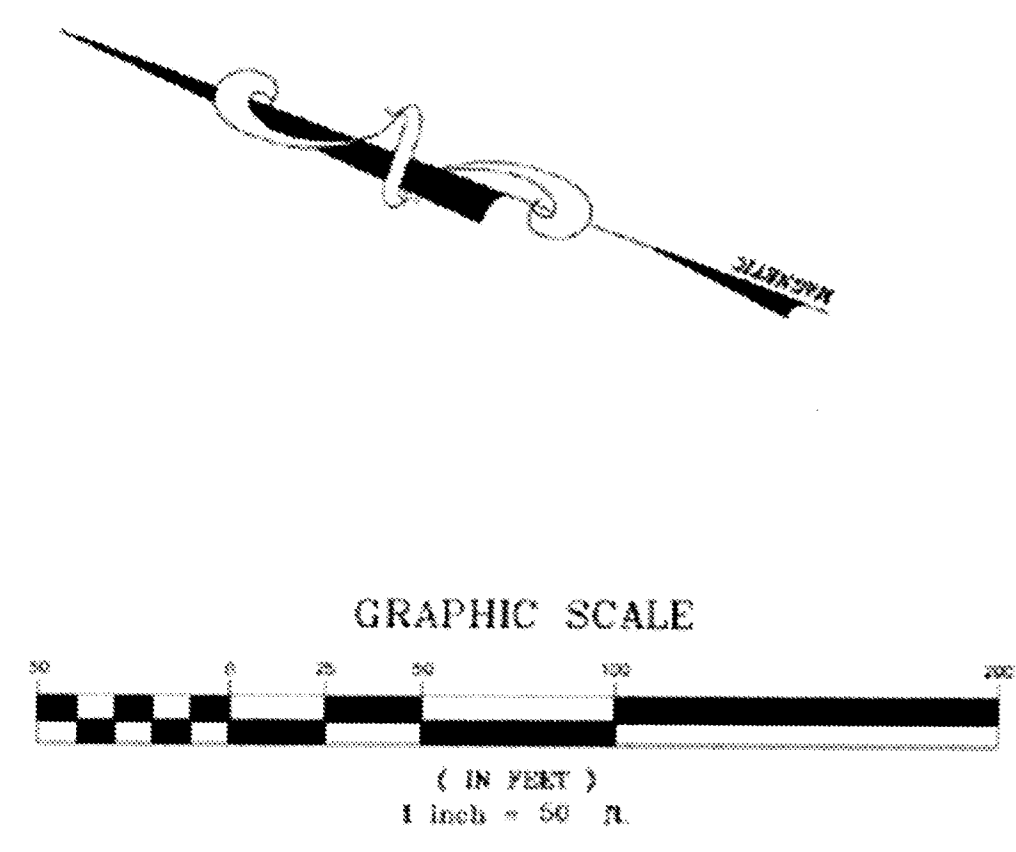
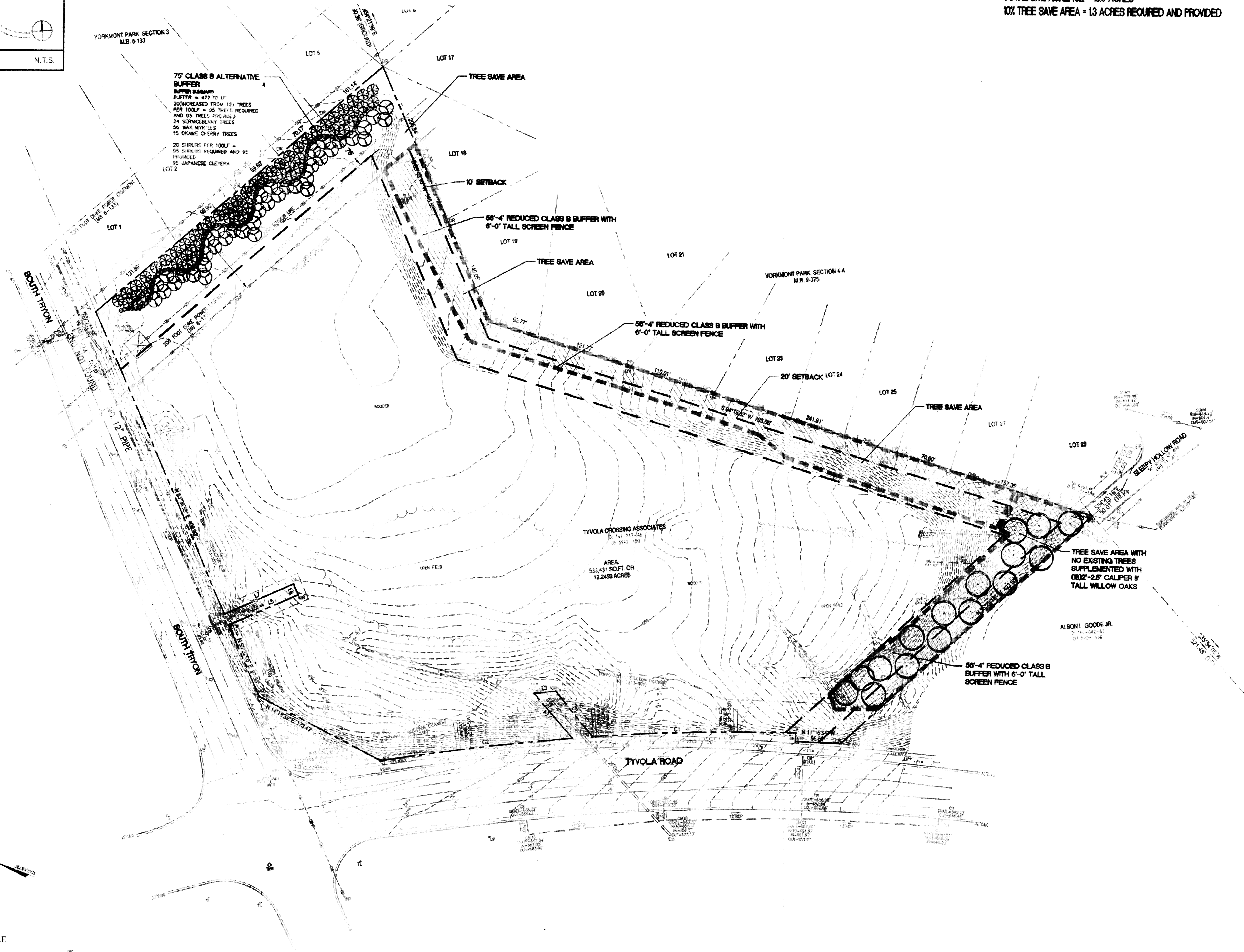
ALTERNATE BUFFER
 AND TREE SAVE PLAN

DATE: 10/04/07 JOB NO: 06135-00

REVISIONS:

NO.	DATE	DESCRIPTION
1	10/04/07	REV. PER CITY DOT COMMENTS

SHEET NUMBER
 RZ-4

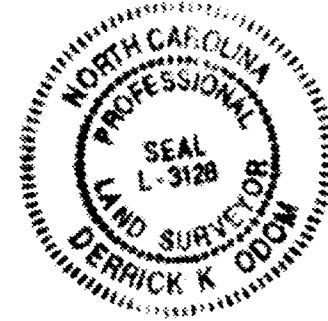


To: Realcorp and Chicago Title Insurance Co.

