

**DEVELOPMENT SUMMARY** 

Existing Zoning: R-22MF
Veterans Park Zoning: R-4
Proposed Zoning: MUDD-C

Proposed Uses:
Residential: 1,000 Units Maximum
Retail: 30,000 SF Maximum

Maximum Building Height: 120'

7.39 Acres 0.76 Acres 0.56 Acres 3.25 Acres 20.23 Acres Street / Mews ROW Area:

SWIM Buffer: Net DevelopableArea:

In accordance with the development standards, this schematic site plan that accompanies the technical data sheet is schematic in nature and the exact alignment of streets, access points, the configuration and placements of parking and service areas and the precise location, heights and masses of the buildings and parking areas, service areas and other individual site elements may be altered or modified within the limits prescribed by the ordinance during the design development and construction phases of the project.

Zoning Petition Number: 2006 - 026

Morningside
Iris Drive and McClintock Road

301.588.4800

Charlotte, N.C. Torti Gallas and Partners, Inc. 1300 Spring Street, 4th Floor Silver Spring, MD 20910

Thomas C. Graham Graham Development, Inc 3908 Chaucer Wood Atlanta, GA 30319

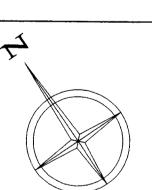
770 . 451 . 5953 Contact Coldwell Banker Commercial MECA 1800 Camden Road, Suite 108 Charlotte, NC 28203

Civil Engineer Brian D. Smith, P.E. Urban Design Partners 1318-e6 central avenue Charlotte, NC 28205 704 . 334 . 3303

704 . 971 . 6525

Traffic Consultant Amy Massey, P.E. Kimley - Horn and Associates, Inc. 4651 Charlotte Park Drive, Suite 300 Charlotte, NC, 28217 704 . 333 . 5131

