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## SITE DEVELOPMENT DATA:

ACREAGE: ± 2.21 ACRES  
TAX PARCEL #S: 157-173-03  
EXISTING ZONING: R-1  
PROPOSED ZONING: MUDD-O  
EXISTING USES: PROFESSIONAL AND GENERAL OFFICES USES.  
PROPOSED USES: RETAIL; EATING, DRINKING, ENTERTAINMENT, ESTABLISHMENTS (EDEE); AND PERSONAL SERVICE USES AS PERMITTED BY RIGHT, UNDER PRESCRIBED CONDITIONS AND BY THE OPTIONAL PROVISIONS BELOW TOGETHER WITH ACCESSORY USES, AS ALLOWED IN THE MUDD ZONING DISTRICT (AS MORE SPECIFICALLY DESCRIBED AND RESTRICTED BELOW IN SECTION 3).  
MAXIMUM GROSS SQUARE FEET OF DEVELOPMENT: UP TO 65,000 SQUARE FEET OF GROSS FLOOR AREA OF RETAIL, EDEE, AND PERSONAL SERVICE USES AS ALLOWED BY RIGHT AND UNDER PRESCRIBED CONDITIONS IN THE MUDD ZONING DISTRICT. PROVIDED, HOWEVER, THE ENCLOSED LOADING DOCK SHALL NOT BE PART OF THE GROSS FLOOR AREA FOR THIS PROVISION.  
MAXIMUM BUILDING HEIGHT: BUILDING HEIGHT WILL BE LIMITED TO 50 FEET (FOR THE PURPOSES OF THIS HEIGHT LIMIT, ROOF TOP MECHANICAL EQUIPMENT, AND SCREENS OR DEVICES USED TO SCREEN ROOF TOP STRUCTURES OR EQUIPMENT, SPIRES, MANSARDS, DOMES, OR OTHER ARCHITECTURAL FEATURES WILL NOT BE CONSIDERED FOR THE CALCULATION OF ALLOWED BUILDING HEIGHT, OTHERWISE BUILDING HEIGHT WILL BE MEASURED AS DEFINED BY THE ORDINANCE).  
PARKING: A MINIMUM OF ONE PARKING SPACE PER 250 SQUARE FEET OF GROSS FLOOR AREA WILL BE PROVIDED.

### 1. GENERAL PROVISIONS:

a. SITE LOCATION. THESE DEVELOPMENT STANDARDS, THE TECHNICAL DATA SHEET, SCHEMATIC SITE PLAN AND OTHER GRAPHICS SET FORTH ON ATTACHED SHEETS RZ-1 AND RZ-2 FORM THIS REZONING PLAN (COLLECTIVELY REFERRED TO AS THE "REZONING PLAN") ASSOCIATED WITH THE REZONING PETITION FILED BY COTSWOLD PARTNERS, LLC, ("PETITIONER") TO ACCOMMODATE THE DEVELOPMENT OF A HIGH QUALITY RETAIL USES; EATING, DRINKING ENTERTAINMENT ESTABLISHMENTS; AND PERSONAL SERVICE USES ON AN APPROXIMATELY 2.21 ACRE SITE LOCATED ON THE EAST SIDE OF RANDOLPH ROAD BETWEEN GREENWICH ROAD AND N. SHARON AMITY ROAD (THE "SITE").

b. ZONING DISTRICTS/ORDINANCE. DEVELOPMENT OF THE SITE WILL BE GOVERNED BY THE REZONING PLAN AS WELL AS THE APPLICABLE PROVISIONS OF THE CITY OF CHARLOTTE ZONING ORDINANCE (THE "ORDINANCE"). UNLESS THE REZONING PLAN ESTABLISHES MORE STRINGENT STANDARDS, THE REGULATIONS ESTABLISHED UNDER THE ORDINANCE FOR THE MUDD-O ZONING CLASSIFICATION SHALL GOVERN ALL DEVELOPMENT TAKING PLACE ON THE SITE, SUBJECT TO THE OPTIONAL PROVISIONS PROVIDED BELOW.

c. GRAPHICS AND ALTERATIONS. THE SCHEMATIC DEPICTIONS OF THE USES, PARKING AREAS, SIDEWALKS, STRUCTURES AND BUILDINGS, BUILDING ELEVATIONS, DRIVEWAYS, STREETS AND OTHER DEVELOPMENT MATTERS AND SITE ELEMENTS (COLLECTIVELY THE "DEVELOPMENT/SITE ELEMENTS") SET FORTH ON THE REZONING PLAN SHOULD BE REVIEWED IN CONJUNCTION WITH THE PROVISIONS OF THESE DEVELOPMENT STANDARDS. THE LAYOUT, LOCATIONS, SIZES AND FORMULATIONS OF THE DEVELOPMENT/SITE ELEMENTS DEPICTED ON THE REZONING PLAN ARE GRAPHIC REPRESENTATIONS OF THE DEVELOPMENT/SITE ELEMENTS PROPOSED. CHANGES TO THE REZONING PLAN NOT ANTICIPATED BY THE REZONING PLAN WILL BE REVIEWED AND APPROVED AS ALLOWED BY SECTION 6.207 OF THE ORDINANCE. SINCE THE PROJECT HAS NOT UNDERGONE THE DESIGN DEVELOPMENT AND CONSTRUCTION PHASES, IT IS INTENDED THAT THIS REZONING PLAN PROVIDE FOR FLEXIBILITY IN ALLOWING SOME ALTERATIONS OR MODIFICATIONS FROM THE GRAPHIC REPRESENTATIONS OF THE DEVELOPMENT/SITE ELEMENTS. THEREFORE, THERE MAY BE INSTANCES WHERE MINOR MODIFICATIONS WILL BE ALLOWED WITHOUT REQUIRING THE ADMINISTRATIVE AMENDMENT AMENDMENT PROCESS PER SECTION 6.207 OF THE ORDINANCE. THESE INSTANCES WOULD INCLUDE CHANGES TO GRAPHICS IF THEY ARE:

- EXPRESSLY PERMITTED BY THE REZONING PLAN (IT IS UNDERSTOOD THAT IF A MODIFICATION IS EXPRESSLY PERMITTED BY THE REZONING PLAN IT IS DEEMED A MINOR MODIFICATION FOR THE PURPOSES OF THESE DEVELOPMENT STANDARDS); OR
- MINOR AND DON'T MATERIALLY CHANGE THE OVERALL DESIGN INTENT DEPICTED ON THE REZONING PLAN; OR
- MODIFICATIONS TO MOVE STRUCTURES GRAPHICALLY DEPICTED ON THE REZONING PLAN CLOSER TO ADJACENT PROPERTIES BUT NO CLOSER THAN THE "EXTERNAL BUILDING LINE" (IN THIS CASE THE EXTERNAL SETBACKS, SIDE OR REAR YARDS) INDICATED ON SHEET RZ-1; OR
- MODIFICATIONS TO ALLOW MINOR INCREASES OR DECREASES IN THE MASS OF THE BUILDINGS THAT DO NOT MATERIALLY CHANGE THE DESIGN INTENT DEPICTED ON OR DESCRIBED IN THE REZONING PLAN.

THE PLANNING DIRECTOR WILL DETERMINE IF SUCH MINOR MODIFICATIONS ARE ALLOWED PER THIS AMENDED PROCESS, AND IF IT IS DETERMINED THAT THE ALTERATION DOES NOT MEET THE CRITERIA DESCRIBED ABOVE, THE PETITIONER SHALL THEN FOLLOW THE ADMINISTRATIVE AMENDMENT PROCESS PER SECTION 6.207 OF THE ORDINANCE. IN EACH INSTANCE, HOWEVER, SUBJECT TO THE PETITIONER'S APPEAL RIGHTS SET FORTH IN THE ORDINANCE.

d. NUMBER OF BUILDINGS PRINCIPAL AND ACCESSORY. NOTWITHSTANDING THE NUMBER OF BUILDINGS SHOWN ON THE REZONING PLAN, THE TOTAL NUMBER OF PRINCIPAL BUILDINGS TO BE DEVELOPED ON THE SITE WILL BE LIMITED ONE (1) ACCESSORY BUILDINGS AND STRUCTURES LOCATED ON THE SITE SHALL NOT BE CONSIDERED IN ANY DETERMINATION OF THE NUMBER OF BUILDINGS ON THE SITE. ACCESSORY BUILDINGS AND STRUCTURES WILL BE CONSTRUCTED UTILIZING SIMILAR BUILDING MATERIALS, COLORS, ARCHITECTURAL ELEMENTS AND DESIGNS AS THE PRINCIPAL BUILDING(S) LOCATED WITHIN THE SAME DEVELOPMENT AREA AS THE ACCESSORY STRUCTURE/BUILDING.

