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By Michael Cataldo at 3:47 pm, Jul 23, 2012



VICINITY MAP  
NTS

SITE DEVELOPMENT DATA

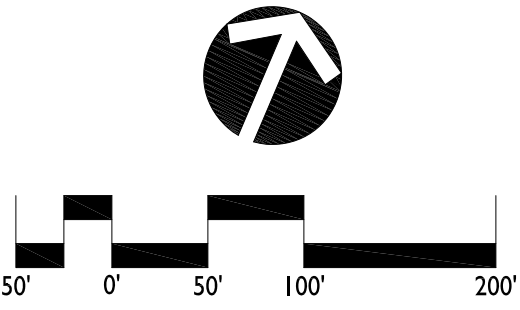
Site Acreage: 18.8 acres +/-  
Tax Parcels: 223-531-05 and 223-531-06  
Existing Zoning: R-3  
Proposed Zoning: UR-2 (CD)  
Existing Uses: Single-family/Vacant  
Proposed Uses: Multi-family Dwelling Units together with accessory structures and uses as allowed in the UR-2 Zoning District  
Maximum Dwelling Units: 281  
Maximum Density: 14.94 DUA  
Maximum Building Height: As allowed by Ordinance, but not to exceed 3 stories, except for portions of buildings adjacent to SWIM buffer areas which may be three stories over a walk-out basement floor facing the creek  
Maximum/Minimum Parking: 2 spaces per unit/1.5 spaces per unit  
Minimum Open Space: 34%

ADJACENT PROPERTY OWNER

1	R-8 MF (CD) 22314301 WILLIAM PATRICK KERNS C/O SUNSHINE HOUSE 1801 BYPASS 72 NE GREENWOOD, SC 29649	12	NS 22309125 PIEDMONT COMPANIES INC. 2607 E MAIN ST. LINCOLNTON, NC 28092	23	MX-2 (INNOV) 22309705 JOHN C BOTTOMS AND DIANE L BOTTOMS 11719 ROYAL CASTLE CT. CHARLOTTE, NC 28277
2	R-4 22314283 KENILWORTH/HAMBERLEIGH OWNERS AND ASSOCIATION PO BOX 472028 CHARLOTTE, NC 28247	13	MX-2 (INNOV) 22309714 INC KINGSLEY HOMEOWNERS ASSOC PO BOX 11806 CHARLOTTE, NC 28220	24	MX-2 (INNOV) 22309704 SARAH S RHYNE 11715 ROYAL CASTLE CT. CHARLOTTE, NC 28277
3	R-4 22314266 JAMES A III MORSE AND ERICA L MORSE 15647 DONNINGTON DR. CHARLOTTE, NC 28277	14	MX-2 (INNOV) 22309799 KINGSLEY HOMEOWNERS ASSOC 141 SCALEYBARK RD CHARLOTTE, NC 28209	25	MX-2 (INNOV) 22309703 BARDY E MARTIN AND CATHERINE S MARTIN 11711 ROYAL CASTLE CT. CHARLOTTE, NC 28277
4	R-3 22327166 DALE D CARPENTER 16017 MARVIN RD. CHARLOTTE, NC 28277	15	MX-2 (INNOV) 22309713 JILL CARROLL SANDROCK 11821 ROYAL CASTLE CT. CHARLOTTE, NC 28277	26	MX-2 (INNOV) 22309702 JASON B DARDEN AND LESLIE T DARDEN 11707 ROYAL CASTLE CT. CHARLOTTE, NC 28277
5	R-3 22327165 JOHN R JR HAYES AND MARY L HAYES 16014 MARVIN RD. CHARLOTTE, NC 28277	16	MX-2 (INNOV) 22309712 POLLY HUNT AND RYAN WARHAWSKY 11815 ROYAL CASTLE CT. CHARLOTTE, NC 28277	27	MX-2 (INNOV) 22309701 BRIAN GASIOROWSKI AND MICHELLE Y GASIOROWSKI 11703 ROYAL CASTLE CT. CHARLOTTE, NC 28277
6	R-3 22327163 DAVID L MYERS AND LEIGH S MYERS 16021 MARVIN RD. CHARLOTTE, NC 28277	17	MX-2 (INNOV) 22309711 NEAL T SAUNDERS 11809 ROYAL CASTLE CT. CHARLOTTE, NC 28277	28	MX-2 (INNOV) 22309799 KINGSLEY HOMEOWNERS ASSOC 141 SCALEYBARK RD. CHARLOTTE, NC 28209
7	R-3 22353107 ROLLIN G GRAM AND WENDY G GRAM 16204 MARVIN RD. CHARLOTTE, NC 28277	18	MX-2 (INNOV) 22309710 JOSEPH R GREGORY AND LIAM GREGORY 11821 ROYAL CASTLE CT. CHARLOTTE, NC 28277	29	MX-2 (INNOV) 22309120 KINGSLEY HOMEOWNERS ASSOC W TRADE ST SUITE 600 CHARLOTTE, NC 28202
8	R-3 22353108 KENNETH C HAMMOND AND DENISE H HAMMOND 16202 MARVIN RD. CHARLOTTE, NC 28277	19	MX-2 (INNOV) 22309709 DAVID E HAGEY AND JENNIFER L COLE-HAGEY 11801 ROYAL CASTLE CT. CHARLOTTE, NC 28277	30	INST 22313217 GRACE CHRISTIAN CENTER INC. PO BOX 49208 CHARLOTTE, NC 28277-0075
9	R-3 22353109 ASHLEY REA BOLICK AND BRETT A BOLICK 2022 HARTWICKE PL CHARLOTTE, NC 28270	20	MX-2 (INNOV) 22309708 ENRIQUE AND PEREX AND GLADYS GINEZ 5248 NORTH EAST 6TH AVE. APT 32C FT. LAUDERDALE, FL 33334		
10	B-1 (CD) 22353103 RICHFAIR HUNTER'S CROSSING LLC AND FERNICROFT HUNTER'S CROSSING LLC 500 EAST BLVD. CHARLOTTE, NC 28203	21	MX-2 (INNOV) 22309707 YOSEPH RAMET AND KIMENYA A RAMET 11729 ROYAL CASTLE CT. CHARLOTTE, NC 28277		
11	R-3 22353119 SUZANNE C LOCKETT FIT BANK OF AMERICA 150 N. COLLEGE ST. NC1-028-29403. CHARLOTTE, NC 28255	22	MX-2 (INNOV) 22309706 RODERICK LULLY AND AALECE O PUGH-LULLY 11723 ROYAL CASTLE CT. CHARLOTTE, NC 28277		