Revisions

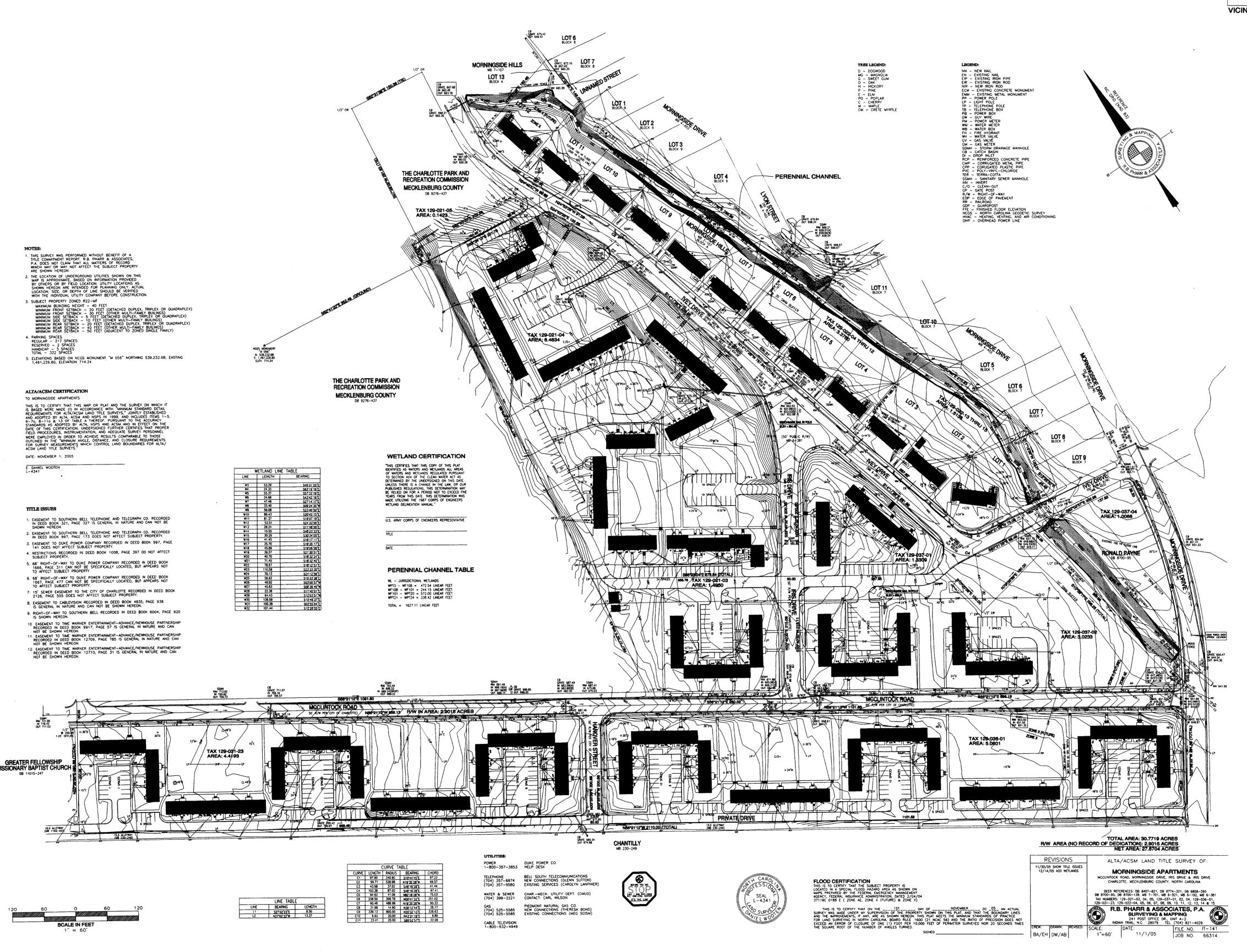


Technical Data Sheet

Principal In Charge Paul Mortensen

Job No. 05165.00

NOT FOR CONSTRUCTION



Morningside
Iris Drive and McClintock Road Charlotte, N.C.

Torti Gallas and Partners, Inc. 1300 Spring Street, 4th Floor Silver Spring, MD 20910

www.tortigallaschk.com Developer Thomas C. Graham Graham Development, Inc 3908 Chaucer Wood Atlanta, GA 30319 770 . 451 . 5953

301.588.4800

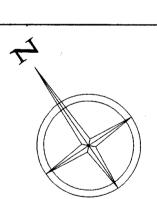
Contact Rob A. Pressley Coldwell Banker Commercial MECA 1800 Camden Road, Suite 108 Charlotte, NC 28203 704 . 971 . 6525

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Key Plan

Revisions



Survey Sheet

Date 02/20/06

Principal In Charge Paul Mortensen

Project Planner E.R.

Approved Drawn E.R.

Job No. 05165.00

Scale 1" = 100'

B.Statements with respect to the graphics which are set forth on exhibits accompanying the Technical Data Sheet 1. The ultimate layouts of the development proposed for each Block of the Site and the parcels or lots forming parts thereof, the exact alignments of streets, thoroughfares and points of access, the configurations and placements of parking areas and the precise locations, heights and masses of buildings and parking decks and other individual site elements 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 Block. The exact configurations, placements and sizes of individual site elements may be altered or modified within the limits prescribed by the Ordinance during the design development and construction phase. 2. Section 6.204 Conditions to approval of petition.

a. The City Council may approve the reclassification of property to a conditional use district or parallel conditional use district only upon determining that the proposed use will meet all standards and requirements in these regulations that are applicable to the proposed

b. In approving a petition for the reclassification of property to a conditional use or parallel conditional use district, the Planning Commission may recommend and the City Council may request that reasonable and appropriate conditions be attached to approval of the petition. Any such conditions should relate to the relationship of the proposed use to surrounding property, proposed support facilities such as parking areas and driveways, pedestrian and vehicular circulation systems, screening and buffer areas, the timing of development street and right-of-way improvements, water and sewer improvements, storm water drainage, the provision of open space, and other matters that the City Council may find appropriate or the petitioner may propose. Such conditions to approval of the petition may include dedication to the City, County or State, as appropriate, of any rights-of-way or easements for streets, water, sewer, or other public utilities necessary to serve the proposed development. Such conditions shall not include architectural review or controls unless proposed by the petitioner. The petitioner shall have a reasonable opportunity to consider and respond to any such conditions prior to final action by the City Council.

C.Permitted uses and building area restrictions 1. This proposal is intended to accommodate a mixed-use development principally residential with retail/restaurant and office uses, which will be interconnected with open space,

pedestrian and vehicular linkages. 2. The site may be devoted to any of the following uses: a. Up to 1,000 residential units including but not limited to detached single family homes and duplexes, bungalow courts, town homes, two over two town homes.

apartments, and condominiums. b.Up to 30,000 square feet of retail/restaurant and or office square footage located in the general vicinity indicated on the Technical Data Sheet

c. The square footage for outdoor dining, courtyards, and plazas are not included in the required parking calculations or in the allowed square footage. d. Additional accessory uses and structures allowed in the

MUDD-O zoning district with respect to Blocks 1 through 3. The site will generally consist of ten (10) Blocks as depicted

on the Technical Data Sheet. The exact configuration and location of the streets and blocks can be altered prior to final

4. The project will be completed as a single phase.

D.Setback, Side-yards and Rear Yards

1.All buildings constructed on Blocks 1 through 10 shall observe a 16 foot minimum setback from back of the curb and shall satisfy or exceed the rear yard and side yard requirements established under the Ordinance for the Mixed Use Development District-Optional 2. Rear yard setback shall be a minimum of 10 foot.

