

REQUEST	Text amendment to modify the regulations for protest petitions.
SUMMARY OF PETITION	This petition proposes to modify the information required for submittal of a protest petition. The protest petition form and instructions are being updated at the same time by the City Clerk.
Petitioner Agent/Representative	Charlotte City Attorney's Office Bob Hagemann, City Attorney's Office
Community Meeting	Meeting is not required.

ZONING COMMITTEE ACTION	The Zoning Committee voted unanimously to recommend APPROVAL of this petition.
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VOTE	Motion/Second: Simmons/Locher
	Yeas: Allen, Griffith, Howard, Locher, and Simmons
	Nays: None
	Absent: Rosenburgh
	Recused: None

ZONING COMMITTEE DISCUSSION Staff reviewed the text amendment. A committee member asked if the amendment was stricter than State regulations. Staff answered that the text amendment met State regulations.

STATEMENT OF CONSISTENCY This petition is found to be consistent with adopted policies and reasonable and in the public interest, by unanimous vote of the Zoning Committee (motion by Commissioner Simmons seconded by Commissioner Locher).

STAFF OPINION Staff agrees with the recommendation of the Zoning Committee.

FINAL STAFF ANALYSIS

(Pre-Hearing Analysis online at www.rezoning.org)

PLANNING STAFF REVIEW

• **Proposed Request Details**

The text amendment:

- Clarifies that five percent or more of the area within a 100-foot wide buffer extending along the entire boundary of the area proposed to be rezoned is required to make a protest petition sufficient. The current language states that five percent of the area is required.
- Indicates all the information to be provided on a protest petition form, or on a facsimile, in order to be considered complete. The protest petition form has been revised by the City Clerk's Office, and this list reflects those revisions.
- Requires the protest petition to be submitted to the City Clerk by 5:00 p.m., at least two normal work days prior to the public hearing, to provide sufficient time to determine sufficiency and accuracy of the petition. The current language states that protest petitions must be submitted by the "close of business".
- Clarifies that withdrawal of protest petitions must be submitted to the City Clerk. This is not specified in the current language

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- **Public Plans and Policies**
 - This petition is consistent with adopted policies.
 - **STAFF RECOMMENDATION (Updated)**
 - Staff agrees with the recommendation of the Zoning Committee.
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PUBLIC INFRASTRUCTURE UPDATES (see full department reports online)

- **CDOT:** No issues.
 - **Charlotte Fire Department:** No issues.
 - **CATS:** No issues.
 - **Schools:** CMS does not comment on text amendments.
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ENVIRONMENTALLY SENSITIVE SITE DESIGN (see full department reports online)

- **Storm Water:** No issues.
 - **LUESA:** No issues.
 - **Site Design:** There is no site plan associated with this petition.
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OUTSTANDING ISSUES

- No issues.
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Attachments Online at www.rezoning.org

- Application
- CATS Review
- CDOT Review
- CFD Review
- LUESA Review
- Pre-Hearing Staff Analysis
- Storm Water Review

Planner: Sandra Montgomery (704) 336-5722