LEGEND

- SITE BOUNDARY
- PROPOSED INTERIOR STREET
- SETBACK / REAR YARD
- EXISTING TREES



REVISIONS:

DATE: JULY 23, 2012  
DESIGNED BY: MRC  
DRAWN BY: KLC  
CHECKED BY: MRC  
SCALE: 1"=100'  
PROJECT #1011302

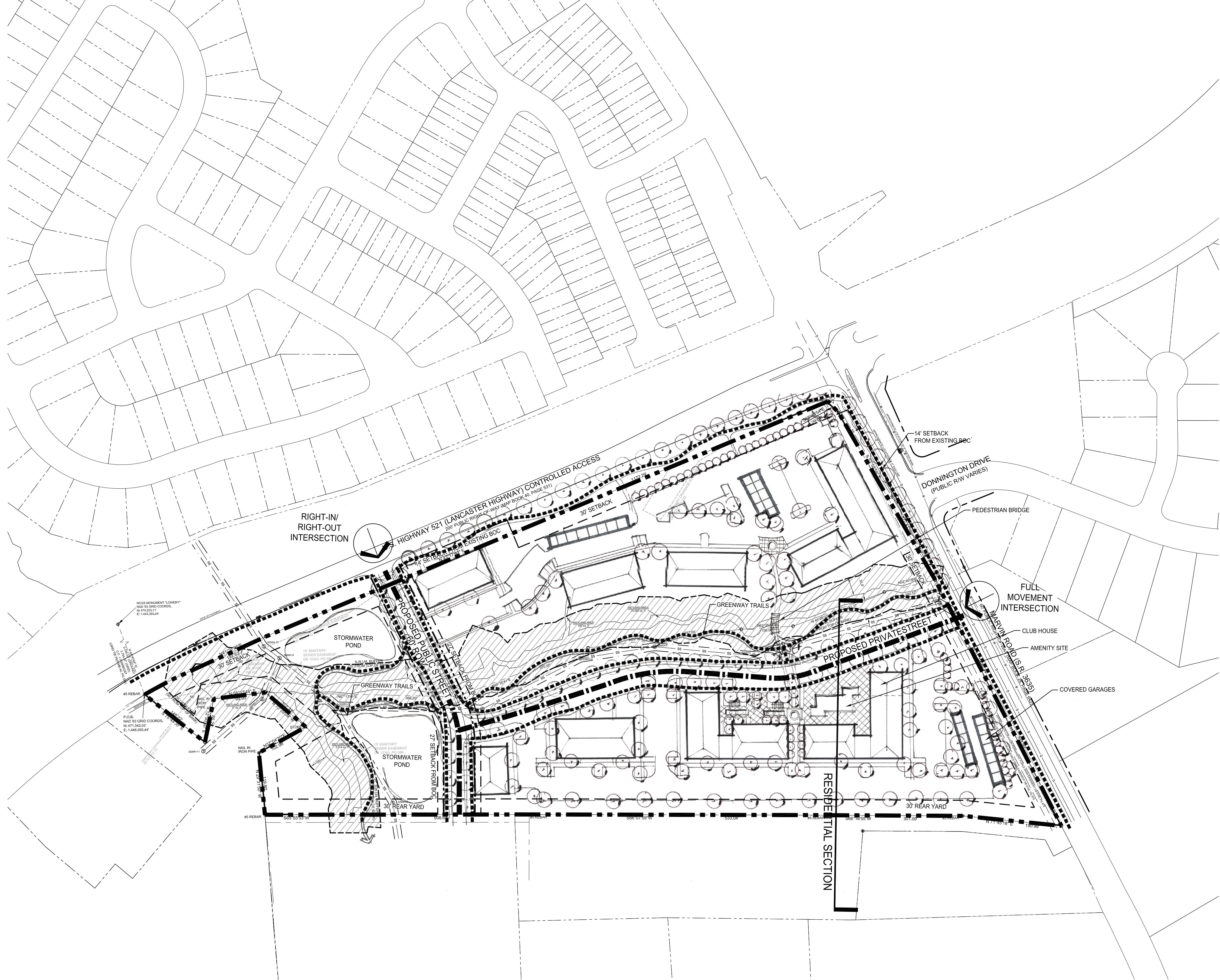
SHEET #:  
**RZ-1**

JOHNSTON ROAD  
Technical Data Sheet  