E.Design and Performance Standards

1. Architectural Controls a.All buildings constructed on the Site shall be architecturally compatible in appearance through the use of similar, as well as complementary building materials, colors and design, (given the consideration of use, height and mass of each building). The petitioner agrees to record restrictive covenants governing the use and development of the Site prior to the issuance of any building permits for improvements to the Site. The restrictive covenants will be enforced by the Property Owners Association and will provide for the

establishment of: i. A Property Owners Association ii. Use restrictions on the property no less restrictive and in keeping with the use restrictions

set forth in these Development Standards iii. Common area maintenance; and

iv. An Architectural Design Review Committee b. The Architectural Review Committee, which shall include one member of the Planning Commission, shall have responsibility for adopting and implementing guidelines for all development taking place within the Site. In addition to the foregoing, all development will be

subject to the following provisions. i. Dumpster areas will be enclosed on all four sides by an opaque wall with one side being a hinged opaque gate. If one or more sides of a dumpster area adjoin a side or rear wall of a building, then the side or rear wall may be substituted for a side. Where buildings are served by an alley, dumpsters

shall be located off of the alley. ii. The height of all buildings constructed on the Site shall not exceed 120' as set forth in the Zoning

Ordinance. (See Building Height Plan). iii.All building elevations for Blocks 1, 2, 3, 4, 5, 8 and the portion of block 10 adjacent to the SWIM buffer shall not exceed 3 stories. (See building height diagram, Page10 of the zoning application book) (tuck under parking will be permitted in addition to the three story height on the back side these

iv.In order to add interest and character, 30% maximum of the 3 story height buildings shall be permitted to extend up to 4 stories in blocks 1, 2, 3, 4, 5, 8 and 10.

v. All building elevations for Block 6 and buildings at the corner of Iris Drive and "Street A" in block 10 shall not exceed 5 stories.

vi.All building elevations for Block 7 shall not exceed viiAll building elevations for Block 9 shall not exceed

10 stories. viiAll roof mounted mechanical equipment will be screened from view from adjoining public right of way and abutting properties as viewed from grade.

ix.All buildings greater than 3 stories shall be composed with a base, middle and top. x. Architectural appurtenances such as chimneys, spires, copulas and/or roof deck trellises not more than 25% of the building's roof area are allowed to

extend above the building height. xi.Where adjacent buildings are of differing heights. the taller building shall employ string courses to match adjacent buildings and a three or four story delineation to establish a pedestrian realm. xiiBuildings above 80' shall deploy tapering

mechanisms at the top to allow the building to meet the sky with grace. e. Specific architectural elevations will be provided during permitting and should meet the following minimal

standards. i.Exterior walls shall not have a reflective value in excess of 36%. iiDoorways should provide a sense of entry and add

variety to the streetscape. All building entrances shall be from the building front, front yard or front courtyard. Where an alley is present, parking and

services shall be accessed through the alley. vFirst floors of buildings should be designed to encourage and compliment pedestrian scale activity with attention to adjacent public or private open spaces and existing streetscape improvements.

Buildings shall be designed so that ground level living areas (e.g. dining room, family room, etc.) rather than sleeping and service rooms, are oriented toward the fronting street and / or to the courtyard.

For office/retail uses on the first floor, windows and doors should be arranged so that the uses are visible from and/or accessible to the street on at least 50% of the length of the first floor street

For residential uses on the first floor, building should provide a sense of entry and have articulated facades that are visible from any public

Frontage types that provide a transition from public to private, indoor to outdoor at the main entrance to each building or dwelling, are required. xPorch frontages, dooryard frontages, forecourt frontages and stoop frontages are preferred types and may encroach into courtyard. For retail uses a shopfront frontage shall be use.

Porch frontages, dooryard frontages, forecourt frontages, stoop frontages and shopfront frontages shall project beyond the setback line

Canopies and other building entrances are permitted at the entrances of buildings and can only extend into ½ of the setback or nine feet. If the extension reaches into the public right of way an encroachment agreement is required. Where expanses of blank wall are

necessary, they may not exceed 20 feet in length. An amenity area such as, but not limited to, public or private parks/plazas, pedestrian trails, community clubhouse/swimming pools and community recreational facilities may be provided on the Site and is not included in the non-residential square footage calculations.

Buildings shall be located with primary facade along setback lines.

