Thomas H. Johnson, Jr. Member Admitted in NC

January 26, 2016

### Via UPS Overnight Delivery

Charlotte-Mecklenburg Planning Department Attn: Land Development – Ms. LaQuett White 600 East Fourth Street Charlotte, NC 28202

Re:

Proposed Telecommunication Tower at 8120 Newell Farm Road

Rezoning Petition # 2016-023

Dear Ms. White:

Our firm is counsel for American Towers, LLC ("ATC) and we submit this letter and its contents on behalf of ATC as applicant for the proposed tower.

Charleston

Charlotte

In support of our Rezoning Application, please find enclosed the following documents:

Columbia

1. Summary of Community Meeting held on January 19, 2016;

Greensboro

2. Original Meeting Notice (Exhibit A);

Greenville

3. Lists of Invitees (Exhibit B); and

Hilton Head

Sign in Sheet from Community Meeting (Exhibit C).

If you have any questions, please do not hesitate to contact me.

Myrtle Beach

Sincerely,

Raleigh

Thomas H. Johnson

**Enclosures** 

4141 Parklake Avenue **T** 919.786.2764

Suite 200 F 919.890.4553

Raleigh, NC 27612 E TJohnson@nexsenpruet.com www.nexsenpruet.com Nexsen Pruet, PLLC

**Attorneys and Counselors at Law** 

## COMMUNITY MEETING REPORT

Petitioner: American Towers, LLC Rezoning Petition No. 2016-023

This Community Meeting Report is being filed with the Office of the City Clerk and the Charlotte-Mecklenburg Planning Commission pursuant to the provisions of the City of Charlotte Zoning Ordinance.

PERSONS AND ORGANIZATIONS CONTACTED WITH DATE AND EXPLANATION OF HOW CONTACTED:

A representative of the Petitioner mailed a written notice of the date, time and location of the Community Meeting to the individuals and organizations set out on Exhibit A attached hereto by depositing such notice in the U.S. mail on January 6<sup>th</sup>, 2016. A copy of the written notice is attached hereto as Exhibit B.

# DATE, TIME AND LOCATION OF MEETING:

The Community Meeting was held Tuesday, January 19<sup>th</sup>, 2016 at 6:00pm-7:30pm at Newell Presbyterian Church located at 1500 Rocky River Road W, Charlotte, NC 28213.

PERSONS IN ATTENDANCE AT MEETING (see attached copy of sign-in sheet):

The Community Meeting was attended by those individuals identified on the sign-in sheet attached hereto as Exhibit C. The Petitioner was represented at the Community Meeting by Christopher Kouri, Attorney with Nexsen Pruet, Agent for American Towers, LLC.

# SUMMARY OF PRESENTATION/DISCUSSION:

In advance of the meeting, the Petitioner's agent, Christopher Kouri of Nexsen Pruet, had a telephone discussion with the Minister of Newell Presbyterian Church and then met a representative of the Church to open the facility where the community meeting was to take place. At about 6pm, Mr. Kouri welcomed John Neilson, the sole attendee and discussed with Mr. Neilson the Petitioner's project. Responding to specific questions, Mr. Kouri explained to Mr. Neilson the design and style of the proposed telecommunications tower and answered Mr. Neilson's questions regarding ownership of the land and participation of his neighbors in this project. Mr. Kouri further explained how the parcel was originally zoned for a sports complex that was abandoned, thus requiring this rezoning petition. Mr. Kouri explained the proposed rezoning designation is for MUDD (mixed use development district). Mr. Kouri stated that the purpose of the meeting was to discuss the rezoning request and the conditional site plan and respond to questions and concerns from nearby residents and property owners. Mr. Neilson seemed informed on the process of rezoning matters and is active for his community, serving as President of the Autumnwood Neighborhood Association.

Mr. Neilson and Mr. Kouri reviewed several of the site plans together, including those showing the tree save area, the monopine tower and the proximity to various roads.

In addition to asking who owned the land and why the monopine design was to be used, Mr. Neilson also inquired which party initiated talks for the tower at this location and seemed resigned that if the City and landowners were okay with the project, then it was okay generally.