### 2. OPTIONAL PROVISIONS.

THE FOLLOWING OPTIONAL PROVISIONS SHALL APPLY TO THE SITE:

a. TO ALLOW VEHICULAR MANEUVERING, LOADING DOCKS AND A SERVICE AREA BETWEEN THE PROPOSED BUILDING AND COLWICK ROAD IN THE MANNER GENERALLY DEPICTED ON THE REZONING PLAN.

b. TO ALLOW A DETACHED SIGN ALONG RANDOLPH ROAD WITH UP TO 40 SQUARE FEET OF SIGN AREA AND UP TO FIVE (5) FEET HIGH.

c. TO ALLOW WALL SIGNS TO HAVE UP TO 200 SQUARE FEET OF SIGN SURFACE AREA PER WALL OR 10% OF THE WALL AREA TO WHICH THEY ARE ATTACHED, WHICHEVER IS LESS.

e. TO ALLOW A SCREEN WALL ALONG COLWICK ROAD THAT DOES NOT MEET STREET WALL REQUIREMENTS.

NOTE: THE OPTIONAL PROVISION REGARDING SIGNS IS AN ADDITION/MODIFICATION TO THE STANDARDS FOR SIGNS IN THE MUDD DISTRICT AND IS TO BE USED WITH THE REMAINDER OF MUDD STANDARDS FOR SIGNS NOT MODIFIED BY THESE OPTIONAL PROVISIONS.

### 3. PERMITTED USES, DEVELOPMENT AREA LIMITATIONS:

a. SUBJECT TO THE RESTRICTIONS AND LIMITATIONS LISTED BELOW, THE PRINCIPAL BUILDINGS CONSTRUCTED ON THE SITE MAY BE DEVELOPED WITH UP TO 65,000 SQUARE FEET OF GROSS FLOOR AREA OF RETAIL, EDEE, AND PERSONAL SERVICE USES AS PERMITTED BY RIGHT, UNDER PRESCRIBED CONDITIONS AND PER THE OPTIONAL PROVISIONS ABOVE TOGETHER WITH ACCESSORY USES ALLOWED IN THE MUDD-O ZONING DISTRICT.

PERSONAL SERVICE USES WILL BE DEFINED AS USES THAT PRIMARILY PROVIDE OR SELL A SERVICE TO CUSTOMERS VERSUS THE SELLING OF GOODS. A PERSONAL SERVICE USE MAY ALSO SELL PRODUCTS OR MERCHANDISE BUT THE SALE OF PRODUCTS AND MERCHANDISE IS TYPICALLY ANCILLARY. EXAMPLES OF PERSONAL SERVICE USES INCLUDE BUT ARE NOT LIMITED TO: BEAUTY SALONS AND BARBER SHOPS, SPA'S, YOGA AND EXERCISE STUDIOS, NAIL SALONS, MASSAGE SHOPS, MARTIAL ART TRAINING STUDIOS, DRY CLEANING ESTABLISHMENTS, LOCKSMITHS, AND ALIKE.

FOR PURPOSES OF THE DEVELOPMENT LIMITATIONS SET FORTH IN THESE DEVELOPMENT STANDARDS (BUT NOT TO BE CONSTRUED AS A LIMITATION ON FAR REQUIREMENTS), THE TERM "GROSS FLOOR AREA" OF A BUILDING SHALL MEAN AND REFER TO THE SUM OF THE GROSS HORIZONTAL AREAS OF EACH FLOOR OF A PRINCIPAL BUILDING ON THE SITE MEASURED FROM THE OUTSIDE OF THE EXTERIOR WALLS OR FROM THE CENTER LINE OF PARTY WALLS; PROVIDED, HOWEVER, SUCH TERM SHALL EXCLUDE ANY SURFACE OR STRUCTURED PARKING FACILITIES, AREAS USED FOR BUILDING AND EQUIPMENT ACCESS (SUCH AS STAIRS, ELEVATOR SHAFTS, VESTIBULES, ROOF TOP EQUIPMENT ROOMS AND MAINTENANCE CRAWL SPACES), ALL LOADING DOCK AREAS (OPEN OR ENCLOSED), OUTDOOR COOLERS AND OUTDOOR DINING AREAS WHETHER ON THE ROOF OF THE BUILDING(S) OR AT STREET LEVEL (PARKING FOR OUTDOOR DINING AREAS WILL BE PROVIDED AS REQUIRED BY THE ORDINANCE OR THESE DEVELOPMENT STANDARDS).

### 4. TRANSPORTATION IMPROVEMENTS AND ACCESS:

PROPOSED IMPROVEMENTS:

THE PETITIONER PLANS TO PROVIDE OR CAUSE TO BE PROVIDED ON ITS OWN OR IN COOPERATION WITH OTHER PARTIES WHO MAY IMPLEMENT PORTIONS OF THE IMPROVEMENTS. THE IMPROVEMENTS SET FORTH BELOW TO BENEFIT OVERALL TRAFFIC PATTERNS THROUGHOUT THE AREA IN ACCORDANCE WITH THE FOLLOWING IMPLEMENTATION PROVISIONS:

THE FOLLOWING TRANSPORTATION IMPROVEMENTS ARE ALSO ILLUSTRATED ON FIGURE 8 LOCATED ON SHEET RZ-2 OF THE REZONING PLAN. FIGURE 8 ON SHEET RZ-2 IS TO BE USED IN CONJUNCTION WITH THE FOLLOWING NOTES TO DETERMINE THE EXTENT OF THE PROPOSED IMPROVEMENTS (REFERENCE TO A NUMBER WHEN DESCRIBING AN IMPROVEMENT CORRESPONDS TO THE NUMBER FOUND ON FIGURE 8 ON SHEET RZ-2 FOR THE PROPOSED IMPROVEMENT).

THE FOLLOWING ROADWAY IMPROVEMENTS WILL BE MADE BY THE PETITIONER AS PART OF THE

REDEVELOPMENT OF THE SITE AS PROPOSED BY THE REZONING PLAN:

a. CONSTRUCT A WESTBOUND RIGHT TURN LANE ON GREENWICH ROAD AT RANDOLPH ROAD WITH 125 FEET OF STORAGE AND A 35-FOOT BAY TAPER (TO AN EXISTING DRIVEWAY). WITH THIS IMPROVEMENT THE PAVEMENT SHOULD BE MARKED AS A THREE-LANE SECTION.

b. EXTEND THE EXISTING SOUTHBOUND LEFT TURN LANE STORAGE ON RANDOLPH ROAD AT GREENWICH ROAD FROM 190 FEET TO 250 FEET OF STORAGE AND 100-FOOT BAY TAPER (ALL WITHIN THE EXISTING EXERCISE MEDIAN AND MAXIMIZED DUE TO AN EXISTING ADJACENT NORTHBOUND LEFT TURN LANE).

c. INSTALL A RAISED MEDIAN (MINIMUM FOUR-FOOT WIDE) ON RANDOLPH ROAD COMMENCING AT GREENWICH ROAD AND TERMINATING NORTH OF THE EXISTING SHOPPING CENTER DRIVEWAY LOCATED MIDWAY BETWEEN GREENWICH ROAD AND SHARON AMITY ROAD. THIS IMPROVEMENT IS REQUIRED TO ELIMINATE LEFT ENTERING AND LEFT EXITING MOVEMENTS TO/FROM THE PROPOSED RIGHT-IN/RIGHT-OUT ONLY DRIVEWAY (ACCESS "A") DESCRIBED LATER IN THIS DOCUMENT.