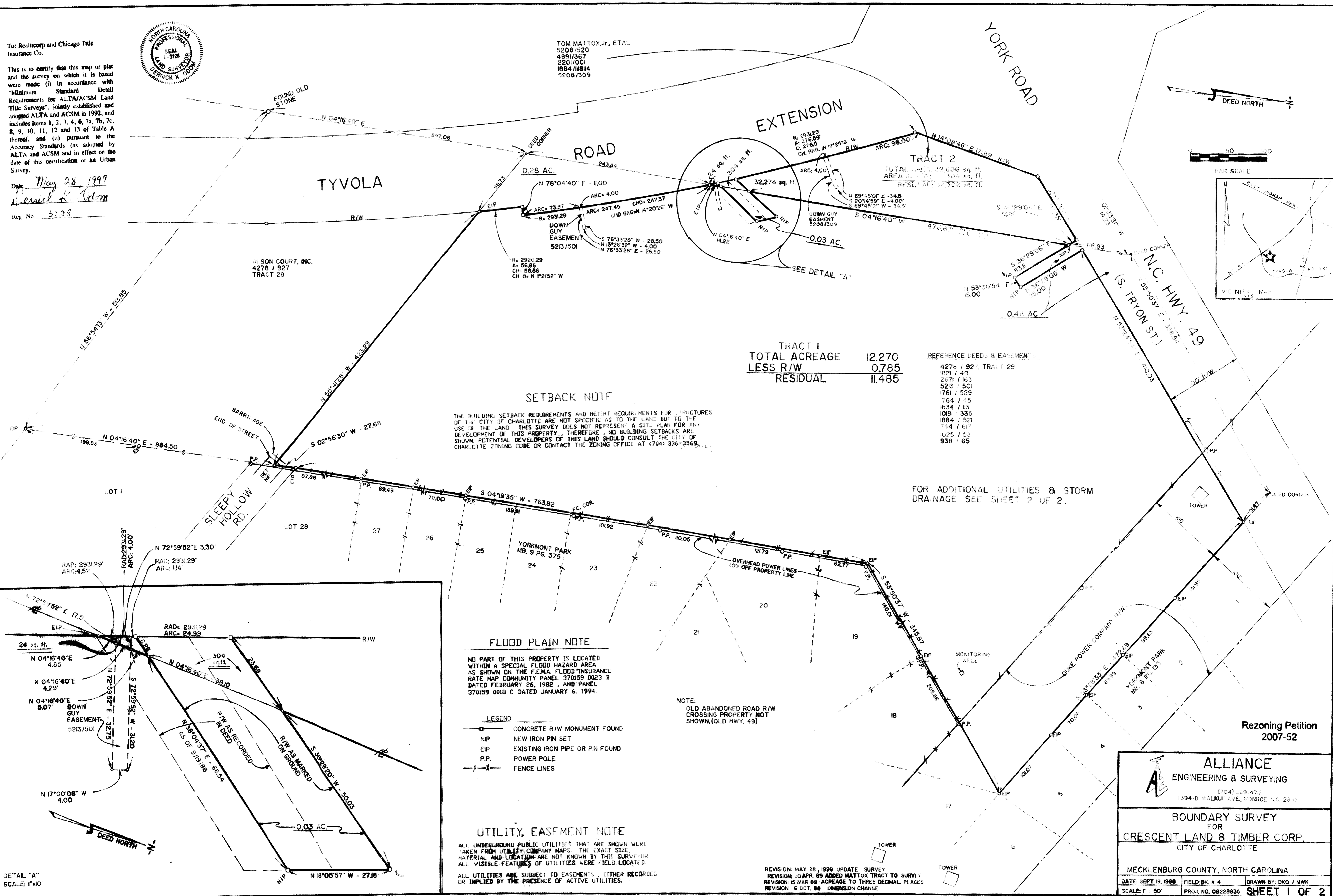
This is to certify that this map or plat and the survey on which it is based were made (i) in accordance with "Minimum Standard Detail Requirements for ALTA/ACSM Land Title Surveys", jointly established and adopted ALTA and ACSM in 1992, and includes items 1, 2, 3, 4, 6, 7a, 7b, 7c, 8, 9, 10, 11, 12 and 13 of Table A thereof, and (ii) pursuant to the Accuracy Standards (as adopted by ALTA and ACSM and in effect on the date of this certification of an Urban Survey.

Date: May 28 1999
 Derrick K. Adam

Req. No. 3128



TOM MATTOX, JR., ETAL
 5208/520
 4891/367
 2201/001
 1894/1884
 9206/309



TRACT 1	TOTAL ACREAGE	12.270
	LESS R/W	0.785
	RESIDUAL	11.485

REFERENCE DEEDS & EASEMENTS:

- 4278 / 927, TRACT 29
- 1821 / 49
- 2671 / 163
- 5213 / 501
- 1761 / 529
- 1764 / 45
- 1834 / 113
- 1019 / 335
- 1884 / 521
- 744 / 617
- 1025 / 53
- 938 / 65

SETBACK NOTE

THE BUILDING SETBACK REQUIREMENTS AND HEIGHT REQUIREMENTS FOR STRUCTURES OF THE CITY OF CHARLOTTE ARE NOT SPECIFIC AS TO THE LAND BUT TO THE USE OF THE LAND. THIS SURVEY DOES NOT REPRESENT A SITE PLAN FOR ANY DEVELOPMENT OF THIS PROPERTY. THEREFORE, NO BUILDING SETBACKS ARE SHOWN. POTENTIAL DEVELOPERS OF THIS LAND SHOULD CONSULT THE CITY OF CHARLOTTE ZONING CODE OR CONTACT THE ZONING OFFICE AT (704) 336-3569.

