

Rezoning Petition 2012-062

ZONING COMMITTEE RECOMMENDATION June 27, 2012

REQUEST Text amendment to Sections 9.101, 9.803, 9.1103 and 12.511 of the **Zoning Ordinance** SUMMARY OF PETITION The petition proposes to: 1) add indoor training and shooting facilities as a new use permitted with prescribed conditions in the general business (B-2), light and general industrial (I-1 and I-2) zoning districts; and 2) add prescribed conditions for indoor training and shooting facilities. Carolina Sporting Arms Company Inc. **PETITIONER** AGENT/REPRESENTATIVE Keith H. MacVean, King and Spaulding, LLC **COMMUNITY MEETING** Meeting is not required. STATEMENT OF This petition is found to be consistent with adopted policies and to be CONSISTENCY reasonable and in the public interest, by a 4 to 1 vote of the Zoning Committee (motion by Commissioner Zoutewelle seconded by Commissioner Allen). ZONING COMMITTEE The Zoning Committee voted 4 to 1 to recommend APPROVAL of this **ACTION** petition. VOTE Motion/Second: Zoutewelle/Allen Allen, Dodson, Rosenburgh and Zoutewelle Yeas: Firestone Nays: Absent: Griffith and Phipps Recused: None **ZONING COMMITTEE** Staff summarized the text, and the prescribed conditions. The DISCUSSION prescribed conditions are that the building must be free-standing, and that the facility must meet the guidelines and recommendations for design, construction, operation, and management for shooting and training facilities provided by the National Rifle Association and the National Shooting Sports Foundation. A Commissioner stated he knew nothing about the standards of the National Shooting Sports Foundation, but was more interested in why the text amendment did not require the facility to meet the Charlotte police department standards for this type of facility instead. Staff stated that the National Rifle Association standards may be what the police department used in building their facilities, and suggested the petitioner may be able to answer this question. The Commissioner clarified his concern as being that the City police department was aware of this text amendment, and had no concerns. Staff stated that the police department was sent the text amendment and they did not respond with any concerns or comments. MINORITY OPINION Concern was expressed that retail uses are being added to the Industrial districts, which is not the intent of the districts. 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

Background

• The Zoning Ordinance does not specifically list indoor training and shooting facilities as a permitted use in any zoning district. When a use is not listed, the Zoning Administrator will look at the intent of the various zoning district along with other similar uses to determine an appropriate district(s). The Zoning Administer has determined that this use would be allowed in I-2.

Proposed Request Details

- The text amendment contains the following provisions:
 - Adds indoor training and shooting facilities as a use allowed with prescribed conditions in the B-2, I-1, and I-2 zoning districts.
 - Adds the following prescribed conditions for indoor training and shooting facilities:
 - The use shall be located in a free-standing building.
 - The facilities shall meet the guidelines and recommendations for design, construction, operation, and management for shooting and training facilities provided by the National Rifle Association (NRA) and the National Shooting Sports Foundation (NSSF).

Public Plans and Policies

• The petition is consistent with adopted policy.

Staff Recommendation (Updated)

• Staff agrees with the recommendation of the Zoning Committee.

DEPARTMENT COMMENTS (see full department reports online)

- Charlotte Area Transit System: No issues.
- Charlotte Department of Neighborhood & Business Services: No issues.
- Charlotte Department of Solid Waste Services: No issues.
- Transportation: No issues.
- Charlotte-Mecklenburg Schools: Not applicable.
- Charlotte-Mecklenburg Storm Water Services: No issues.

ENVIRONMENTALLY SENSITIVE SITE DESIGN (see full department reports online)

- Site Design:
 - There is no site plan associated with this text amendment.

OUTSTANDING ISSUES

No issues.

Attachments Online at www.rezoning.org

- Application
- Pre-Hearing Staff Analysis
- Charlotte Area Transit System Review
- Charlotte Department of Neighborhood & Business Services Review
- Charlotte Department of Solid Waste Services Review
- Transportation Review
- Charlotte-Mecklenburg Storm Water Services Review

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