d. CONSTRUCT A NEW TWO-LANE PRIVATE STREET THAT CONNECTS RANDOLPH ROAD AND COLWICK ROAD APPROXIMATELY 600 FEET NORTH OF SHARON AMITY ROAD.

e. CONSTRUCT A "PORKCHOP" ISLAND ON THE FUTURE PRIVATE STREET DESCRIBED ABOVE AT RANDOLPH ROAD TO ELIMINATE LEFT ENTERING AND LEFT EXITING MOVEMENTS TO/FROM THE STREET (A RAISED MEDIAN ISLAND "TYPICAL CONFIGURATION" IS NOT FEASIBLE DUE TO THE LOCATION OF AN EXISTING SHOPPING CENTER ACCESS ON THE WEST SIDE OF RANDOLPH ROAD).

f. MODIFY THE EXISTING CURB RADIUS (25-FEET) ON THE TWO CORNERS OF GREENWICH ROAD AND COLWICK ROAD TO APPROXIMATELY 40-FEET (ACTUAL RADIUS TO BE VERIFIED WITH AUTOTURN) TO SAFELY MANUEVER RIGHT TURNING TRUCKS AND BUSES TO/FROM GREENWICH ROAD AND TO/FROM COLWICK ROAD).

### III. STANDARDS, PHASING AND OTHER PROVISIONS.

a. CDOT/NCDOT STANDARDS. ALL OF THE FOREGOING PUBLIC ROADWAY IMPROVEMENTS WILL BE SUBJECT TO THE STANDARDS AND CRITERIA OF CDOT AS APPLICABLE. IT IS UNDERSTOOD THAT SUCH IMPROVEMENTS MAY BE UNDERTAKEN BY THE PETITIONER ON ITS OWN OR IN CONJUNCTION WITH OTHER DEVELOPMENT OR ROADWAY PROJECTS TAKING PLACE WITHIN THE AREA, BY WAY OF A PRIVATE/PUBLIC PARTNERSHIP EFFORT OR OTHER PUBLIC SECTOR PROJECT SUPPORT.

b. SUBSTANTIAL COMPLETION. REFERENCE TO "SUBSTANTIAL COMPLETION" FOR CERTAIN IMPROVEMENTS AS SET FORTH IN THE PROVISIONS OF SECTION 4.III.B. ABOVE SHALL MEAN COMPLETION OF THE ROADWAY IMPROVEMENTS IN ACCORDANCE WITH THE STANDARDS SET FORTH IN SECTION 4.III.A. ABOVE PROVIDED, HOWEVER, IN THE EVENT ALL ROADWAY IMPROVEMENTS 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 THE PETITIONER WILL WORK WITH CITY STAFF TO DETERMINE A PROCESS 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.

d. RIGHT-OF-WAY AVAILABILITY. IT IS UNDERSTOOD THAT SOME OF THE PUBLIC ROADWAY IMPROVEMENTS REFERENCED IN SUBSECTION A. ABOVE MAY NOT BE POSSIBLE WITHOUT THE ACQUISITION OF ADDITIONAL RIGHT-OF-WAY. IF AFTER THE EXERCISE OF DILIGENT GOOD FAITH EFFORTS OVER A MINIMUM OF A 60 DAY PERIOD, THE PETITIONER IS UNABLE TO ACQUIRE ANY LAND NECESSARY TO PROVIDE FOR ANY SUCH ADDITIONAL RIGHT OF WAY UPON COMMERCIALY REASONABLE TERMS AND AT MARKET PRICES, THEN CDOT, THE CITY OF CHARLOTTE, ENGINEERING DIVISION OR OTHER APPLICABLE AGENCY, DEPARTMENT OR GOVERNMENTAL BODY AGREE TO PROCEED WITH ACQUISITION OF ANY SUCH LAND. IN SUCH EVENT, THE PETITIONER SHALL REIMBURSE THE APPLICABLE AGENCY, DEPARTMENT OR GOVERNMENTAL BODY FOR THE COST OF ANY SUCH ACQUISITION PROCEEDINGS INCLUDING COMPENSATION PAID BY THE APPLICABLE AGENCY, DEPARTMENT OR GOVERNMENTAL BODY FOR ANY SUCH LAND AND THE EXPENSES OF SUCH PROCEEDINGS. FURTHERMORE, IN THE EVENT PUBLIC ROADWAY IMPROVEMENTS REFERENCED IN SUBSECTION A. ABOVE ARE DELAYED BECAUSE OF DELAYS IN THE ACQUISITION OF ADDITIONAL RIGHT-OF-WAY AS CONTEMPLATED HEREIN AND SUCH DELAY EXTENDS BEYOND 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 THE PETITIONER WILL WORK WITH CITY STAFF TO DETERMINE A PROCESS TO ALLOW THE ISSUANCE OF CERTIFICATES OF OCCUPANCY FOR THE APPLICABLE BUILDINGS; PROVIDED, HOWEVER, PETITIONER CONTINUES TO EXERCISE GOOD FAITH EFFORTS TO COMPLETE THE APPLICABLE ROAD-WAY IMPROVEMENTS; 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.

e. ALTERNATIVE IMPROVEMENTS. CHANGES TO THE ABOVE REFERENCED ROADWAY IMPROVEMENTS CAN BE APPROVED THROUGH THE ADMINISTRATIVE AMENDMENT PROCESS UPON THE DETERMINATION AND MUTUAL AGREEMENT OF PETITIONER, CDOT, AND THE PLANNING DIRECTOR AS APPLICABLE. HOWEVER, THE PROPOSED ALTERNATE TRANSPORTATION IMPROVEMENTS PROVIDE (IN THE AGGREGATE) COMPARABLE TRANSPORTATION NETWORK BENEFITS TO THE IMPROVEMENTS IDENTIFIED IN THIS PETITION.

### IV. ACCESS.

a. ACCESS TO THE SITE WILL BE FROM RANDOLPH ROAD AND COLWICK ROAD AS GENERALLY DEPICTED ON THE REZONING PLAN, SUBJECT TO ADJUSTMENTS AS SET FORTH BELOW.

b. THE PETITIONER AS PART OF THE DEVELOPMENT OF SITE WILL CONSTRUCT A PRIVATE STREET ALONG THE SOUTHEASTERN PROPERTY LINE THAT CONNECTS RANDOLPH ROAD TO COLWICK ROAD AS GENERALLY DEPICTED ON THE REZONING PLAN. THIS PRIVATE STREET WILL BE DESIGNED WITH A SIX (6) FOOT SIDEWALK AND SIX (6) FOOT PLANTING STRIP ONE SIDE AND A SIX (6) FOOT SIDEWALK ON THE BUILDING SIDE FROM THE EMERGENCY ACCESS STAIRS TO RANDOLPH ROAD AS GENERALLY DEPICTED ON THE SITE PLAN. THIS PRIVATE STREET WILL BE OPEN TO THE PUBLIC.

c. THE ALIGNMENT OF THE VEHICULAR CIRCULATION AND DRIVEWAYS MAY BE MODIFIED BY THE PETITIONER TO ACCOMMODATE CHANGES IN TRAFFIC PATTERNS, PARKING LAYOUTS AND ANY ADJUSTMENTS REQUIRED FOR APPROVAL BY THE CHARLOTTE DEPARTMENT OF TRANSPORTATION (CDOT) IN ACCORDANCE WITH PUBLISHED STANDARDS SO LONG AS THE STREET NETWORK SET FORTH ON THE REZONING PLAN IS NOT MATERIALLY ALTERED.