Buildings shall be located at block Buildings shall have two primary facades that are oriented to the two streets when

F. Screening Landscape and Open Space Areas

located at block corner.

a Since the development occurring on the Site is part of a unified master planned development, the urban open space requirements established and defined under Section 9.8506(4) of the Ordinance will be satisfied with reference to all Blocks of the site taken together.

b. Screening shall conform to the applicable standards of Section 12.303 of the Ordinance for the applicable zoning district governing portions of the Site.

c. Landscaping shall satisfy the requirements of the Ordinance for the MUDD-O zoning district and the City of Charlotte Tree Ordinance. d. Buildings located along Residential Streets McClintock

Road and Iris Drive facing Veterans Park will front on the park with residential entrances. e. Existing trees along the park shall be preserved and new entry paths and pedestrian sidewalks will be

constructed in coordination with the Parks and Recreation Department f. Public plazas shall be located on Block 7, 9 and 10. The size and shape may be altered during final plat.

(See Technical Data Sheet for location) g. Open spaces areas depicted on the Technical Data Sheet and Schematic Site Plan represents the approximate location and extent of the areas that will be

maintained as open space h. Community open spaces will be owned and maintained by a Property Owners Association established by the developer

i. Existing wooded areas in the open spaces will be preserved where practical, except where clearing may be done as required to accommodate installation of utilities, storm detention basins and erosion control measures, grading from streets, installation of pedestrian walkways and amenities.

i. In order to facilitate vehicular and pedestrian connections, an Agreement in Principle by the Parks Department has been endorse to include 0.43 acres of Veterans Park.

GSidewalks and Internal Streets

1. The petitioner shall install a six foot minimum sidewalk with a six foot minimum irrigated and drained landscape planting

strip along for all internal streets (MUDD-O) 2. As depicted on the Schematic Site Plan, the petitioner shall install internal sidewalks on the site that will provide pedestrian connections between the various buildings along the existing and proposed streets to existing sidewalks

located adjacent to the Site. 3. Internal streets shall be designed to have street trees at an average separation of 40 feet on-center with a six foot irrigated landscape planting strip.

1. The petitioner shall construct an extension of "Street A" crossing the existing stream and connecting to the existing Lyon Court and residential neighborhood to the east as enerally depicted on the Schematic Site Plan.

2. The petitioner is seeking to provide connections to Commonwealth Avenue and is working to determine if public ROW's still exists between the Blocks to the south of Blocks 1 and 2 to the south of Blocks 3 and 4.

1. Parking Decks a.All residential parking spaces shall be located within

500' from any given residential structure. b. All parking structures will be lined with residential / retail / office on the Primary Street edges of the parking deck so that the deck will be screened from pedestrian view on these streets. Parking entrances to parking structures shall be located as close as possible to the side or rear of each lot (see Technical Data sheet and parking diagram in the zoning application book, page 11

for access locations to parking decks) c. The top level for all of the decks will have open space / plazas, pedestrian connections to the street and courtyard entrances to units as generally depicted in the Schematic Site Plan.

d. A two level parking deck will be provided on Blocks 6, 7 and 10. A 3 level deck will be provided on block 9. Parking decks will be built into the existing grade. The parking decks will be accessed from the sides as depicted in the Parking Plan. (See Technical Data sheet and parking diagram in the zoning application book, page 11 for access locations to parking decks) - (The parking deck will be wrapped with uses on the Main Street / Iris Drive)

2. Other Parking a. Private Parking for single family, courtyard housing, town homes and duplexes is accommodated in integral garages, surface parking, detached garages, parking courts and small lots as generally depicted on the Schematic Site Plan and the Civic Infrastructure —

b. Where an alley is present, services, including parking and all utility access and above ground equipment and trash container areas shall be located on the alley. c. Where an alley is not present, parking and services for single family, courtyard housing, town homes and

Parking Plan.

duplexes shall be accessed by a driveway 10 to 12 feet wide which shall be set back from the primary front façade of the building. d. On-street parking is provided throughout the project to accommodate visitor parking and a percentage shall be

counted towards unit count requirements. (See Parking Diagram in the zoning application book, page 11) e.Off Street parking will meet or exceed the minimum standards established under 9.8507 of the Zoning

f. All surface parking areas shall be screened from public streets with a 4 foot minimum hedge per Section 12.303. g. All dumpsters, loading areas and service areas will be screened in accordance with Section 12.303

a. The maximum height of any freestanding lighting fixture, including its base, shall not exceed 20 feet in height. Preferred pedestrian oriented lighting shall be 12 feet to

b. All street lighting shall be composed of ornamental poles and fixtures.

c. All street lights shall be metal halide. High pressure sodium shall be allowed in parking lots behind buildings.

d.All freestanding lighting shall be capped and fully

e. No wall pak type lighting shall be permitted on buildings located on the site.

f. All parking lot lighting shall be designed such that direct illumination does not extend past any exterior project edge property line.

g. Wall mounted decorative light fixtures such as sconces are permitted.