CHILDRESS KLEIN  
REZONING PETITION NO. 2012-



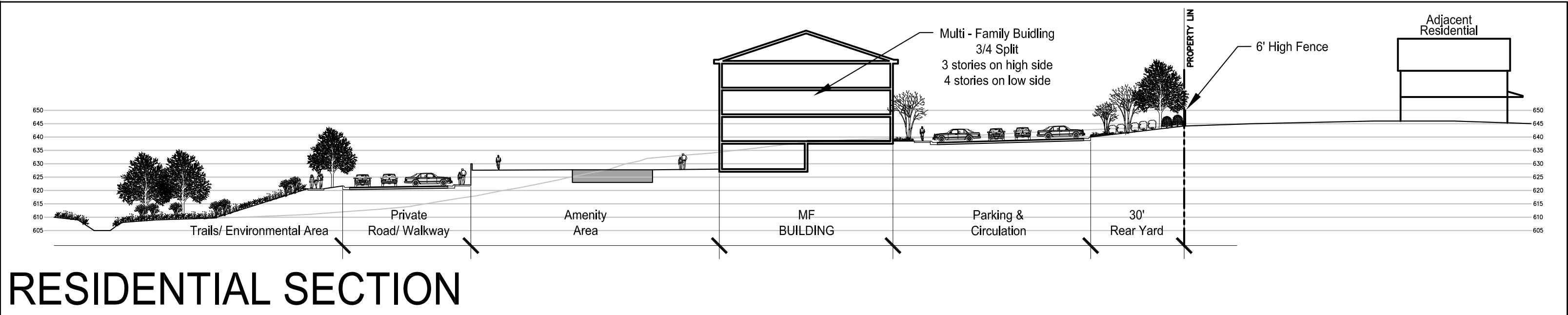
LandDesign  
223 N Graham Street Charlotte, NC 28202  
V: 704.333.0325 F: 704.333.3246  
www.LandDesign.com  
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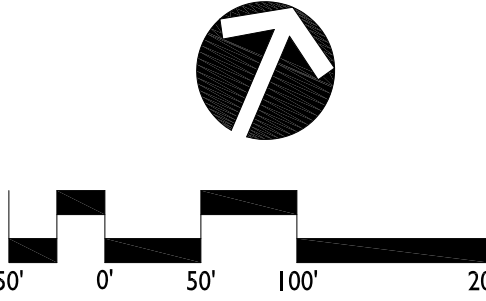