### 5. STREETScape, LANDSCAPING, OPEN SPACE AND SCREENING:

a. A 16 FOOT SETBACK AS MEASURED FROM THE BACK OF THE EXISTING CURB ALONG RANDOLPH WILL BE PROVIDED; A 14 FOOT SETBACK AS MEASURED FROM THE BACK OF THE EXISTING CURB ALONG COLWICK ROAD WILL BE PROVIDED AS GENERALLY DEPICTED ON THE REZONING PLAN.

b. AN EIGHT (8) FOOT PLANTING STRIP AND AN EIGHT (8) FOOT SIDEWALK WILL BE PROVIDED ALONG RANDOLPH ROAD; AND ALONG COLWICK ROAD AN EIGHT (8) FOOT PLANTING STRIP AND SIX (6) FOOT SIDEWALK WILL BE PROVIDED WITHIN THE REQUIRED SETBACKS AS GENERALLY DEPICTED ON THE REZONING PLAN.

c. URBAN OPEN SPACE WILL BE PROVIDED ON THE SITE AS REQUIRED BY THE ORDINANCE.

d. THE GRADE LEVEL PARKING SPACES LOCATED ALONG THE N.W. PROPERTY BOUNDARY WILL BE SCREENED FROM RANDOLPH ROAD BY A LOW (2.0' TO 2.5' HIGH) MASONRY WALL.

e. METER BANKS WILL BE SCREENED WHERE VISIBLE FROM PUBLIC VIEW AT GRADE LEVEL.

f. ROOF TOP HVAC AND RELATED MECHANICAL EQUIPMENT WILL BE SCREENED FROM PUBLIC VIEW AT GRADE LEVEL.

### 6. PARKING AND MANEUVERING RESTRICTIONS.

a. MANEUVERING FOR PARKING, A SERVICE AREA AND A LOADING DOCK AREA MAY BE PROVIDED BETWEEN COLWICK ROAD AND THE BUILDING AS GENERALLY DEPICTED ON THE REZONING PLAN AND ALLOWED BY THE OPTIONAL PROVISIONS ABOVE.

b. A MINIMUM OF ONE PARKING SPACE PER 250 SQUARE FEET OF GROSS FLOOR AREA WILL BE PROVIDED.

### 7. ENVIRONMENTAL FEATURES:

a. THE SITE SHALL COMPLY WITH THE CHARLOTTE CITY COUNCIL APPROVED AND ADOPTED POST CONSTRUCTION CONTROLS ORDINANCE.

b. 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 SUBMITTAL AND ARE NOT IMPLICITLY APPROVED WITH THIS REZONING. ADJUSTMENT MAY BE NECESSARY TO ACCOMMODATE ACTUAL STORM WATER TREATMENT REQUIREMENTS AND NATURAL DISCHARGE POINTS.

c. THE SITE WILL COMPLY WITH THE TREE ORDINANCE.

### 8. SIGNAGE:

a. SIGNAGE AS ALLOWED BY THE ORDINANCE AND BY THE OPTIONAL PROVISIONS LISTED

ABOVE MAY BE PROVIDED.

b. ON PREMISES DIRECTIONAL AND INSTRUCTIONAL SIGNS MAY BE LOCATED THROUGHOUT THE SITE PER THE STANDARDS OF THE ORDINANCE.

### 9. LIGHTING:

a. ALL NEW LIGHTING SHALL BE FULL CUT-OFF TYPE LIGHTING FIXTURES EXCLUDING LOWER, DECORATIVE LIGHTING THAT MAY BE INSTALLED ALONG THE DRIVEWAYS, SIDEWALKS, AND PARKING AREAS.

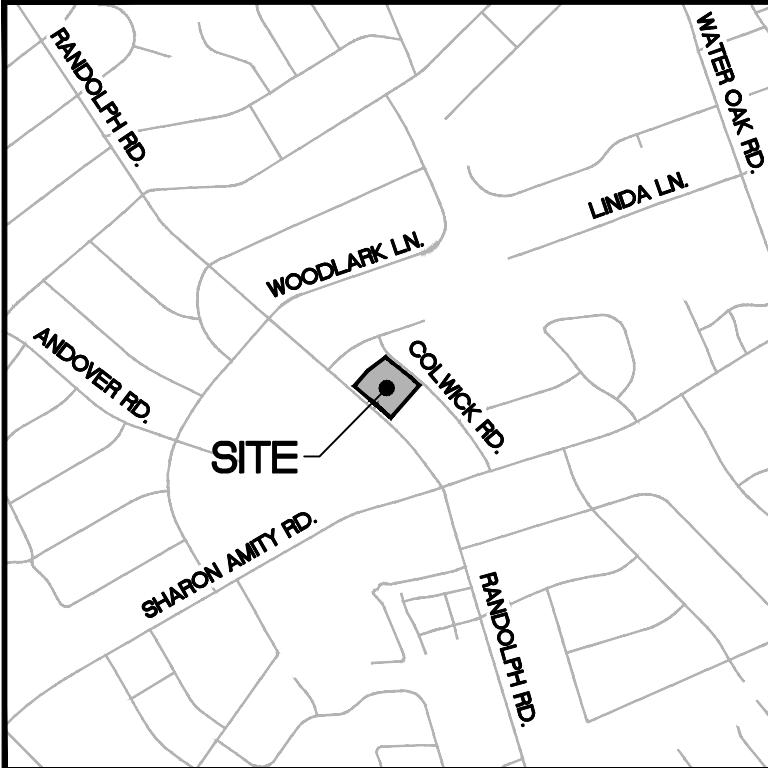
b. DETACHED LIGHTING ON THE SITE, EXCEPT STREET LIGHTS LOCATED ALONG PUBLIC STREETS, WILL BE LIMITED TO 20 FEET IN HEIGHT.

### 10. AMENDMENTS TO THE REZONING PLAN:

a. FUTURE AMENDMENTS TO THE REZONING PLAN (WHICH INCLUDES THESE DEVELOPMENT STANDARDS) MAY BE APPLIED FOR BY THE THEN OWNER OR OWNERS OF THE APPLICABLE DEVELOPMENT AREA PORTION OF THE SITE AFFECTED BY SUCH AMENDMENT IN ACCORDANCE WITH THE PROVISIONS HEREIN AND OF CHAPTER 6 OF THE ORDINANCE.

### 11. BINDING EFFECT OF THE REZONING APPLICATION:

a. IF THIS REZONING PETITION IS APPROVED, ALL CONDITIONS APPLICABLE TO THE DEVELOPMENT OF THE SITE IMPOSED UNDER THE REZONING PLAN WILL, UNLESS AMENDED IN THE MANNER PROVIDED HEREIN AND UNDER THE ORDINANCE, BE BINDING UPON AND INURE TO THE BENEFIT OF THE PETITIONER AND SUBSEQUENT OWNERS OF THE SITE OR DEVELOPMENT AREAS, AS APPLICABLE, AND THEIR RESPECTIVE HEIRS, DEVISEES, PERSONAL REPRESENTATIVES, SUCCESSORS IN INTEREST OR ASSIGNS.



VICINITY MAP

N.T.S.

#### SURVEY DISCLAIMER

ALTA/ASOM LAND TITLE SURVEY ISSUED MARCH 8, 2014, PROVIDED BY THE R.B. PHARR & ASSOCIATES, P.A., 420 HAWTHORNE LANE, CHARLOTTE, NC 28204, (704) 376-2186.



## COTSWOLD PARTNERS, LLC

2125 SOUTHEND DRIVE  
SUITE 351  
CHARLOTTE, NC 28203

## COTSWOLD RETAIL REZONING

4425 RANDOLPH ROAD  
CHARLOTTE, NC 28211



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## REZONING NOTES

Project No.