K.Tree Ordinance

a. The site shall conform to the applicable provisions of the Tree Ordinance. b. The redevelopment of this site will likely remove the

majority of trees due to the grading. Where possible the petitioner will preserve existing trees. The removal of hertitage trees as defined by the Tree Ordinance will be mitigated per Section 21-93 at 18 trees per acre.

a. Buffers and project edges will be created in accordance with the Zoning Ordinance. Required buffers and project edges on the Site maybe eliminated or reduced if the adjoining parcels are rezoned or developed such that buffers or project edges are no longer required.

MWetland Protection a. The Petitioner shall retain the services of a qualified environmental consultant to delineate all jurisdictional

waters on the Site. b.All development shall fully adhere to all rules and regulations for wetlands protection set forth by USCOE and NCDENR.

N.Solid Waste

a. Multi-family complexes must meet all requirements as stated in Chapters 9 and 12 of the Charlotte City Code regarding solid waste dumpster, compactor and recycling areas.

b. All utility easements will be established and delineated at the time of the final plat. Where possible, utility easements, meter and transformer pads will be located behind buildings along alleys. The open space and tree save areas will be delineated at the time of the final plat and will be the minimum requirements stated in the Zoning Ordinance.

OFire Protection

a. Adequate fire protection in the form of fire hydrants and other fire protection devices and measures as required by code will be provided to the Charlotte Fire Marshall's specifications.

P. Amendments to Rezoning

a. Future amendments to the Technical Data Sheet, these Development Standards, and the Schematic Site Plans may be applied for by the Petitioner in accordance with the provisions set for by the Ordinance.

QBinding effects of the rezoning documents and definitions

a.If this Rezoning Petition is approved, all conditions applicable to development of the Site imposed under this Technical Data Sheet and schematic site plan zoning application book and similar documents will unless amended in the manner provided under the Ordinance, be binding upon and insure to the benefit of the Petitioner and the current and subsequent owners of the Site and their respective successors in interest and

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 of the owner of the Site from time to time who may be involved in any future development thereof.

R.Sedimentation and erosion control a. Temporary or staged seeding shall be performed on graded areas immediately following the completion of land disturbing activities to minimize the potential for

off-site sedimentation. b. Two rows of wire-reinforced silt fences shall be used in critical areas of the site such as at all intermittent and perennial streams, wetlands, at the base of slopes, and other locations where the potential for off-site sedimentation is greatest.

c. Two-stage sediment basins with outlet weirs sized for a 50-year, 24-hour storm event shall be employed to lessen the risk of basin failure.

S.Storm Water Services

a. 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 regulate streets, sidewalks, trees, storm water, and site development, etc.) will apply to the development site. 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.

b. The petitioner shall tie-in to the existing storm water system(s). The petitioner shall have the receiving drainage system(s) analyzed to ensure that it will not be taken out of standard due to the development. If it is found that development will cause the storm drainage system(s) to be taken out of standard, the petitioner shall provide alternate methods to prevent this from occurring.

c. When applicable, the S.W.I.M. Stream Buffer requirements shall be applied as described in the City of Charlotte Zoning Ordinance, Chapter 12. All streams draining greater than or equal to 100 acres and less than 300 acres shall have a 35-foot buffer with two (2) zones, including stream side and upland. Streams draining greater than or equal to 300 acres and less than 640 acres shall have a 50-foot buffer with three (3) zones, including stream side, managed use and upland Streams draining greater than or equal to 640 acres shall have a 100-foot buffer, plus 50% of the area of the flood fringe beyond 100 feet. This buffer shall consist of three (3) zones, including stream side, managed use and upland. All buffers shall be measured from the top of the bank on both sides of the stream. The uses allowed in the different buffer zones as described in the S.W.I.M. Stream Buffer requirements in the Zoning Ordinance, Chapter 12, as well as the other provisions of the S.W.I.M. ordinance shall apply (except buffer

d. The use of structural storm water treatment systems (wet ponds, extended detention wetlands, bio-retention, etc) shall be incorporated into the site and designed to have an 85% average annual removal for Total Suspended Solids generated from the development of Blocks 5-10 according to specifications in the most recent version of the N.C. Department of Environment and Natural Resources Best Management Practices Manual (Design Standards shall be met according to the City of Charlotte BMP Manual, when available).

e. Impacts to the S.W.I.M. Buffers within the project will be allowed in accordance with the buffer ordinance. Impacts to any S.W.I.M. Buffer shall require approval from the Mecklenburg County Department of Environmental Protection (MCDEP).