**JOHNSTON ROAD**  
**Schematic Site Plan**  
CHILDRESS KLEIN  
REZONING PETITION NO. 2012-

REVISIONS:  
DATE: JULY 23, 2012  
DESIGNED BY: MRC  
DRAWN BY: KLC  
CHECKED BY: MRC  
SCALE: 1"=100'  
PROJECT #1011302  
SHEET #:  
**RZ-2**



- LEGEND**
- PEDESTRIAN CONNECTIONS
  - SITE BOUNDARY
  - PROPOSED INTERIOR STREET
  - SETBACK / REAR YARD





DEVELOPMENT STANDARDS  
7/23/2012

SITE DATA TABLE

Site Acreage:	18.8 acres +/-
Tax Parcels:	223-531-05 and 223-531-06
Existing Zoning:	R-3
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DEVELOPMENT STANDARDS

General Provisions

These Development Standards form a part of the Technical Data Sheet associated with the Rezoning Petition filed by Childress Klein Properties, to rezone an approximately 18.8 acre site located at the southeastern quadrant of the intersection of Johnston Road (US 521) and Marvin Road (the “Site”).

The purpose of this Petition is to request rezoning of the Site to the UR-2(CD) Zoning District in order to accommodate the construction of up to 281 Multi-family Dwelling units. UR-2 Zoning will enable the Petitioner to develop the Site in a manner that will preserve and emphasize the Site's unique environmental features, create a harmonious transition between the project and the adjoining properties to the south, and provide significant traffic improvements not only for the project but for the intersection between Johnston Road and Marvin Road as well which will benefit the surrounding community.

Unless the Technical Data Sheet or these Development Standards establish more stringent standards, the regulations established under the Ordinance for the UR-2 Zoning District shall govern all development taking place on the Site.

The development depicted on the Schematic Site Plan is intended to reflect the arrangement of proposed uses on the Site, but the final configurations, placements and sizes of individual Site elements may be altered or modified so long as the maximum building envelope lines and intensity limitations established on the Technical Data Sheet are not violated and the proposed alterations or modifications do not exceed the parameters established under these Development Standards and under the Ordinance for the UR-2 Zoning District. However, any alterations or modifications which, in the opinion of the Planning Director, substantially alter the character of the development or significantly alter the Technical Data Sheet or its respective conditions as well as any changes which increase the intensity of development shall not be deemed to be minor and may only be made in accordance with the provisions of Subsections 6.207(1) or (2) of the Ordinance, as applicable.

1. Permitted Uses

The Site may be developed with up to 281 Multi-Family Dwelling Units together with accessory structures and uses allowed in the UR-2 Zoning District.