Respectfully submitted, this 26th day of January, 2016.

cc: LaQuett White, Charlotte-Mecklenburg Planning Department

Thomas H. Johnson, Jr. Member Admitted in NC

January 6, 2016

### NOTICE TO INTERESTED PARTIES OF COMMUNITY MEETING

Subject:

Community Meeting – Rezoning Petition filed by American

Towers, LLC to rezone approximately 2.8 acres located at 8120 Newell Farm Road to allow the development of a 195'

Monopine Telecommunications Tower.

Date and Time

of Meeting:

Tuesday, January 19, 2016 at 6:00pm – 7:30 pm

Place of Meeting:

Newell Presbyterian Church

1500 Rocky River Rd. W, Charlotte, NC 28213

Petitioner:

American Towers, LLC

Petition No.:

2016-023

Charleston

Charlotte

Columbia

Greensboro

Greenville

Hilton Head

Myrtle Beach

Raleigh

We are assisting American Towers, LLC (the "Petitioner") in connection with a Rezoning Petition that has been filed with the Charlotte-Mecklenburg Planning Commission seeking to rezone an approximately 2.8 acre site (the "Site") located at 8120 Newell Farm Road from the I-1 (CD) zoning district to MUDD-O zoning district. The purpose of the rezoning is to permit the development of a 195' Monopine Telecommunications tower to support several wireless services in your area. This structure will provide collocation space to support several wireless service providers in order to improve wireless service in this area of Charlotte.

In accordance with the requirements of the City of Charlotte Zoning Ordinance, the Petitioner will hold a Community Meeting prior to the public hearing on this Rezoning Petition for the purpose of discussing this rezoning proposal with nearby property owners and organizations. The Charlotte-Mecklenburg Planning Commissions' records indicate that you are either a representative of a registered neighborhood organization or an owner of property that adjoins, is located across the street from, or is near the Site.

Accordingly, on behalf of the Petitioner, we give you notice that representatives of the Petitioner will hold a Community Meeting regarding this Rezoning Petition on

4141 Parklake Avenue **T** 919.786.2764 Raleigh, NC 27612 www.nexsenpruet.com

Suite 200 F 919.890.4553

**■** TJohnson@nexsenpruet.com Nexsen Pruet, PLLC

**Attorneys and Counselors at Law** 



January 6, 2016 Page 2

Tuesday, January 19, 2016 at 6:00-7:30pm at the Newell Presbyterian Church located at 1500 Rocky River Rd. W, Charlotte, NC 28213. The Petitioner's representatives look forward to sharing this rezoning proposal with you and to answering any questions you may have with respect to this Rezoning Petition.

In the meantime, should you have any questions or comments about this matter, please call me at 919-755-1800.

Very truly yours,

Thomas H. Johnson, Jr.