**Adjacent Properties** 

PARCEL#

PROPERTY ADDRESS

129-021-01 1300 Westover Street, Char., NC 28205 US Armory Same 129-021-02 2136 Central Avenue, Char., NC 28205 County Park Mecklenbur County Park & Rec. 5841 Brookshire Blvd., Charlotte, NC 28216 129-031-01 2300 McClintock Road, Char., NC 28205 Church 8206-1200 Providence Rd.# 332, Char.,NC 28277 129-031-02 2301 Commonwealth Ave, Char., NC 2820 SF Residential Eagle Holdings & Development Inc. 129-031-03 2305 Commonwealth Ave, Char., NC 2820 SF Residential William B. Josephs 129-031-04 2309 Commonwealth Ave, Char., NC 2820 SF Residential Penny D. Isenhour Same 129-031-05 2313 Commonwealth Ave, Char.,NC 2820 SF Residential James J. Schad Same 129-031-06 2317 Commonwealth Ave, Char., NC 2820 SF Residential Autumn & Garth Sweet 129-031-07 2321 Commonwealth Ave, Char., NC 2820 SF Residential Robert P. Rodriquez Jr. 14702 Elmcrest Ct. Huntersville, NC 28078 129-031-08 2325 Commonwealth Ave, Char., NC 2820 SF Residential Kelly M. Murphy 1708 Allen St., Charlotte, NC 28205 129-031-09 2329 Commonwealth Ave, Char., NC 2820 SF Residential Panchal Isau 129-031-10 2333 Commonwealth Ave, Char., NC 2820 SF Residential Celinda Mincey 129-031-11 2337 Commonwealth Ave, Char., NC 2820 SF Residential John W. Fortner 2441 Commonwealth Ave, Charlotte, NC 28205 129-031-12 2341 Commonwealth Ave. Char., NC 2820 SF Residential Richard D. Degraffenreid 129-031-13 2401 Commonwealth Ave, Char.,NC 2820 SF Residential Cassandra M. Allison 129-031-14 2405 Commonwealth Ave, Char., NC 2820 SF Residential Thomas A. Brill P.O. Box 9157, Charlotte, NC 28299 129-031-15 2409 Commonwealth Ave, Char., NC 2820 SF Residential Evelyn Davis 12501 Jim Sossoman Rd., Midland, NC 28107 129-031-16 2417 Commonwealth Ave, Char., NC 2820 SF Residential David Watson 129-031-17 2421 Commonwealth Ave, Char., NC 2820 SF Residential Michael Moulton 2127 The Plaza, Charlotte, NC 28227 129-031-18 2425 Commonwealth Ave, Char., NC 2820 SF Residential Michael A. Davis 5411 Addison Dr. Charlotte, NC 28211 129-031-19 2429 Commonwealth Ave, Char., NC 2820 SF Residential Maggle J. Salem & Eddie Salem 129-031-20 2433 Commonwealth Ave. Char. NC 2820 SF Residential Harold T. Cropper & Thomas C. Pop Same 1924 Lombardy Cir. Charlotte, NC 28203 129-031-21 2437 Commonwealth Ave, Char., NC 2820 SF Residential James B. Payseru 129-031-22 2441 Commonwealth Ave, Char., NC 2820 SF Residential Richard D. Degraffenreid 129-036-02 2501 Commonwealth Ave, Char., NC 2820 SF Residential Charles R. Dyson 129-036-03 2505 Commonwealth Ave, Char.,NC 2820 SF Residential Beatrice M. Breitenbach Lennon 2409 E. 5th St. Charlotte, NC 28204 129-036-04 2509 Commonwealth Ave, Char., NC 2820 SF Residential Chester A. Sharpe 129-036-05 2513 Commonwealth Ave, Char., NC 2820 SF Residential David Wilson 129-036-06 2517 Commonwealth Ave. Char., NC 2820 SF Residential Cheryl Heldon 129-036-07 2521 Commonwealth Ave, Char., NC 2820 SF Residential James C. Gabriel 348 Courtney Ln. Matthews.NC 28105 129-036-08 2525 Commonwealth Ave, Char., NC 2820 SF Residential Edythe H. Mullis 129-036-12 2529 Commonwealth Ave, Char., NC 2820 SF Residential Jacqueline B. Reid 129-036-09 2531 Commonwealth Ave, Char.,NC 2820 SF Residential J.D. Ward 123-036-10 2537 Commonwealth Ave, Char., NC 2820 SF Residential John T. Vogler 7016 Sound Dr. Emerald Isle, NC 28594 129-036-11 2541 Commonwealth Ave, Char. NC 2820 SF Residential Daniel A. Allegrucci 129-035-01 2601 Commonwealth Ave, Char.,NC 