4244

Issued

09/22/14

Revised

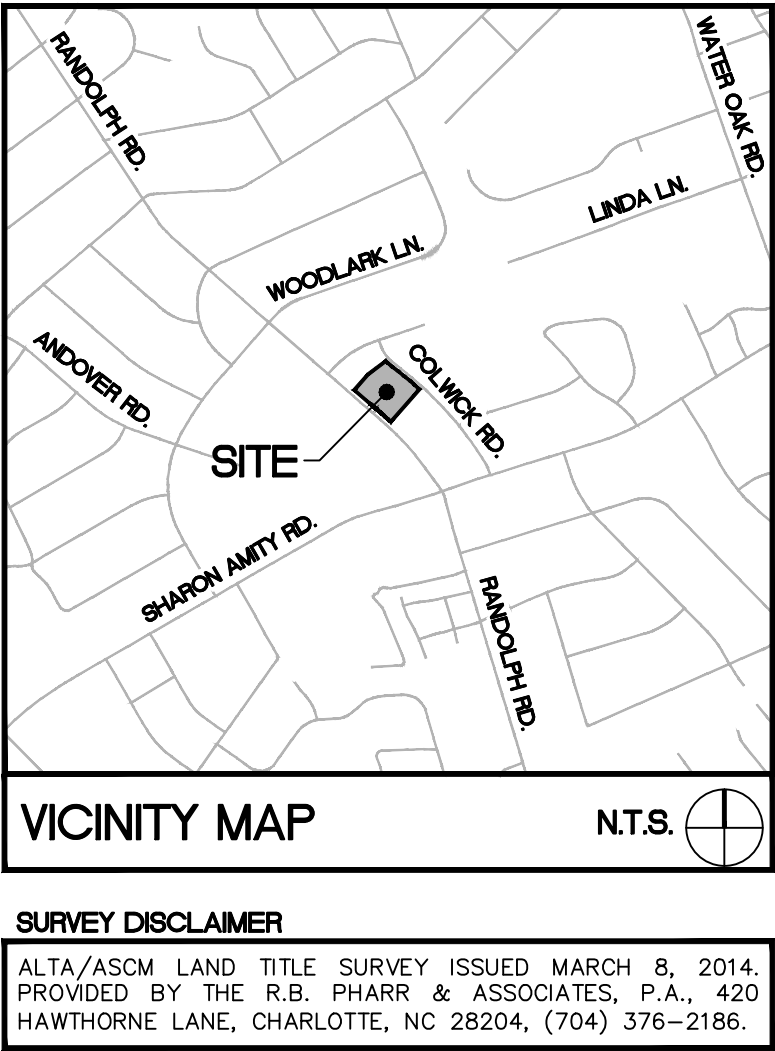
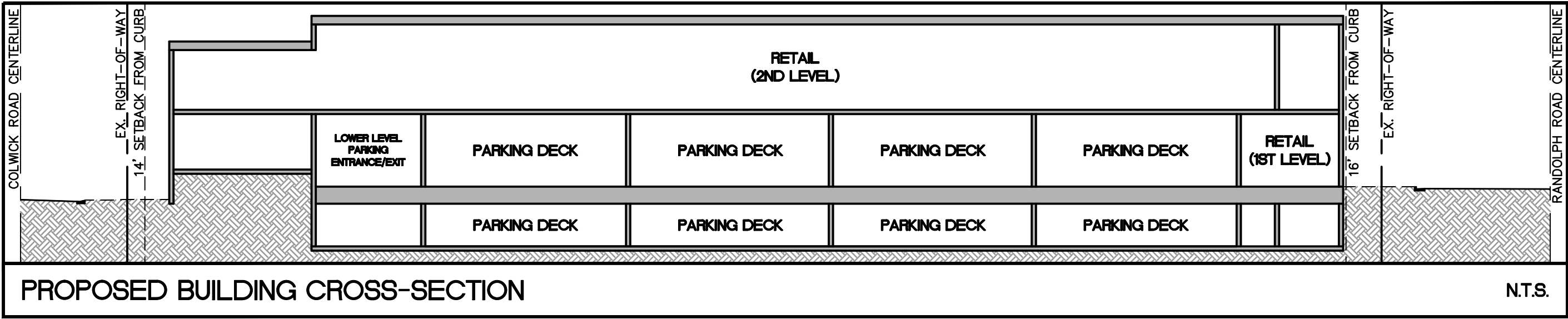