FLOOD PLAIN NOTE

NO PART OF THIS PROPERTY IS LOCATED WITHIN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON THE F.E.M.A. FLOOD INSURANCE RATE MAP COMMUNITY PANEL 370159 0023 B DATED FEBRUARY 26, 1982, AND PANEL 370159 0018 C DATED JANUARY 6, 1994.

- LEGEND
- CONCRETE R/W MONUMENT FOUND
 - NIP NEW IRON PIN SET
 - EIP EXISTING IRON PIPE OR PIN FOUND
 - P.P. POWER POLE
 - X- FENCE LINES

UTILITY EASEMENT NOTE

ALL UNDERGROUND PUBLIC UTILITIES THAT ARE SHOWN WERE TAKEN FROM UTILITIES COMPANY MAPS. THE EXACT SIZE, MATERIAL AND LOCATION ARE NOT KNOWN BY THIS SURVEYOR. ALL VISIBLE FEATURES OF UTILITIES WERE FIELD LOCATED. ALL UTILITIES ARE SUBJECT TO EASEMENTS, EITHER RECORDED OR IMPLIED BY THE PRESENCE OF ACTIVE UTILITIES.

REVISION: MAY 28, 1999 UPDATE SURVEY
 REVISION: 10 APR 89 ADDED MATTOX TRACT TO SURVEY
 REVISION: 15 MAR 89 ACREAGE TO THREE DECIMAL PLACES
 REVISION: 6 OCT. 88 DIMENSION CHANGE

FOR ADDITIONAL UTILITIES & STORM DRAINAGE SEE SHEET 2 OF 2.

Rezoning Petition
 2007-52

ALLIANCE
 ENGINEERING & SURVEYING
 (704) 289-4712
 1394-B WALKUP AVE., MONROE, N.C. 28106

BOUNDARY SURVEY
 FOR
 CRESCENT LAND & TIMBER CORP.
 CITY OF CHARLOTTE

MECKLENBURG COUNTY, NORTH CAROLINA
 DATE: SEPT 19, 1988 FIELD BK. # 4 DRAWN BY: DKO / MWK
 SCALE: 1" = 50' PROJ. NO. 08228835 SHEET 1 OF 2

DETAIL "A"
 SCALE: 1" = 40'

LEGAL DESCRIPTION

BEING 12.227 acres located at the southeast quadrant of the intersection of Tyvola Road Extension and N.C. Hwy 49 (South Tryon St.) in the City of Charlotte, Mecklenburg County, North Carolina, and being a part of those certain tracts of land recorded in deed book 4278, page 927, tract 29 and in deed book 5208, page 520 in the Mecklenburg County Registry, and being more particularly described as follows;

BEGINNING at an existing iron pin found marking the northwest corner of lot 1 of Yorkmont Park as recorded in map book 8, page 133 and a common corner with the right-of-way of N.C. Hwy 49 and tract 29 of deed book 4278, page 927;

THENCE with the western line of lots 1,2,3,4 and 5 of Yorkmont Park as recorded in map book 8, page 133, also being the center of a Duke Power Company 200' R/W, S 53°28'33" E 472.69 feet to an existing iron pin found marking the common southwest corner of lots 5 and 6;

THENCE with the northwestern line of lot 18 and 19 of Yorkmont Park as recorded in map book 9, page 375, S 53°50'37" W 345.87 feet to an existing iron pin;

THENCE with the western line of Yorkmont Park, recorded in map book 9, page 375, S 04°19'55" W 763.82 feet to a new iron pin set marking the common westerly corner of lot 28 of Yorkmont Park and the terminus of the northern right-of-way line of Sleepy Hollow Road;

THENCE S 03°56'30" W 27.68 feet to a new iron pin set near the centerline of Sleepy Hollow Road;

THENCE N 55°41'28" W 423.29 feet to a new iron pin set in the eastern right-of-way line of Tyvola Road Extension;

THENCE with the eastern right-of-way line of said road the following several calls: (1) with the arc of a circular curve to the left having a radius of 2920.27 feet, a length of 56.86 feet, and a chord of N 11°21'52" W 56.86 feet to a concrete monument; (2) N 78°04'40" E 11.00 feet to a concrete monument; (3) with the arc of a circular curve to the left having a radius of 2931.29 feet, a length of 257.11 feet, and a chord of N14°26'06" W 257.03 feet to a concrete monument; (4) N 38°04'37" E 72.80 feet to a concrete monument; (5) N 18°05'57" W 27.18 feet to a concrete monument; (6) S 36°29'20" W 73.72 feet to a concrete monument; (7) and with the arc of a circular curve to the left having a radius of 2931.29 feet, a length of 241.94 feet, and a chord of N 19°45'17" W 241.88 feet to a concrete monument;

THENCE with the right-of-way intersection taper N 14°08'46" E 171.89 feet to a concrete monument on the southern right-of-way line of N.C. Hwy 49 (South Tryon St.);

THENCE with the southern right-of-way line of N.C. Hwy 49 the following (five calls): (1) N 53°30'02" E 97.35 feet to a concrete monument; (2) S 58°29'06" E 95.30 feet to a concrete monument; (3) N 53°30'54" E 15.00 feet to a concrete monument; (4) N 36°29'06" W 95.00 feet to a concrete monument; (5) and N 53°24'54" E 410.03 feet to the point of beginning.