2820 SF Residential Benjamin R. Cauthen 129-035-02 2605 Commonwealth Ave, Char.,NC 2820 SF Residential Daniel Kempf & Beatrice Breitenbach 2413 E. 5th St. Charlotte,NC 28204 129-035-03 2609 Commonwealth Ave, Char.,NC 2820 SF Residential Daniel Kempf & Beatrice Breitenbach 2413 E. 5th St. Charlotte,NC 28204 129-035-04 2615 Commonwealth Ave, Char., NC 2820 SF Residential John T. Wall 8000 Grimsby Cir. Harrisburg, NC 28075 129-035-05 2617 Commonwealth Ave, Char., NC 2820 SF Residential Michael P. Whitner Same 129-035-06 2621 Commonwealth Ave, Char., NC 2820 SF Residential Tracy L. Gregg Same 129-035-07 2625 Commonwealth Ave, Char.,NC 2820 SF Residential David L. Wood 2008 Commonwealth Ave, Charlotte, NC 28205 129-035-08 2629 Commonwealth Ave, Char., NC 2820 SF Residential Betty Z. Mims 129-035-09 2633 Commonwealth Ave, Char., NC 2820 SF Residential Douglas R. Robarchek 8121 Bush Mill Ln. Charlotte, NC 28270 129-035-10 2637 Commonwealth Ave, Char., NC 2820 SF Residential Ali Bahmanyar P.O. Box 16324, Charlotte, NC 28297 129-041-55 2711 Morningside Dr., Char.,NC 28205 SF Residential Michael K. Howze Morcom, LLC 129-041-56 2713 Morningside Dr., Char., NC 28205 SF Residential Michael K. Howze Morcom, LLC P.O. Box 16324, Charlotte, NC 28297 129-041-03 1216 Morningside Dr., Char., NC 28205 SF Residential Mary W. Donaldson 15824 Pineknoll Ln., Huntersville, NC 28078 SF Residential Michael K. Howze Morcom,LLC P.O. Box 16324, Charlotte, NC 28297 129-041-57 Morningside Dr. 129-041-05 1230 Morningside Dr., Char.,NC 28205 SF Residential Stephen T. Johnson 5800 Old Providence Rd. Charlotte, NC 28226 129-041-06 Morningside Dr. SF Residential Jane R. Archer 129-041-07 1244 Morningside Dr. Char., NC 28205 SF Residential Richard C. Craig P.O. Box 78470, Charlotte, NC 28271 129-041-08 1248 Morningside Dr. Char.,NC 28205 SF Residential Christine Rogers 129-041-09 1250 Morningside Dr., Char., NC 28205 SF Residential James T. Stainback Same 129-041-10 1256 Morningside Dr., Char., NC 28205 SF Residential June M. Seay Same 129-041-11 1258 Morningside Dr., Char., NC 28205 SF Residential Jesse A. Blocher Same 129-022-16 1301 Morningside Dr., Char.,NC 28205 SF Residential Harold Ashley Jr. SF Residential Robert E. McGhee 129-022-17 1305 Morningside Dr., Char.,NC 28205 Same 129-022-18 1309 Morningside Dr., Char., NC 28205 SF Residential Christina Y. Harlan Same SF Residential Andrew J. Osherow 129-022-19 1313 Morningside Dr., Char., NC 28205 Same 129-022-20 1317 Morningside Dr., Char., NC 28205 SF Residential Walter H. Padgett Same 129-022-25 1315 Lyon Ct., Char., NC 28205 SF Residential Donald K. Thompson Same 129-022-26 1319 Lyon Ct., Char., NC 28205 SF Residential Lana F. Laws Same SF Residential Agnes Thompson 129-022-27 1415 Lyon Ct., Char., NC 28205 Same 129-022-28 1421 Lyon Ct., Char., NC 28205 SF Residential Karen N. Griffin Same 129-022-29 1425 Lyon Ct., Char., NC 28205 SF Residential Eliza Greer & James M. Morgan Same 129-022-30 1429 Lyon Ct., Char., NC 28205 SF Residential Alinda R. Singletary 129-022-31 1501 Lyon Ct., Char.,NC 28205 SF Residential Phillip H. Bonardi 16031 North Point Rd. Huntersville, NC 28078 129-022-32 1505 Lyon Ct., Char.,NC 28205 SF Residential Minh Phan & David Le Minh Phan & David Le 129-022-33 1509 Lyon Ct., Char.,NC 28205 Auto Dealer Same 129-022-38 2408 Central Ave., Char., NC 28205 Auto Dealer Central Avenue Properties Same 129-022-01 2400 Central Ave., Char., NC 28205 **Auto Dealer** Same Ussam Jamil