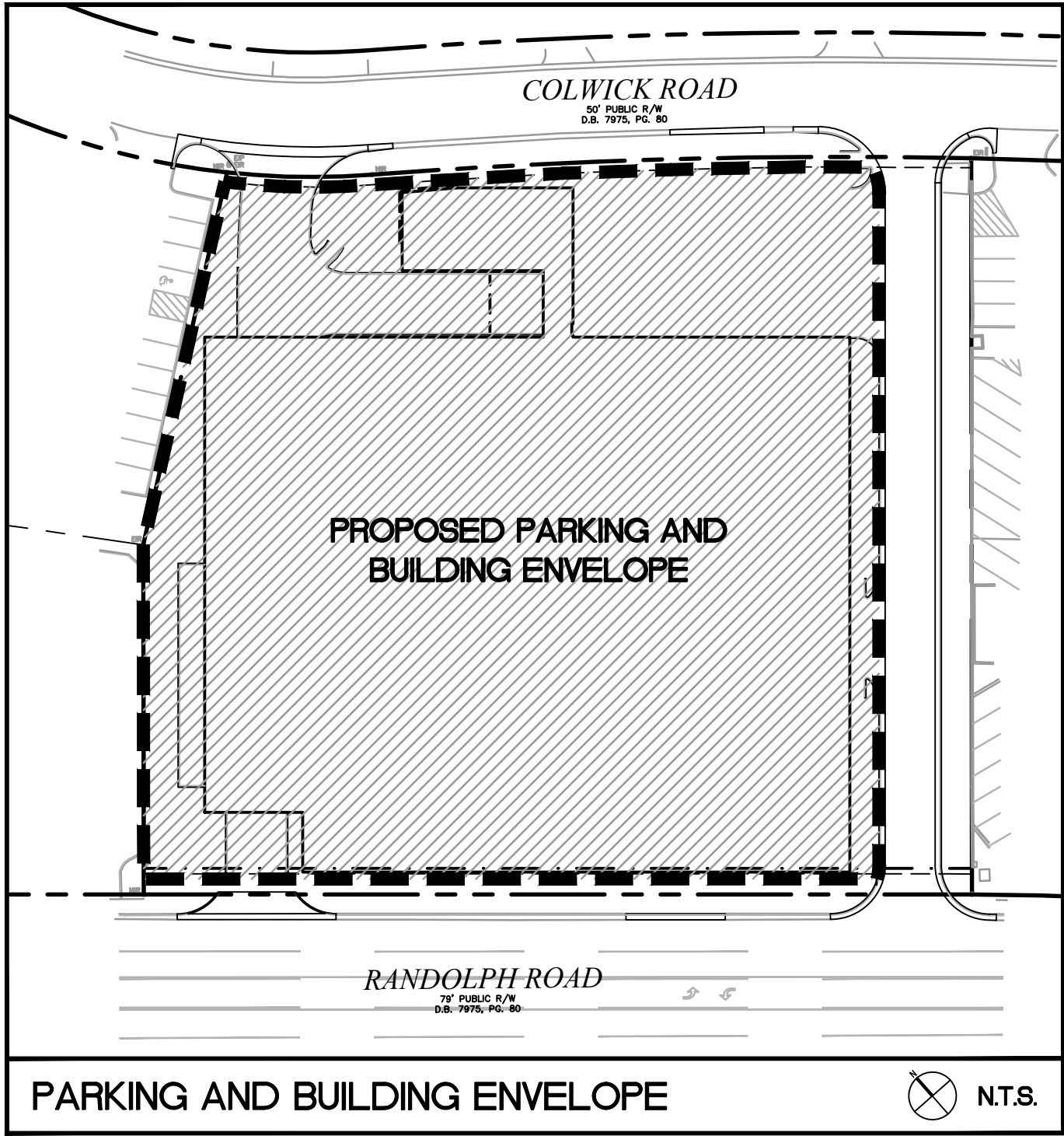
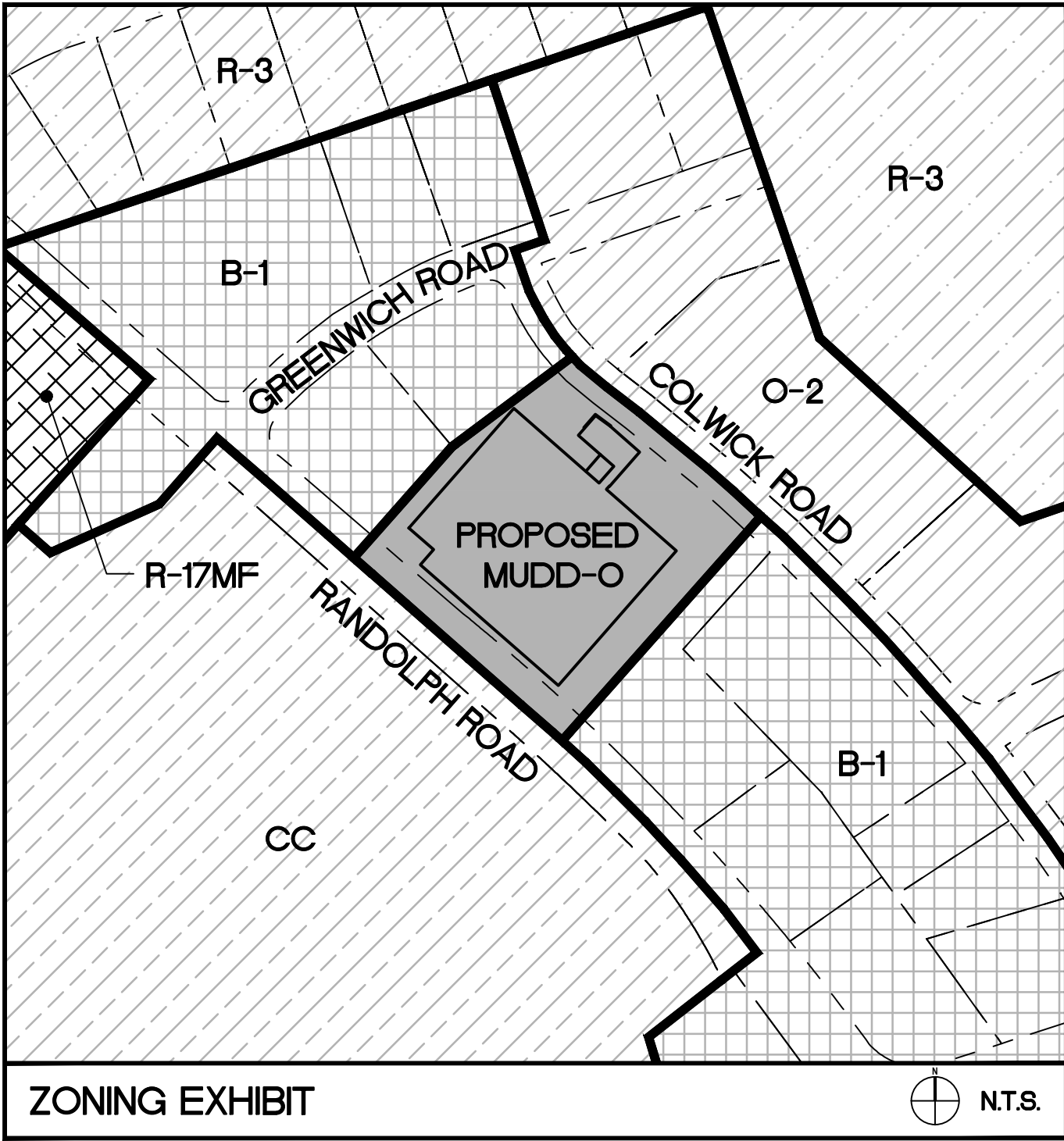
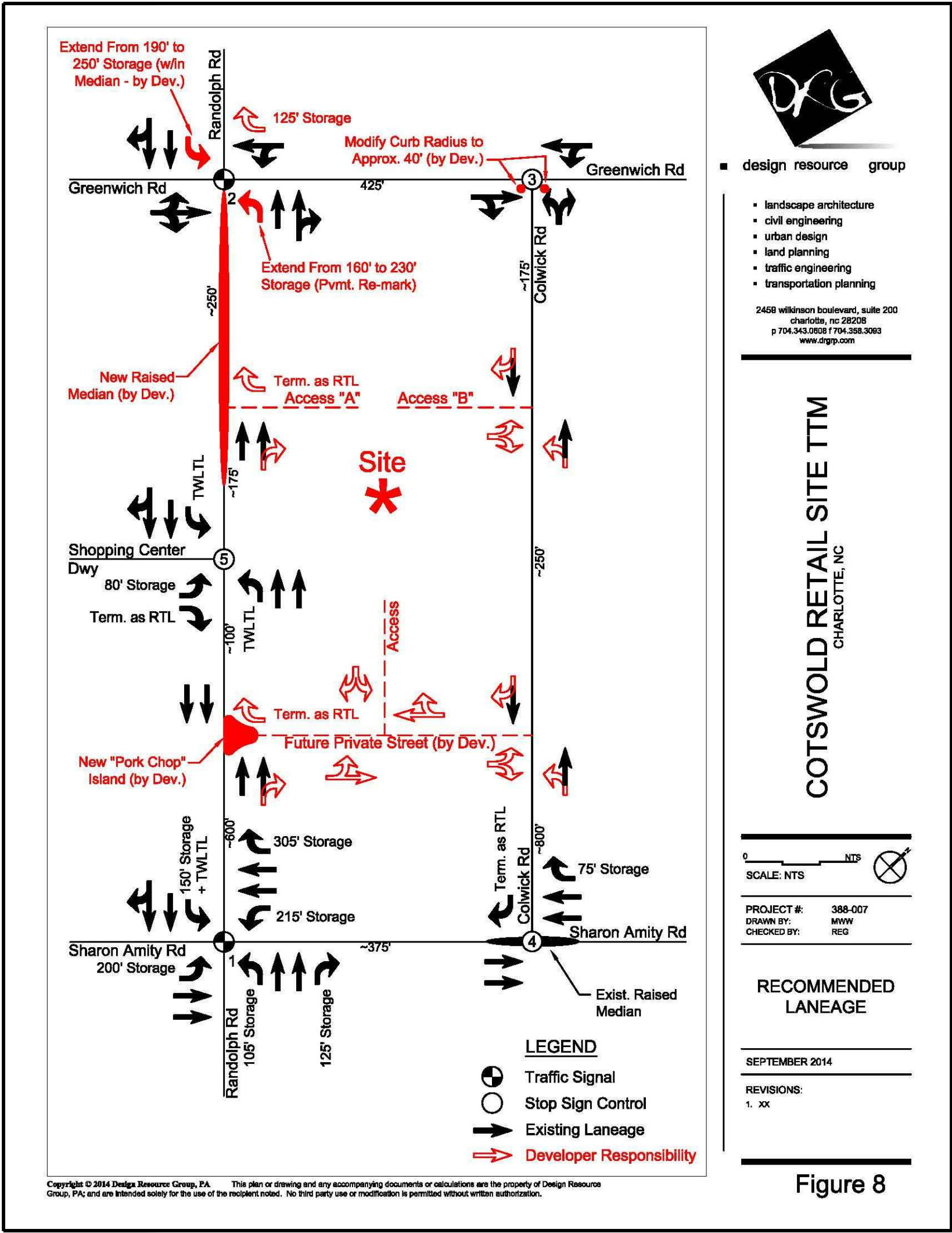