**ZONED B-1 (CD)
REZONING PETITION #89-52**

NOTE: SEE CITY OF CHARLOTTE PLANS FOR TYVOLA ROAD EXTENSION

ALSON COURT, INC.
4278 / 527
TRACT 28

EXIST. SANITARY SEWER MANHOLE

YORKMONT PARK
MB. 9 PG. 375

SLEEPY HOLLOW ROAD

TYVOLA ROAD

DUKE POWER CO
200' R/W

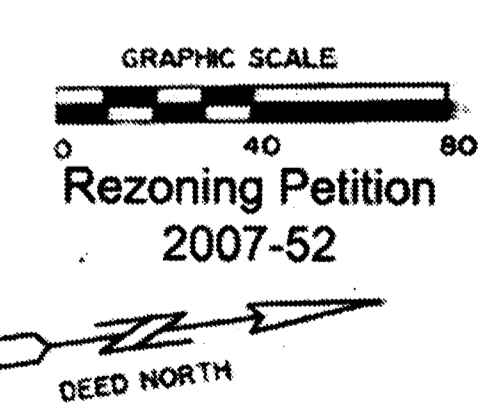
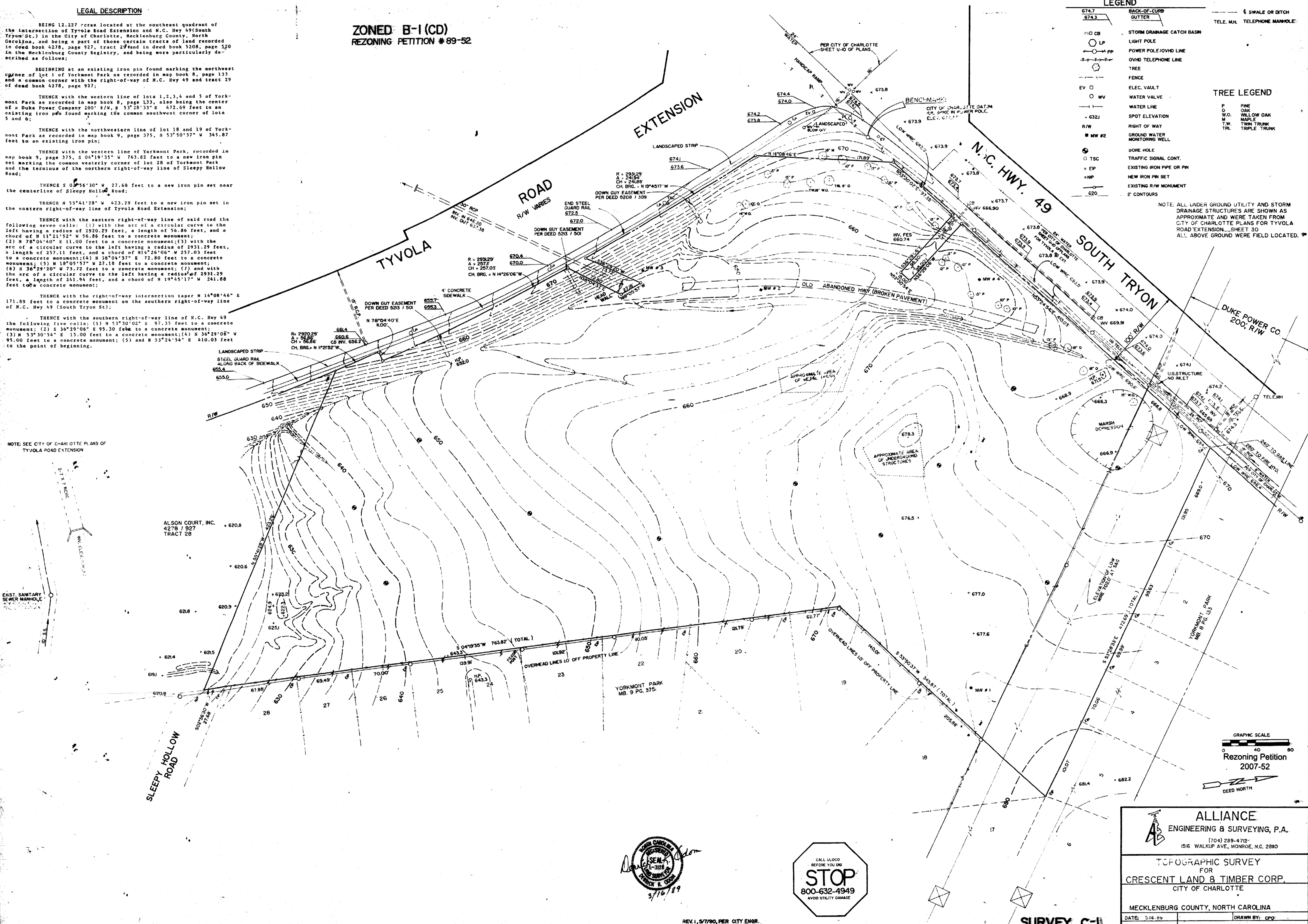
N.C. HWY. 49

SOUTH TRYON

LEGEND

674.7 674.3	BACK-OF-CURB GUTTER	SWALE OR DITCH
CB	STORM DRAINAGE CATCH BASIN	TELE. MH. TELEPHONE MANHOLE
LP	LIGHT POLE	
PP	POWER POLE/OVHD LINE	
OT	OVHD TELEPHONE LINE	
○	TREE	
EV	ELEC. VAULT	TREE LEGEND
WV	WATER VALVE	P PINE
W	WATER LINE	O OAK
632J	SPOT ELEVATION	W.O. WILLOW OAK
R/W	RIGHT OF WAY	M MAPLE
MW #2	GROUND WATER MONITORING WELL	T.W. TWIN TRUNK
○	BORE HOLE	TR. TRIPLE TRUNK
TSC	TRAFFIC SIGNAL CONT.	
EP	EXISTING IRON PIPE OR PIN	
NP	NEW IRON PIN SET	
○	EXISTING R/W MONUMENT	
620	2' CONTOURS	

NOTE: ALL UNDER GROUND UTILITY AND STORM DRAINAGE STRUCTURES ARE SHOWN AS APPROXIMATE AND WERE TAKEN FROM CITY OF CHARLOTTE PLANS FOR TYVOLA ROAD EXTENSION SHEET 30 ALL ABOVE GROUND WERE FIELD LOCATED.



