

**ZONING COMMITTEE
RECOMMENDATION
July 25, 2007**

Rezoning Petition No. 2007-100

Petitioner: Seddon (Rusty) Goode, University Research Park

Request: Text amendment to allow elementary and secondary schools as permitted uses in the Research zoning district.

Action: The Zoning Committee voted unanimously to recommend **APPROVAL** of this text amendment

Vote: Yeas: Howard, Johnson, Lipton, Loflin, and Randolph,
Nays: None
Absent: Rosenburgh (absent from vote), Sheild

Summary of Petition

The Zoning Ordinance currently allows elementary and secondary schools in residential, multi-family, mixed-use zoning districts with prescribed conditions. They are also allowed by-right in MUDD, UMUD, TOD, institutional, office, and business (B-1 and B-2) zoning districts.

This revised text amendment would add elementary and secondary schools as a use by right in the Research zoning district.

Zoning Committee Discussion/Rationale

Sandra Montgomery stated that the original text amendment requested that charter and private schools be permitted by right in the Research zoning district. Staff did not support that request, because the Zoning Ordinance currently does not distinguish between public and private schools. In response, the petitioner has amended the text amendment to include both public and private schools. Staff is supportive of this change.

Statement of Consistency

Upon a motion made by Commissioner Johnson and seconded by Commissioner Randolph, the Zoning Committee unanimously found the text amendment to be consistent with adopted policies, reasonable, and in the public interest.

Vote

Upon a motion made by Commissioner Lipton and seconded by Commissioner Randolph, the Zoning Committee unanimously voted to recommend approval of the text amendment.

Staff Opinion

Staff agrees with the recommendation of the Zoning Committee.