Morro Apples

cc: Mr. Gregory Phipps, Council Member, District 4

Date Mailed: 1/6/16

Pet No	TaxPID	ownerlastn	ownerfirst	cownerfirs	cownerlast	mailaddr1	mailaddr2 city		state z	zipcode
2016-023		ALSTON	ANGELEE L			8422 ROMANA RED LN	Ö	CHARLOTTE	NC 2	28213
2016-023		CANADY	SHAWN P			1500 CHILFORD CT	<del>ن</del>	CHARLOTTE N	IC 2	28213
2016-023		GROTE	DALEA			8007 OLD CONCORD RD	t	CHARLOTTE N	JC 2	28213
2016-023		HARBIG	JOHN MATTHEW II			1504 CLIFFORD CT	Ċ	CHARLOTTE N	C 2	28213
2016-023		HOPE	TONYAL	CARLOS A	HOPE	8426 ROMANA RED LN	ָל	CHARLOTTE N	(C 2	28213
2016-023		10501484 M/I HOMES OF CHARLOTTE LLC				9335 HARRIS CORNERS PARKWAY	SUITE 100 CH	CHARLOTTE N	ر اد	28269
2016-023		10501569 M/I HOMES OF CHARLOTTE LLC				9335 HARRIS CORNERS PARKWAY	SUITE 100 CH	CHARLOTTE 1	ر د 2	28269
2016-023		10501570 M/I HOMES OF CHARLOTTE LLC				9335 HARRIS CORNERS PARKWAY	SUITE 100 CH	CHARLOTTE 1	C 2	28269
2016-023		10501235 MAUDE U LLC				1001 E. W T HARRIS BLVD	SUITE P271 CH	CHARLOTTE P	ر د	28213
2016-023		10501201 MCLAUGHLIN LIVING TRUST THE		JAMES W	MCLAUGHLIN	PO BOX 17	Z	NEWELL P	C 2	28126
2016-023		10501202 MCLAUGLIN LIVING TRUST THE		JAMES W	MCLAUGHLIN	PO BOX 17	Z	NEWELL P	ر د	28126
2016-023		04919115 NEWELL PRESBYTERIAN	CHURCH			PO BOX 68	Z	NEWELL 1	ر 2	28126
2016-023		04919117 NEWELL PRESBYTERIAN	CHURCH TRUSTEES			PO BOX 68	Z	NEWELL P	ر د	28126
2016-023		04919118 NEWELL PRESBYTERIAN	CHURCH TRUSTEES			PO BOX 68	Z	NEWELL 1	ر 2	28126
2016-023		04919119 NEWELL PRESBYTERIAN	CHURCH TRUSTEES			PO BOX 68	Z	NEWELL 1	ار 2	28126
2016-023		04919116 NEWELL PRESBYTERIAN CHURCH				1500 ROCKY RIVER RD WEST	ל <u>י</u>	CHARLOTTE !	2	28213
2016-023		10501210 NEWELL PRESBYTERIAN CHURCH				1500 ROCKY RIVER RD WEST	ל ל	CHARLOTTE	2	28213
2016-023		10501214 NEWTON	FRANK C JR	NANCY E	NEWTON	1806 ROCKY RIVER RD	Ö	CHARLOTTE	Z Z	28213
2016-023		10501203 PISTONE	TOM	CRYSTAL	PISTONE	12536 CALDWELL RD	Ö	CHARLOTTE	C 2	28213
2016-023		RIAZ	SOFIA	MOHAMMED	RIAZUDDIN	8418 ROMANA RED LN	Ö	CHARLOTTE	2	28213
2016-023		10501444 SREDNICK	MATTHEW ALEXANDER			8423 ROMANA RED LNY	Ö	CHARLOTTE	ر د	28213
2016-023	10501223	2016-023 10501223 UNIVERSITY CITY CHURCH				7829 OLD CONCORD RD	ס	CHARLOTTE	, ,	28213
2016-023	04921118 WATERS	WATERS	K MARTIN III	ROBIN W	GRIFFITH	1230 SCOTLAND AVE		CHARLOTTE	Ş	28207
2016-023	04919130	2016-023 04919130 WILLIAMS	TIMOTHY S	SARAH GEIS	WILLIAMS	8001 OLD CONCORD RD	ס	CHARLOTTE	, ,	28213



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MailCity	Charlotte	Charlotte	Charlotte	Charlotte	Charlotte	Charlotte	Charlotte	Charlotte	Charlotte	Charlotte	Newell	Charlotte
MailAddres	7117 Leaves Lane	7515 Batavia Lane	7714 Pickering Drive	1806 Rocky River Road	730 Foxborough Road	1914 Yaupon Road	6208 Donna Drive	1016 Autumnwood Lane	6501 Stonehill Court	7117 Leaves Lane	Post Office Box 386	7041 Summer Place
OrgLabel	Garden Renaissance In The South (GRITS)	Forest Glenn Neighborhood	Newell Place NA	Newell Assoc.	Olde Concord Assoc.	Seven Oaks Neighborhood	Meadowbrook Neighborhood Watch Assoc.	Autumnwood Comm. Assoc.	Autumnwood Comm. Assoc.	Toby Creek Alliance	Knollwood HOA	Autum Wood
LastName	Boekelheide	Olson	Bradlev	Newton	Hagood	Moore	Stover	Neilson	Upchurch	Boekelheide	Smith	Jett
Pet. No. FirstName			2016-023 Dana					2016-023 John		2016-023 Don		2016-023 William

# COMMUNITY MEETING SIGN-IN SHEET PETITIONER: AMERICAN TOWERS, LLC DEVELOPMENT REZONING PETITION NO.: 2016-023 January 19, 2016

Please fill out completely. This information is used by the Planning Department to distribute material regarding this petition.

# Please PRINT CLEARLY.

Name	Address	Phone No.	Email
Name John Weilson Jahn Neikon			1 . HIN HUCO
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Am lesson	gutumnwood	973/	caenore
	211.		
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		EXHIBIT	

-Phil-

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