ALLIANCE
ENGINEERING & SURVEYING, P.A.
(704) 289-4712
1516 WALKUP AVE. MONROE, N.C. 2810

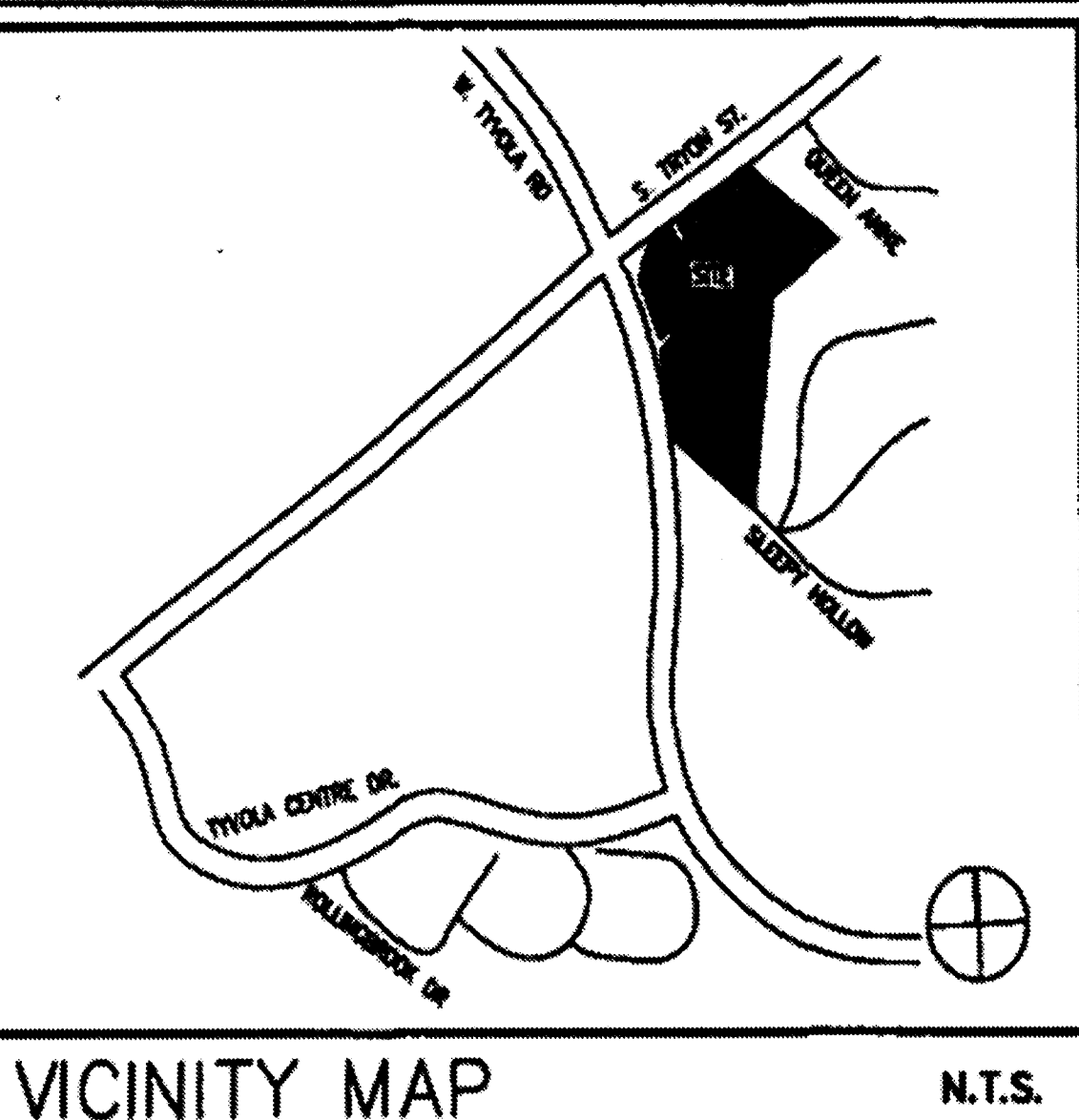
TOPOGRAPHIC SURVEY
FOR
CRESCENT LAND & TIMBER CORP.
CITY OF CHARLOTTE

MECKLENBURG COUNTY, NORTH CAROLINA

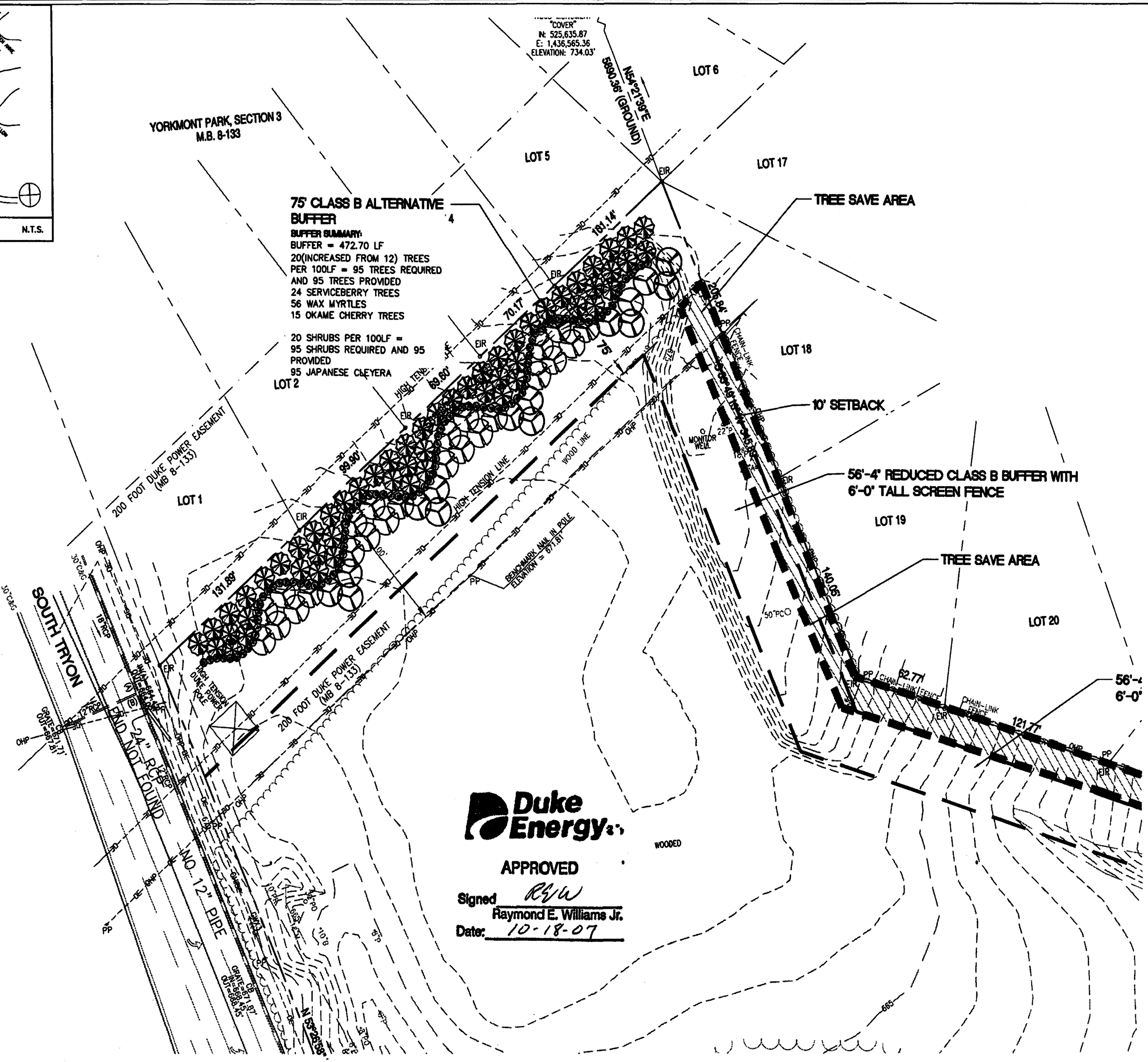
DATE: 3/16/89 DRAWN BY: CDD
SCALE: 1" = 40' PROJ. NO.