**OWNER** 

**OWNER ADDRESS** 

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 the intersection of the southerly margin of Ivey Drive (50' public right-of-way) and the westerly margin of Morningside Drive (50' public right-of-way) and runs thence with the westerly margin of Morningside Drive the following five (5) courses and distances:1) South 08-28-05 West 39.50 feet to a point. 2) with the arc of a circular curve to the right having a radius of 805.00 feet an arc length of 339.13 feet (chord: South 20-32-13 West 336.63 feet to a point, 3) with the arc of a circular curve to the right having a radius of 20.00 feet an arc length of 6.92 feet (chord: South 42-31-19 West 6.89 feet to a point, 4) South 10-36-17 East 3.99 feet to a point, 5) South 33-36-22 West 261.58 feet to a point being a northeasterly corner of Chantilly subdivision as shown on Map Book 230, Page 249 recorded in the Mecklenburg County Public Registry said point lying on the northerly line of a 15.5' Alleyway as shown on Map Book 230, Page 249; thence with the northerly of the Chantilly subdivision and 15.5' Alleyway North 56-21-12 West 2110.00 feet to a 1" existing iron pipe being the southeasterly corner of the Greater Fellowship Missionary Baptist Church property as described in Deed Book 11015, Page 247; thence with the Greater Fellowship Missionary Baptist Church property North 33-39-56 East passing the southerly margin of McClintock Road (50' right-of-way) at 200.88 feet for a total distance of 250.88 feet to a point on the northerly margin of McClintock Road; thence with the northerly margin of McClintock Road South 56-21-12 East 1091.80 feet to a 1/2" existing iron rod being the southeasterly corner of the Mecklenburg County property as described in Deed Book 9276, Page 437; thence with the Mecklenburg County property the following four (4) courses and distances: 1) North 07-27-32 East 239.43 feet to a 1" existing iron pipe, 2) North 07-30-32 East 679.69 feet to a 1/2" existing iron rod, 3) North 07-29-29 East 30.00 feet to a point,

4) South 82-33-20 East passing a 3/4" existing iron pipe at 201.96 feet for a total distance of 202.59 feet to point on the southwesterly margin of aforementioned Ivey Drive; thence crossing Ivey Drive North 65-14-23 East 50.34 feet to a point on the northeasterly margin of Ivey Road; thence with the northeasterly margin of Ivey Road the following two (2) courses and distances: 1) North 24-45-37 West 22.62 feet to a point, 2) with the arc of a circular curve to the right having a radius of 240.90 feet and an arc length of 97.90 feet (chord: North 10-44-45 West 97.22 feet to a 1/2" existing iron rod being the southwesterly corner of Lot 13, Block A, Morningside Hills as shown on Map Book 7, Page 107; thence with Lot 13 North 76-01-08 East 182.48 feet to a point on the westerly line of Lot 6. Block 8, Morningside Drive subdivision as shown in Map Book 4, Page 403; thence with the westerly line of Lot 6 and continuing with Lot 7, Block 8, an unnamed street, Lot 1, Lot 2, Lot 3, Lot 4, Block 9, Lyon Street (40' right-of-way), Lot 11, Lot 10, Lot 5, Lot 6, Lot 7, Lot 8 and Lot 9, Block 7 Morningside Drive subdivision the following five (5) courses and distances: 1) South 03-02-30 East 148.00 feet to a 1/2" existing iron rod, 2) South 20-17-30 East 758.99 feet to a 1/2" existing iron road; 3) South 20-17-30 East 210.63 feet to a point, 4) South 11-15-39 West 120.21 feet to a point, 5) South 13-55-50 East 45.46 feet to a point on the northerly margin of aforementioned Ivey Drive; thence crossing Ivey Drive South 07-57-09 West 49.92 feet to a point on the southerly margin of Ivey Drive; thence with the southerly margin of Ivev Drive South 82-02-57 East 137.92 feet to the point and place of BEGINNING containing 32.706 acres of land (includes area in Ivey Drive) as shown on a survey prepared by R. B. Pharr & Associates, P.A. dated November 1, 2005 (Map File IT-141).

Morningside Iris Drive and McClintock Road Charlotte, N.C. Torti Gallas and Partners, Inc.

1300 Spring Street, Silver Spring, MD 20910 301.588.4800 www.tortigallaschk.com

Thomas C. Graham Graham Development, Inc. 3908 Chaucer Wood Atlanta, GA 30319 770 . 451 . 5953

Contact Rob A. Pressley Coldwell Banker Commercial MECA 1800 Camden Road, Suite 108 Charlotte, NC 28203 704 . 971 . 6525

Civil Engineer Brian D. Smith, P.E. **Urban Design Partners** 1318-e6 central avenue Charlotte, NC 28205 704 . 334 . 3303

Traffic Consultant Amy Massey, P.E. Kimley - Horn and Associates, Inc. 4651 Charlotte Park Drive, Suite 300 Charlotte, NC, 28217 704 . 333 . 5131

Key Plan

Revisions

Development Notes & Legal Description

02/20/06 Principal In Charge Paul Mortensen

Approved

Project Planner

E.R.

Job No.

05165.00 1" = 100'

Drawing No.