

(3.) In all buffer areas where existing trees and natural vegetation have been cleared to accommodate walls, fences, signs, or the installation of utility construction, the cleared, unimproved areas will be landscaped as required by Section 12.302 of the Ordinance. 4.) Off-street parking spaces and stormwater retention areas may not be installed within buffer areas

Landscaped Areas and Screening

Accessory Uses

- 1. Screening and landscaped areas shall conform with the standards and treatments
- specified in Section 12.208 and Section 12.303 of the Ordinance. 2. Dumpster and service areas will be screened from Choate Circle and from adjacent
- properties in a manner, which satisfies or exceeds the requirements of the Ordinance and dumpsters must be provided with gated enclosures.

Petitioners agree to maintain existing natural vegetation within the setback areas off of Choate Circle, except to the extent necessary to accommodate the access points depicted on the Technical Data Sheet, project identification signs within the general areas of such access points and utility lines and further agree to install supplemental planting to provide additional screening where needed. The petitioners, however, reserve the right to remove vines, underbrush and small understory trees (less than two inches) within any naturally vegetated area for the purpose of improving the overall appearance of the area. Access Points

- 1. Vehicular access to Tract I from Choate Circle will be limited to the existing two driveways depicted on the Technical Data Sheet.
- 2. Vehicular access to Tract II from Choate Circle will be limited to one driveway, as depicted on the Technical Data Sheet, and such driveway will be located in the general area depicted thereon. The configuration and ultimate location of this access point within Tract II, however, are subject to minor modifications required to accommodate final site and architectural Engineering Department and the North Carolina Department of Transportation.

Signs

- 1. A master signage and graphic systems will be adopted and implemented throughout Tract I and a master signage and graphic system will be adopted and implemented throughout Tract II. 2. All signs placed on the Site will be erected in accordance with the requirements of the
- Ordinance. 3. Permanent project identification signs and directional signs may be located alone
- Choate Circle as permitted by the Ordinance. Parking the communications tower installation), Petitioner agrees to dedicate to the Charlotte Department of 1. All off-street parking will, at a minimum, satisfy the standards established under the
  - Ordinance. 2. No parking areas may be constructed within buffer areas, setback areas, side yard or
  - rear yards, or except to the extent depicted on the Technical Data Sheets, within any floodway fringe area.
  - 3. Parking areas may be constructed on Tract I within each of the Building/Parking Development Areas and each of the Parking Areas established on this Technical Data
  - 4. Parking Areas may be constructed on Tract II within the Building/Parking Envelope depicted on this Technical Data Sheet.

  - 5. All new parking areas will be screened as required by the Ordinance.

No building may be installed within the floodplain fringe areas depicted on the Technical Data Sheet and no filing may take place within floodplain fringe or flood encroachment areas except those areas specifically depicted on the Technical Data Sheet.

## Lighting

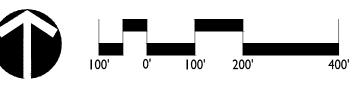
- 1. A uniform lighting system will be employed throughout Tract I and a uniform lighting system will be employed throughout Tract II. 2. All direct lighting within the Site (except street lights which may be erected along Choate
- Circle) shall be designed such that direct illumination does not extend past any property lines onto adjoining properties. Consideration will be given to the impact of lighting both within and without the perimeter of the Site. Items for consideration will include intensity, cutoff angles, color, energy efficiency and shielding of sources of light, the intent being to eliminate glare towards Choate Circle and adjacent properties.  $\chi$  3. The maximum height of any outside lighting fixture, including its base, shall not exceed
- 20 feet in height 4. Communication tower shall be illuminated only as required by the Federal Communications Commission (FCC), FAA or other state or federal agency of competent iurisdiction
- Architectural Controls 1. No building constructed on the Site may exceed 2 stories or 40 feet in height. Communications tower shall be constructed of painted or unpainted galvanized statements the applicable standards of the Federal Aviation Authority (FAA), or other state or federal agencies. No advertising shall be attached to the tower.
- Communications tower will not exceed 210 feet in height. stormwater Management
- 1. Stormwater runoff from the Site will be managed in accordance with the requirements of Mecklenburg County. 2. Stormwater retention structures shall not be permitted in any buffer area or in setback
- area off Choate Circle.
- Amendment to this Rezoning Plan

Future amendments to the Technical Data Sheet and these development Standards involving Tract I and/or Tract II may be applied for by the then owner or owners of the tract or tracts involved in accordance with Chapter 6 of the Ordinance. Binding Effect of the Rezoning Application

If the Petitioners' Rezoning Petition is approved, the development program established under the Development Standards, the Technical Data Sheet and other supportive documents shall, unless amended in the manner provided under the Ordinance, be binding upon and inure to the benefit of the Petitioners and their respective successors in interest and assigns.

## Definition of the term "Petitioners"

Throughout this Rezoning Petition, the term "Petitioners," shall, with respect to each tract, be deemed to include the successors in interest and assigns of the Petitioner or Petitioners who may at any given point in time be involved in the ownership or development of one or both of Tracts I and II.



USA, INC.	Ŧ
DNING PETITION NO. 2015-005	-
HOATE CIRCLE, CHARLOTTE, NC	7
NICAL DATA SHEFT	> 5

S A

• -

1\_\_\_\_