REV. 1, 5/7/90, PER CITY ENGR. ADDED EXIST. R/W

SURVEY C-11



VICINITY MAP N.T.S.



75' CLASS B ALTERNATIVE BUFFER
BUFFER SUMMARY:
 BUFFER = 472.70 LF
 20 (INCREASED FROM 12) TREES PER 100LF = 95 TREES REQUIRED AND 95 TREES PROVIDED
 24 SERVICEBERRY TREES
 56 WAX MYRTLES
 15 OKAME CHERRY TREES

20 SHRUBS PER 100LF = 95 SHRUBS REQUIRED AND 95 PROVIDED
 95 JAPANESE CLEYERA

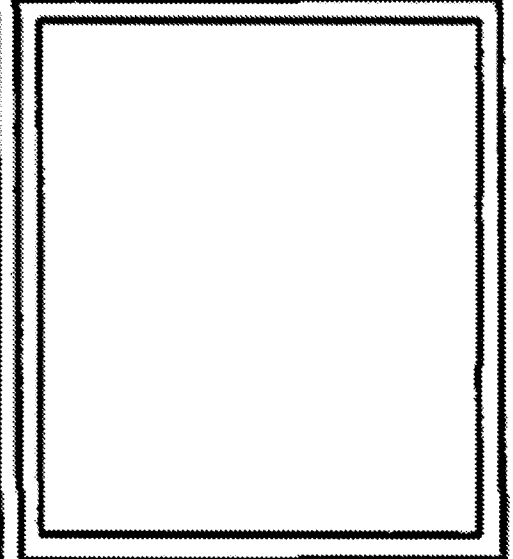


APPROVED
 Signed *RW*
 Raymond E. Williams Jr.
 Date: 10-18-07

NO.	DATE	DESCRIPTION

200 S COLLEGE ST
 SUITE 720
 CHARLOTTE, NC 28202
 P 704.334.7925
 F 704.334.7925
 www.stewart-engineering.com

STEWART



Rezoning Petition
 2007-52

SOUTH TRYON STREET &
 TYVOLA ROAD
 THE GHAZI COMPANY
 CHARLOTTE, NORTH CAROLINA

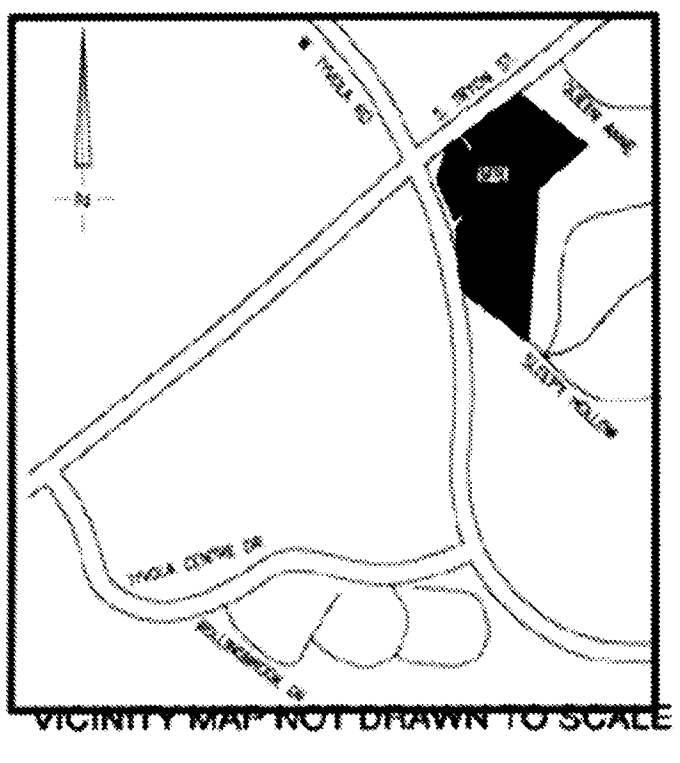
SITE PLAN

DATE: 10-18-07

SCALE: HORIZ: 1" = 20'