2. Transportation

- (a) Vehicular access to the Site will be provided from both Marvin Road and Johnston Road, as generally depicted on the Technical Data Sheet.
- (b) Petitioner shall cause the installation of a traffic signal at the intersection of Johnston Road and Marvin Road which provides phasing to allow protected and permitted turning movements for southbound left turns from Johnston Road and northbound right turns from Marvin Road.
- (c) Petitioner shall cause the existing southbound left-turn lane on Johnston road to be extended in order to provide 425 feet of total storage.
- (d) Petitioner shall cause a break in the existing median in Johnston Road and the installation of a left-over to provide an access point to the Site from Johnston Road, as generally depicted on the Technical Data Sheet. Petitioner shall also cause the installation of a southbound left-turn lane on Johnston Road that will provide a minimum of 100 feet of storage for this left-over.
- (e) Petitioner shall cause the installation of a northbound right-turn lane on Johnston Road that will provide a minimum of 100 feet of storage to serve the Site's access point to Johnston Road.
- (f) Petitioner shall construct a new public street that meets the Residential Wide standards of the Urban Street Design Guidelines extending from Johnston Road in a southeasterly direction to the Site's boundary with Mecklenburg County Tax Parcel 223-531-09 as generally depicted on the Technical Data Sheet.
- (g) The placements and configurations of all proposed vehicular access points are subject to any minor modifications required to accommodate final site and construction plans and designs and to any adjustments required for approval by the Charlotte Department of Transportation (“CDOT”), and the North Carolina Department of Transportation (NCDOT), whichever may be applicable, as including alterations to accommodate any right of way needs and/or construction easements.

3. Architectural Standards

- (a) The Conceptual Schematic Architectural Renderings which accompany these Development Standards are intended to depict the general conceptual architectural style, character and elements of the buildings proposed to be constructed on the Site. Accordingly, any building constructed on the Site must be substantially similar in appearance to the relevant attached Conceptual Schematic Architectural Renderings in terms of its architectural style, character and elements. Changes and alterations which do not materially change the overall conceptual architectural style and character are permitted based upon final design/construction drawings.
- (b) The primary exterior building materials for the multi-family dwellings to be constructed on the Site shall be a combination of brick, stone, precast stone, precast concrete, synthetic stone, wood, shake, hardi-plank, or cementitious siding material. Vinyl siding shall not be permitted as an exterior building material. However, vinyl elements may be used as architectural accent materials.
- (c) At least 20% of the exterior of each building, exclusive of windows, doors and roofs, will be constructed of masonry materials, including but not limited to brick, stone, precast stone, synthetic stone, precast concrete, or cementious siding material.
- (d) Petitioner may construct garage structures as generally depicted on the Schematic Site Plan. The garage structures will reflect the architectural style and quality of the buildings constructed on the Site.

5. Streetscape and Landscaping

- (a) A 30 foot-wide landscaping buffer, and six foot high solid wooden fence shall be provided along the Site's boundaries with Mecklenburg County Tax Parcels 223-531-08 and 223-531-09, all as generally depicted on the Technical Data Sheet. At a minimum, the combination of existing vegetation and new vegetation to be planted within this buffer will meet or exceed the planting requirements for a Class B buffer.
- (b) Petitioner shall provide eight foot planting strips and six foot sidewalks along all public and private streets.
- (c) Petitioner shall provide a sidewalk and cross-walk network that links the buildings on the Site with one another and links each building to a sidewalk along a adjoining street.
- (d) Petitioner shall provide a greenway-style pedestrian corridor running through the Site along the S.W.I.M buffer area as generally depicted on the Schematic Site Plan.
- (e) Petitioner shall provide a pedestrian bridge connection across the creek as generally depicted on the Schematic Site Plan.
- (f) Meter boxes and back flow preventors will be screened.
- (g) All other screening and landscaping shall conform to the standards of the Ordinance.

6. Environmental Features

- (a) The Site shall comply with the requirements of the Post Construction Controls Ordinance. The location, size, and type of storm water management systems depicted on the rezoning plan are subject to review and approval as part of the full development plan submitted 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.
- (b) No vertical development shall take place south of the proposed public street extending from Johnston Road to Mecklenburg County Tax Parcel 223-531-09.

7. Parks, Greenways and Open Space

- (a) Tree save areas equaling at least 15% of the area of the Site shall be provided.

8. Signage

- (a) Signage shall comply with the requirements of the Ordinance.

9. Lighting

- (a) The maximum height of any detached lighting fixtures erected on the Site shall not exceed twenty five (25) feet in height.
- (b) All freestanding lighting fixtures installed within the Site shall be shielded with full cut-off fixtures, capped and downwardly directed. However, low-level decorative lighting may be installed along driveways, sidewalks and parking areas.
- (c) Wall-pak lighting will be prohibited throughout the Site.

