

Petition No: 2011-
Petitioner: Charlotte-Mecklenburg Planning Department

8-22-11

**AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE – ZONING ORDINANCE**

ORDINANCE NO. _____

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 12: DEVELOPMENT STANDARDS OF GENERAL APPLICABILITY

1. PART 5: SPECIAL REQUIREMENT FOR CERTAIN USES

- a. Amend Section 12.506, "Religious institutions in residential districts", by modifying subsection (6) and (7) to clarify what street various size religious institutions are permitted to front on, and have access. The remaining subsections shall remain unchanged:

- (6) ~~Small religious institutions shall only be permitted on a lot that fronts onto, a collector, minor, or major thoroughfare (as classified on the most recent Mecklenburg-Union County Metropolitan Planning Organization Thoroughfare Plan), the Collector Road System, and as defined in the Subdivision Ordinance and the Zoning Ordinance). Medium and large religious institutions shall only be permitted on a lot that fronts onto a minor or major thoroughfare.~~

Street Classifications. Religious institutions shall be permitted only on lots fronting the following street and thoroughfare classifications:

- a. Small religious institutions with a FAR of .25 or less shall be permitted only on a lot with frontage on a collector street, minor thoroughfare, or major thoroughfare.
- b. Small religious institutions with a FAR greater than .25 and less than, or equal to .50 shall be permitted only on a lot with frontage on a minor thoroughfare or major thoroughfare.
- c. Medium religious institutions with a FAR of .25 or less shall be permitted only on a lot with frontage on a collector street, minor thoroughfare, or major

thoroughfare.

- d. Medium religious institutions with a FAR greater than .25 and less than, or equal to .50 shall be permitted only on a lot with frontage on a minor thoroughfare or major thoroughfare.
- e. Large religious institutions with an FAR of .50 or less, shall be permitted only on a lot with frontage on a minor thoroughfare or major thoroughfare.

Street classification for the purpose of this section shall be based the most recent *Mecklenburg-Union County Metropolitan Planning Organization Thoroughfare Plan*, the *Collector Road System*, and as defined in the Subdivision Ordinance and the Zoning Ordinance.

- (7) Primary vehicular access to the use shall not be provided by way of a residential local (Class VI) street, with one exception: A small religious institution with less than 150 seats located on a corner lot fronting onto a collector, minor, or major thoroughfare may have primary vehicular access provided from a residential local (Class VI) street only if access to the collector, minor, or major thoroughfare is denied by NCDOT or CDOT based on traffic impacts, congestion, or access management concerns.

Section 2. That this ordinance shall become effective upon its adoption.

Approved as to form:

City Attorney

I, _____, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the __ day of _____, 2011, the reference having been made in Minute Book _____, and recorded in full in Ordinance Book _____, Page(s)_____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this __ day of _____, 2011.