JOB NO. X7030.00

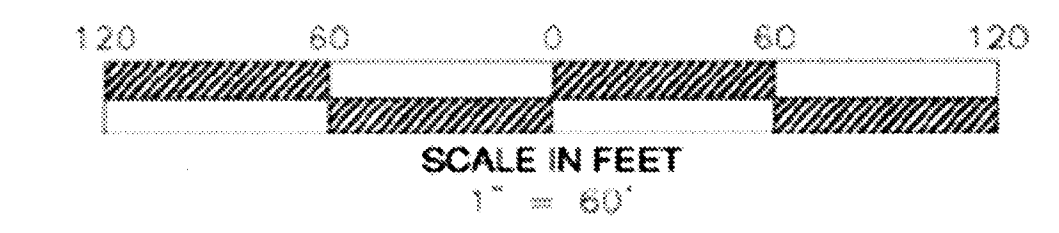
SHEET: **1**



VICINITY MAP NOT DRAWN TO SCALE

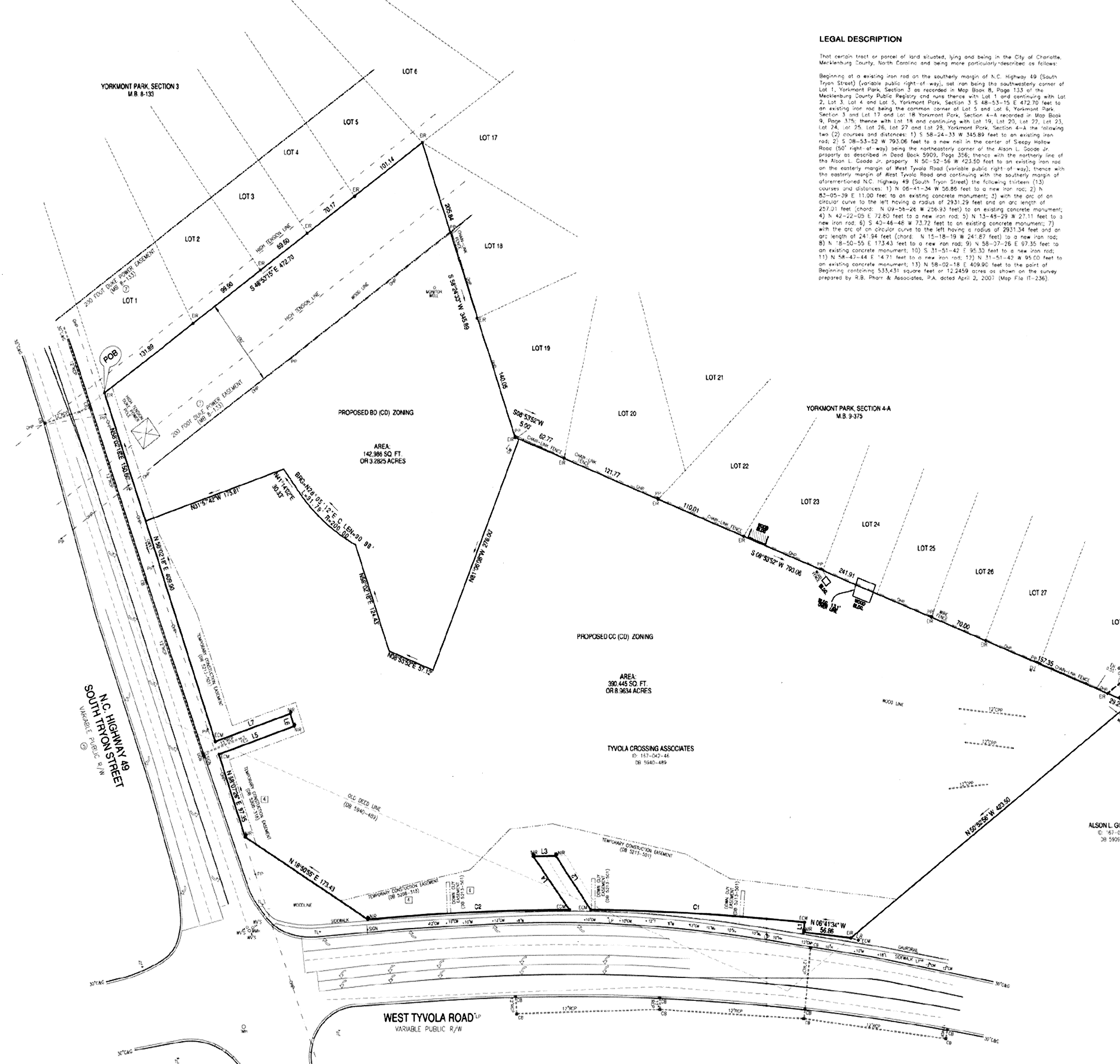
- LEGEND:**
- NL - NEW NAIL
 - NIR - NEW IRON ROD
 - LIP - EXISTING IRON PIPE
 - LN - EXISTING NAIL
 - DIR - EXISTING IRON ROD
 - ECM - EXISTING CONCRETE MONUMENT
 - PP - POWER POLE
 - LP - LIGHT POLE
 - TL - TRAFFIC LIGHT
 - CW - GUY WIRE
 - DHP - OVER HEAD POWER
 - WMH - WATER MANHOLE
 - WV - WATER VALVE
 - FES - FLARED END SECTION
 - CB - CATCH BASIN
 - DOB - DOUBLE CATCH BASIN
 - DI - DROP INLET
 - ROP - REINFORCED CONCRETE PIPE
 - PVC - POLYVINYL-CHLORIDE PIPE
 - CPH - CORRUGATED PLASTIC PIPE
 - SSMH - SANITARY SEWER MANHOLE
 - EOP - EDGE OF PAVEMENT
 - R/W - RIGHT-OF-WAY
 - C&G - CURB & GUTTER
 - MB - MAP BOOK
 - DB - DEED BOOK
 - BLDC - BUILDING
- TREE LEGEND:**
- CM - CREPE MYRTLE
 - H - HOLLY
 - L - LANTANA
 - M - MAPLE
 - T - TREE

- NOTES:**
- NO RECOVERABLE MONUMENT LOCATED WITHIN 2,000 FEET OF SUBJECT PROPERTY.
 - SUBJECT PROPERTY ZONED B-1 (C0) STRUCKS PER CITY OF CHARLOTTE.
 - THE OFF-SITE RIGHT-OF-WAY SHOWN HEREON IS FOR ILLUSTRATIVE PURPOSES ONLY. THE UNDERSIGNED CERTIFIES ONLY TO THE RIGHT-OF-WAYS SURVEYED, AND DOES NOT CERTIFY TO THE RIGHT-OF-WAY WIDTH OF ANY ADJACENT PROPERTIES.



LINE	BEARING	DISTANCE
1	N 87°05'38" E	11.00
2	N 42°22'02" E	72.80
3	N 13°45'02" E	27.11
4	S 42°45'48" E	23.72
5	S 31°51'42" E	95.32
6	N 58°41'44" E	14.71
7	N 31°51'42" E	95.00
8	S 03°17'33" W	9.83

CURVE	RADIUS	ARC	BEARING	CHORD
C1	2931.29	251.01	N 02°42'24" E	1258.93
C2	2931.24	241.94	N 19°58'19" W	1241.87

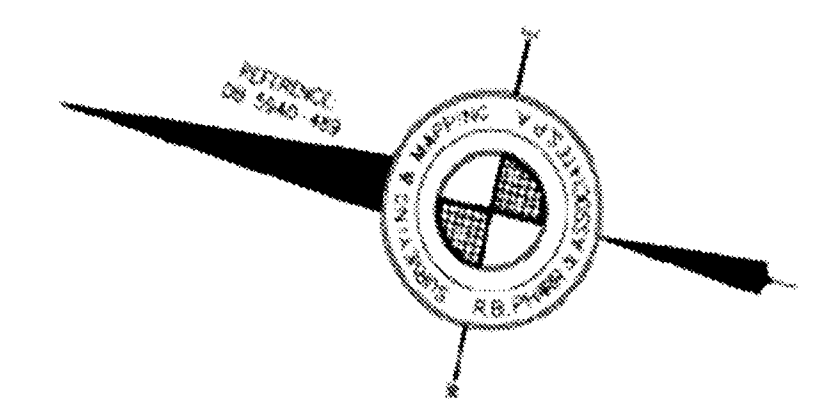


CERTIFICATION:
 LAWYERS TITLE INSURANCE CORPORATION:
 THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS" JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS IN 2005, AND INCLUDES ITEMS 1-4, 5, 8, 10 AND 17, OF TABLE A THEREOF, PURSUANT TO THE ACCURACY STANDARDS AS ADOPTED BY ALTA AND NSPS AND IN EFFECT ON THE DATE OF THIS CERTIFICATION. UNDERSIGNED FURTHER CERTIFIES THAT IN MY PROFESSIONAL OPINION, AS A LAND SURVEYOR REGISTERED IN THE STATE OF NORTH CAROLINA, THE RELATIVE POSITIONAL ACCURACY OF THIS SURVEY DOES NOT EXCEED THAT WHICH IS SPECIFIED THEREIN.
 DATE: APRIL 2, 2007
 E. DANIEL WOOTEN, PLS
 L-4341