10. Amendments to Rezoning Plan

Future amendments to the Technical Data Sheet, other sheets accompanying the Petition and these Development Standards may be applied for by the then Owner or Owners in accordance with the provisions of Chapter 6 of the Ordinance.

11. Binding Effect of the Rezoning Documents and Definitions

- (a) If this Rezoning Petition is approved, all conditions applicable to development of the Site imposed under these Development Standards and the Technical Data Sheet will, unless amended in the manner provided under the Ordinance, be binding upon and inure to the benefit of the Petitioner and the current and subsequent owners of the Site and their respective successors in interest and assigns.
- (b) 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 the Site from time to time who may be involved in any future development thereof.
- (c) Any reference to any City of Charlotte Ordinances or Policies herein shall be deemed to refer to the requirements of the Ordinance or Policy in effect as of the date this Rezoning Petition is approved.



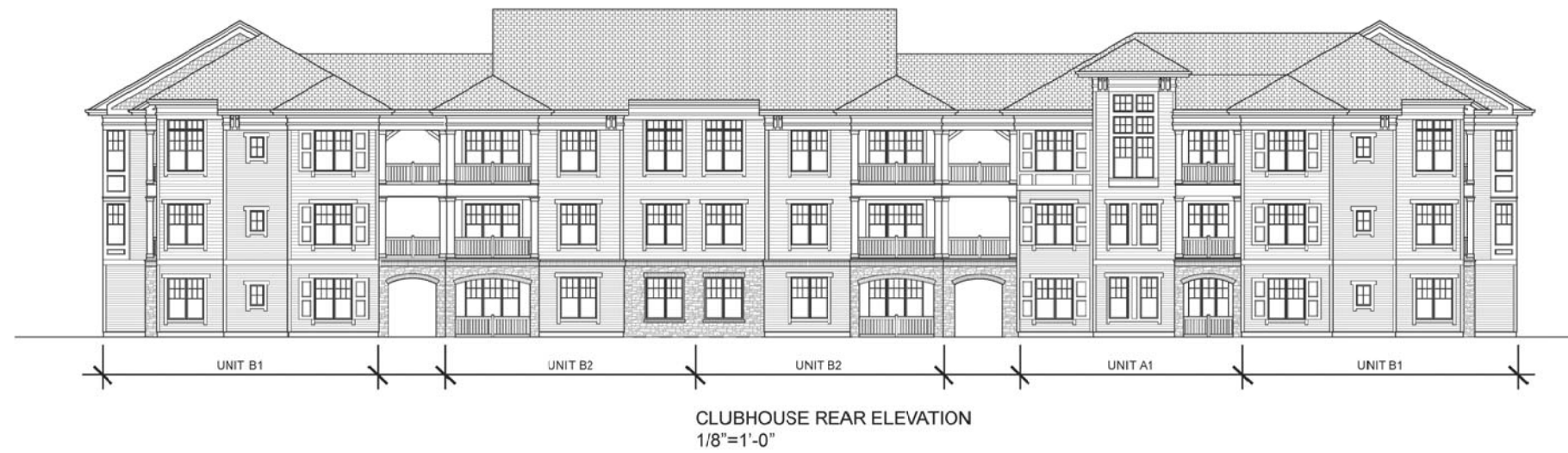
REVISIONS:

SHEET #:





CLINE DESIGN Marvin Road Apartments Charlotte, North Carolina CLUBHOUSE BLDG. July 20, 2012 project #1011302