## RZ-2

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## COTSWOLD RETAIL REZONING

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## REZONING EXHIBITS

Project No.  
4244

Issued  
09/22/14

Revised



## RZ-3

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CHICAGO TITLE INSURANCE COMPANY  
COMMITMENT NO. 14-01279CH  
EFFECTIVE DATE: JANUARY 17, 2014  
SCHEDULE B-II EXCEPTIONS:

1-3. STANDARD TITLE EXCEPTIONS.

6. TERMS AND PROVISIONS OF THE LEASE BY AND BETWEEN SILVER FAMILY LL, A NORTH CAROLINA LIMITED LIABILITY COMPANY ("LANDLORD") AND COTSWOLD PARTNERS, LLC, A FLORIDA LIMITED LIABILITY COMPANY ("TENANT"). A MEMORANDUM OF WHICH IS RECORDED IN BOOK \_\_\_\_\_, PAGE \_\_\_\_\_, DOCUMENT NOT PROVIDED FOR REVIEW.

AS SURVEYED PROPERTY DESCRIPTION:

BEING THAT CERTAIN PARCEL OF LAND LYING AND BEING IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT NGS MONUMENT "M 073" HAVING NC GRID NAD83 COORDINATES OF N.523.62711 FT. E.1.461.944.86 FT. THENCE N 29°38'06" E A HORIZONTAL GROUND DISTANCE OF 78.44 FEET TO AN EXISTING IRON ROD LOCATED ON THE EASTERN MARGIN OF THE RIGHT-OF-WAY OF RANDOLPH ROAD (A 79 FT PUBLIC RIGHT-OF-WAY), THE POINT OF BEGINNING, SAID IRON ALSO BEING LOCATED AT THE WESTERLY MOST CORNER OF THE BIB, LLC PROPERTY AS DESCRIBED IN DEED BOOK 9503, PAGE 105 OF THE MECKLENBURG COUNTY REGISTRY; THENCE WITH THE EASTERN MARGIN OF THE RIGHT-OF-WAY OF RANDOLPH ROAD N 48°45'32" W A DISTANCE OF 333.00 FEET TO A NEW IRON ROD, SAID IRON ROD BEING LOCATED AT THE SOUTHERLY MOST CORNER OF THE GREEN-RAN ASSOCIATES PROPERTY AS DESCRIBED IN DEED BOOK 4371, PAGE 855 OF THE MECKLENBURG COUNTY REGISTRY; THENCE WITH THE AFORESAID GREEN-RAN ASSOCIATES PROPERTY N 41°09'54" E A DISTANCE OF 140.50 FEET TO AN EXISTING IRON ROD, SAID IRON ROD BEING LOCATED AT THE SOUTHERLY MOST CORNER OF THE SOUTHGROU P. CO GREENWICH, LLC PROPERTY AS DESCRIBED IN DEED BOOK 21200, PAGE 464 OF THE MECKLENBURG COUNTY REGISTRY; THENCE WITH THE AFORESAID SOUTHGROU P. CO GREENWICH, LLC PROPERTY N 53°53'29" E A DISTANCE OF 153.42 FEET TO A NEW IRON ROD, SAID IRON ROD BEING LOCATED ON THE WESTERN MARGIN OF THE RIGHT-OF-WAY OF COLWICK ROAD (A 50 FT PUBLIC RIGHT-OF-WAY), THENCE WITH THE WESTERN RIGHT-OF-WAY OF COLWICK ROAD THE FOLLOWING 2 CURVES AND DISTANCES: 1) WITH A CURVE TURNING TO THE LEFT WITH AN ARC LENGTH OF 58.38 FEET, WITH A RADIUS OF 315.00 FEET, WITH A CHORD BEARING OF S 47°50'20" E, WITH A CHORD LENGTH OF 58.30 FEET TO A NEW IRON ROD; 2) WITH A CURVE TURNING TO THE RIGHT WITH AN ARC LENGTH OF 241.01 FEET, WITH A RADIUS OF 2450.18 FEET, WITH A CHORD BEARING OF S 50°19'51" E, WITH A CHORD LENGTH OF 240.91 FEET TO AN EXISTING IRON ROD, SAID IRON ROD BEING LOCATED AT THE NORTHERLY MOST CORNER OF THE AFORESAID BIB, LLC PROPERTY; THENCE WITH THE AFORESAID BIB, LLC PROPERTY S 41°09'59" W A DISTANCE OF 295.85 FEET TO THE POINT AND PLACE OF BEGINNING, CONTAINING 95,061 SQ. FT. (2.1823 ACRES) ACCORDING TO A SURVEY BY R.B. PHARR & ASSOCIATES, P.A. DATED MARCH 8, 2014, MAP FILE NO. W-4525.

LEGEND:

C&G - CURB & GUTTER  
CB - CATCH BASIN  
CGF - COMBINED GRID FACTOR  
CP - CALCULATED POINT  
C/O - CLEAN OUT  
D.B. - DEED BOOK  
ECM - EXISTING CONCRETE MONUMENT  
EP - EXISTING IRON PIPE  
EIR - EXISTING IRON ROD  
EN - EXISTING NAIL  
FC - FIRE CONNECTION  
FH - FIRE HYDRANT  
FOB - FIBER OPTIC BOX  
GDP - GUARD POST  
GM - GAS METER  
GV - GAS VALVE  
GW - GUT WIRE  
LP - LIGHT POLE  
(M) - MEASURED  
M.B. - MAP BOOK  
N.G.S. - NATIONAL GEODETIC SURVEY  
NR - NEW IRON ROD  
NN - NEW NAIL  
PB - POWER BOX  
PIN - PARCEL IDENTIFICATION NUMBER  
PM - POWER METER  
PP - POWER POLE  
PG - PAGE  
(R) - RECORD  
R/W - RIGHT-OF-WAY  
RCP - REINFORCED CONCRETE PIPE  
SDMH - STORM DRAIN MANHOLE  
SSMH - SANITARY SEWER MANHOLE  
TB - TELEPHONE BOX  
TERR - TERRACOTTA PIPE  
TMH - TELEPHONE MANHOLE  
WB - WATER BOX  
WM - WATER METER  
WT - WATER VALVE

LINE LEGEND:

EASEMENT  
FENCE  
PROPERTY LINE  
PROPERTY LINE (NOT SURVEYED)  
RIGHT-OF-WAY  
RIGHT-OF-WAY (NOT SURVEYED)  
SETBACK  
FIBER OPTIC LINE  
GAS LINE  
POWER LINE  
POWER LINE (UNDERGROUND)  
SANITARY SEWER PIPE  
STORM DRAIN PIPE  
TELEPHONE LINE  
TELEPHONE LINE (UNDERGROUND)  
WATER LINE  
WOOD FENCE

UTILITIES:

POWER  
DUKE POWER ENERGY  
1-800-777-9898

TELEPHONE  
BELL SOUTH TELECOMMUNICATIONS  
1-888-757-6500

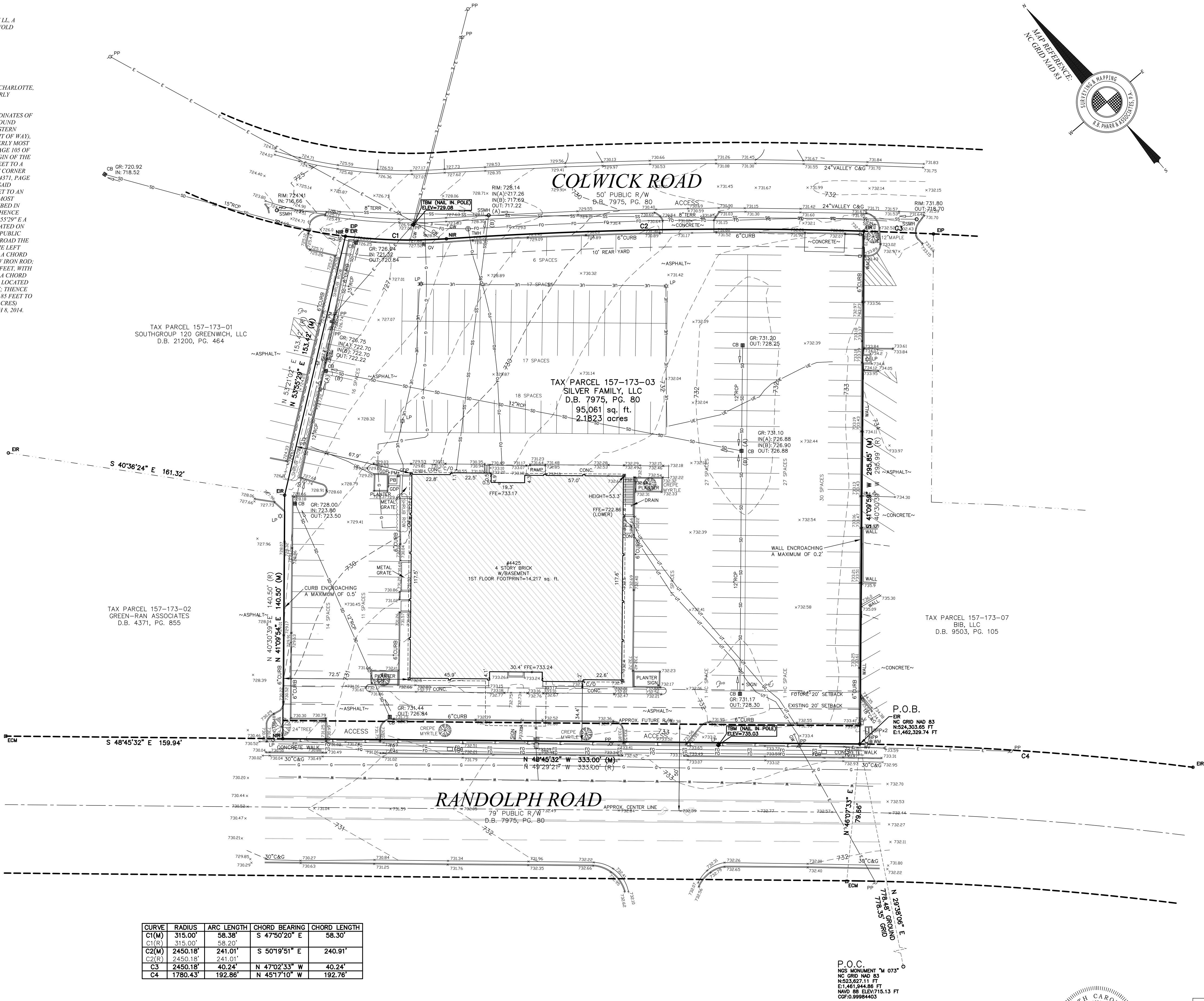
WATER & SEWER  
CHAR-MECK. UTILITY DEPT. (CMUD)  
(704) 336-2564 WATER  
(704) 357-6064 SEWER