FLOOD CERTIFICATION
 THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 4, 2004, FEMA MAP #8701890225-L.
 THIS IS TO CERTIFY THAT ON THE 20th DAY OF APRIL, 2007, AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE 1600 (21 N.C.A.C. 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.
 SIGNED

LEGAL DESCRIPTION

That certain tract or parcel of land situated, lying and being in the City of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:
 Beginning at an existing iron rod on the southern margin of N.C. Highway 49 (South Tryon Street) (variable public right-of-way), set iron being the southwestern corner of Lot 1, Yorkmont Park, Section 3 as recorded in Map Book 8, Page 133 of the Mecklenburg County Public Registry and runs thence with Lot 1 and continuing with Lot 2, Lot 3, Lot 4 and Lot 5, Yorkmont Park, Section 3 S 54°53'15" E 412.70 feet to an existing iron rod being the common corner of Lot 5 and Lot 6, Yorkmont Park, Section 3 and Lot 17 and Lot 18 Yorkmont Park, Section 4-A recorded in Map Book 9, Page 376, thence with Lot 18 and continuing with Lot 19, Lot 20, Lot 21, Lot 23, Lot 24, Lot 25, Lot 26, Lot 27 and Lot 28, Yorkmont Park, Section 4-A the following two (2) courses and distances: 1) S 58°24'33" W 345.89 feet to an existing iron rod; 2) S 08°53'52" W 793.06 feet to a new nail in the center of Sloop Hollow Road (50' right-of-way) being the northeastern corner of the Alson L. Goode Jr. property as described in Deed Book 5909, Page 256, thence with the northern line of the Alson L. Goode Jr. property N 50°52'56" W 423.50 feet to an existing iron rod on the eastern margin of West Tyvola Road (variable public right-of-way), thence with the eastern margin of West Tyvola Road and continuing with the southern margin of aforementioned N.C. Highway 49 (South Tryon Street) the following thirteen (13) courses and distances: 1) N 05°41'34" W 50.85 feet to a new iron rod; 2) N 82°05'59" E 110.00 feet to an existing concrete monument; 3) with the arc of an circular curve to the left having a radius of 2931.29 feet and an arc length of 227.01 feet (chord: N 09°58'26" W 256.93 feet) to an existing concrete monument; 4) N 42°22'02" E 72.80 feet to a new iron rod; 5) N 13°45'29" W 27.11 feet to a new iron rod; 6) S 43°44'48" W 72.72 feet to an existing concrete monument; 7) with the arc of an circular curve to the left having a radius of 2931.34 feet and an arc length of 241.94 feet (chord: N 15°18'19" W 241.87 feet) to a new iron rod; 8) N 18°50'55" E 173.43 feet to a new iron rod; 9) N 58°37'28" E 97.35 feet to an existing concrete monument; 10) S 31°51'42" E 95.32 feet to a new iron rod; 11) N 58°44'44" E 14.71 feet to a new iron rod; 12) N 31°51'42" E 95.00 feet to an existing concrete monument; 13) N 58°02'18" E 409.90 feet to the point of Beginning containing 533,431 square feet or 12.2459 acres as shown on the survey prepared by R.B. Pharr & Associates, P.A. dated April 2, 2007. (Map File IT-236).



LAWYERS TITLE INSURANCE CORPORATION
 POLICY NO. 30-91-224180-0
 JANUARY 2, 1989
 SCHEDULE B EXCEPTIONS

- EASEMENT TO SOUTHERN PUBLIC UTILITIES COMPANY RECORDED IN DEED BOOK 744, PAGE 6 B
- GENERAL IN NATURE AND CAN NOT BE PLOTTED HEREON.
- EASEMENTS TO DUKE POWER COMPANY RECORDED IN DEED BOOK 538, PAGE 65 AND BOOK 1025, PAGE 63 ARE GENERAL IN NATURE AND CAN NOT BE PLOTTED HEREON. EASEMENT RECORDED IN DEED BOOK 1884, PAGE 52 DOES NOT AFFECT SUBJECT PROPERTY.
- EASEMENT TO SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY RECORDED IN DEED BOOK 1039, PAGE 355 CAN NOT BE SPECIFICALLY LOCATED.
- RIGHT-OF-WAY TO STATE HIGHWAY COMMISSION FOR A 60' RIGHT-OF-WAY RECORDED IN DEED BOOK 2631, PAGE 143 IS SHOWN HEREON.
- EASEMENT TO CITY OF CHARLOTTE RECORDED IN DEED BOOK 3731, PAGE 638 DOES NOT AFFECT SUBJECT PROPERTY.
- 700' RIGHT-OF-WAY TO DUKE POWER COMPANY RECORDED IN DEED BOOK 1761, PAGE 529, BOOK 1784, PAGE 43 AND BOOK 1834, PAGE 113 ARE SHOWN HEREON.

LAWYERS TITLE INSURANCE CORPORATION
 POLICY NO. 85-01-302479-0
 FEBRUARY 24, 1989
 SCHEDULE B EXCEPTIONS

- EASEMENTS TO DUKE POWER COMPANY RECORDED IN DEED BOOK 1884, PAGE 111 AND PAGE 113 DO NOT AFFECT SUBJECT PROPERTY.
- EASEMENT TO SOUTHERN PUBLIC UTILITIES COMPANY RECORDED IN DEED BOOK 759, PAGE 26
- PERMANENT SANITARY SEWER EASEMENT RECORDED IN DEED BOOK 5208, PAGE 305 IS SHOWN HEREON. TEMPORARY CONSTRUCTION EASEMENTS RECORDED IN DEED BOOK 5208, PAGE 309 AND BOOK 5885, PAGE 87 ARE SHOWN HEREON.

AREA: 533,431 SQ.FT. OR 12.2459 ACRES

REVISIONS	

ALTA/ACSM LAND TITLE SURVEY FOR:
THE GHAZI COMPANY
 CHARLOTTE, MECKLENBURG COUNTY, NC
 DEED REFERENCE: DB 5940 PG 489 & DB 5971 PG 527-544
 TAX PARCELS: 167 042-46

R.B. PHARR & ASSOCIATES, P.A.
 SURVEYING & MAPPING
 241 POST OFFICE DR., UNIT A-2
 NOLAN TRAIL, N.C. 28079 TEL: (704) 821-4029

DATE: 4/02/07 FILE NO. IT-236
 JOB NO. 70479

Rezoning Petition 2007-52