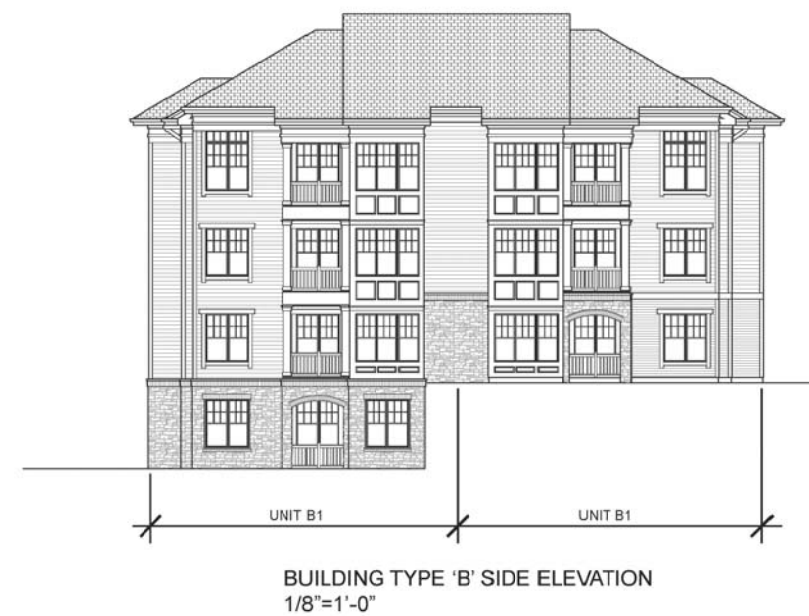
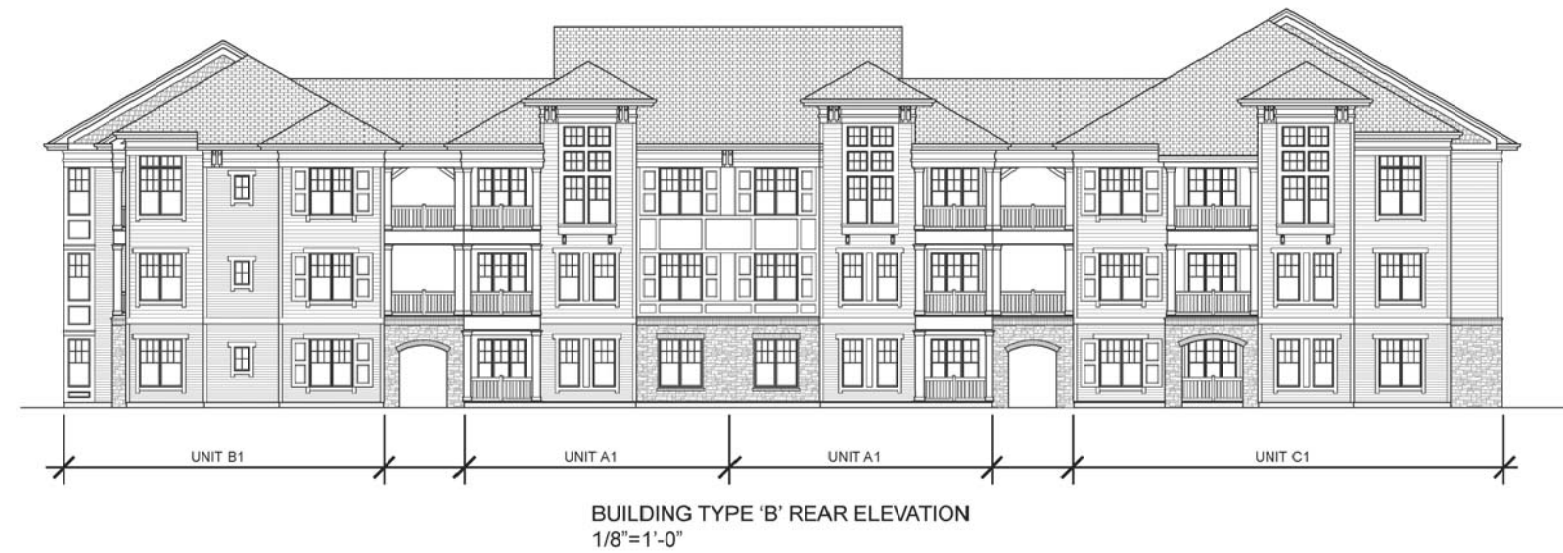
CLINE DESIGN Marvin Road Apartments Charlotte, North Carolina July 20, 2012 project #1011302



CLINE DESIGN Marvin Road Apartments Charlotte, North Carolina BUILDING TYPE 'B' July 20, 2012 project #1011302



CLINE DESIGN Marvin Road Apartments Charlotte, North Carolina CLUBHOUSE BLDG. July 20, 2012 project #1011302



CLINE DESIGN Marvin Road Apartments Charlotte, North Carolina BUILDING TYPE 'B' July 20, 2012 project #1011302