GAS  
PIEDMONT NATURAL GAS CO.  
1-800-752-7504

CABLE TELEVISION  
TIME WARNER CABLE  
1-800-892-2253



Know what's below.  
Call before you dig.



P.O.C.  
NGS MONUMENT "M 073"  
NC GRID NAD 83  
N523.62711 FT  
E1.461.944.86 FT  
NAVD 88 ELEV 715.13 FT  
CGF 0.99984403

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 19, 2014, MAP NUMBER: 3710456200 K, ZONE X

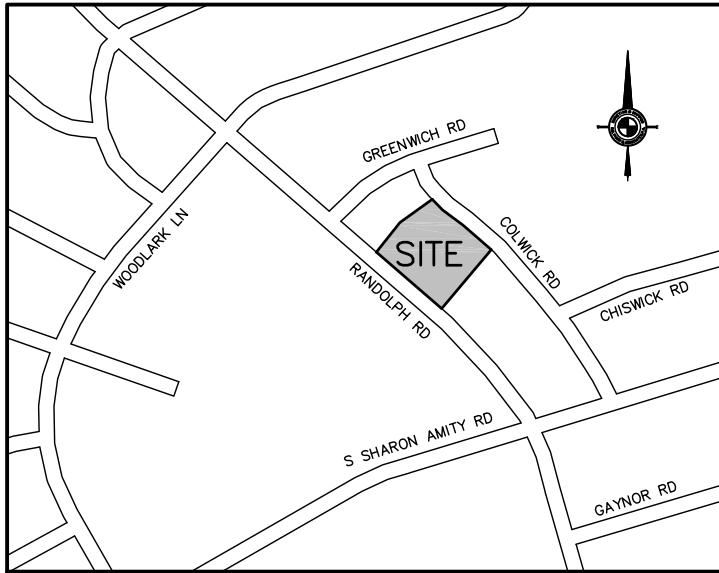
THIS IS TO CERTIFY THAT ON THE 8th DAY OF MARCH 20 14, AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE 1600 (21 NCAC 50) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 50 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

SIGNED Andrew B. Baker



REVISIONS			ALTA/ACSM LAND TITLE SURVEY PREPARED FOR:		
			STILES CORPORATION		
			4425 RANDOLPH RD CITY OF CHARLOTTE MECKLENBURG COUNTY, N.C. DEED REFERENCE: 7975-80 TAX PARCEL NO: 157-173-03		
			R.B. PHARR & ASSOCIATES, P.A.		
			SURVEYING & MAPPING 420 HAWTHORNE LANE, CHARLOTTE, NC 28204 TEL: (704) 376-2186		
CREW:	DRAWN:	REVISED:	SCALE:	DATE:	FILE NO. W-4525
EH	CEB		1"=30'	MARCH 8, 2014	JOB NO. 80954

PLOTTED: 3/17/2014  
G:\8094\80954\DWG\80954.DWG



VICINITY MAP  
NOT TO SCALE

NOTES:

1. THIS PLAT IS NOT FOR RECORDATION AS PER G.S. 47-30 AS AMENDED.
2. ALL CORNERS MONUMENTED AS SHOWN.
3. ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES UNLESS OTHERWISE NOTED.
4. THE LOCATION OF UNDERGROUND UTILITIES SHOWN ON THIS MAP IS APPROXIMATE, BASED ON INFORMATION PROVIDED BY OTHERS OR BY FIELD LOCATION. UTILITY LOCATIONS AS SHOWN HEREON ARE INTENDED FOR PLANNING ONLY. ACTUAL LOCATION, SIZE, OR DEPTH OF LINE SHOULD BE VERIFIED WITH THE INDIVIDUAL UTILITY COMPANY BEFORE CONSTRUCTION.
5. SITE LOCALIZED TO AND ELEVATIONS BASED ON N.G.S. MONUMENT "M 073", ELEVATION = 715.13 FEET, NAVD 88.
6. BROKEN LINES INDICATE PROPERTY LINES NOT SURVEYED.
7. RANDOLPH ROAD IS SHOWN AS A "MAJOR THOROUGHFARE" ON THE MECKLENBURG-UNION METROPOLITAN PLANNING ORGANIZATION THOROUGHFARE PLAN OF 2004 AND MAY BE SUBJECT TO A FUTURE RIGHT-OF-WAY OF 50' FROM CENTERLINE.
8. 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.

ZONING:

ZONING RESTRICTIONS AS PER ZONING ORDINANCE:  
SUBJECT PROPERTY ZONED: B-1

MINIMUM SETBACK: 20 FT  
MINIMUM SIDE YARD: NONE\*(NONRESIDENTIAL)  
MINIMUM REAR YARD: 10 FT (NONRESIDENTIAL)  
MAXIMUM BUILDING HEIGHT: 40 FT

\*NO SIDE YARD IS REQUIRED, BUT IF THEY ARE PROVIDED, THE FIRST ONE MUST BE A MINIMUM OF 8 FEET AND IF A SECOND ONE IS PROVIDED, IT MUST BE A MINIMUM OF 4 FEET. HOWEVER, IN ANY COMBINATION, THERE SHALL BE A MINIMUM OF 8 FEET BUILDING SEPARATION AT THE SIDE YARDS.

FOR FURTHER INFORMATION CONTACT THE CHARLOTTE-MECKLENBURG ZONING DEPARTMENT AT 704-336-3569.

PARKING:

REGULAR PARKING SPACES 194  
HANDICAPPED PARKING SPACES 2  
TOTAL PARKING SPACES 196

ALTA/ACSM CERTIFICATION:

TO: STILES CORPORATION; COTSWOLD PARTNERS, LLC, A FLORIDA LIMITED LIABILITY COMPANY; AND CHICAGO TITLE INSURANCE COMPANY:

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2011 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 2, 3, 4, 5, 6(a), 7(a), 7(b)(1), 7(c), 8, 9, 11(b), AND 13 OF TABLE A THEREOF. THE FIELD WORK WAS COMPLETED ON MARCH 8, 2014.

Andrew B. Baker

ANDREW B. BAKER (L-4542)  
PROFESSIONAL LAND SURVEYOR  
abaker@rpharr.com

03-17-14  
DATE