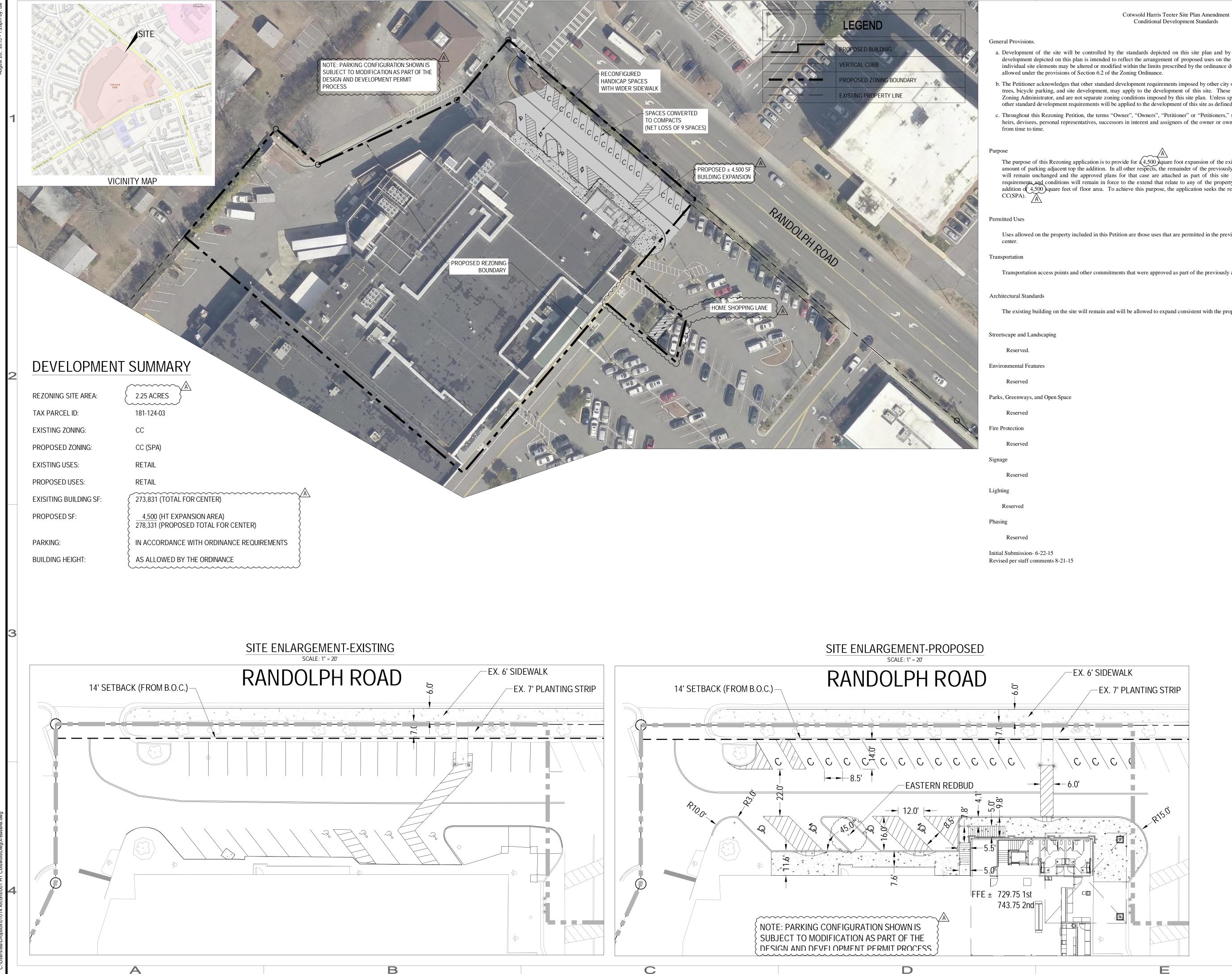


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С D RING, PLLC. SHALL BE WITHOUT LIABILITY TO BANKS ENGINEERING, PLLC DOCUMENT WITHOUT WRIT

# Conditional Development Standards



D

a. Development of the site will be controlled by the standards depicted on this site plan and by the standards of the Charlotte Zoning Ordinance. The development depicted on this plan is intended to reflect the arrangement of proposed uses on the site, but the exact configuration, placement, and size of individual site elements may be altered or modified within the limits prescribed by the ordinance during the design development and construction phases as

b. The Petitioner acknowledges that other standard development requirements imposed by other city ordinances, such as those that regulate streets, sidewalks, trees, bicycle parking, and site development, may apply to the development of this site. These are not zoning regulations, are not administered by the Zoning Administrator, and are not separate zoning conditions imposed by this site plan. Unless specifically noted in the conditions for this site plan, these other standard development requirements will be applied to the development of this site as defined by those other city ordinances.

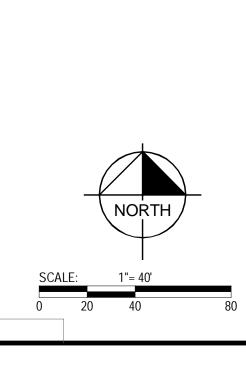
c. Throughout this Rezoning Petition, the terms "Owner", "Owners", "Petitioner" or "Petitioners," shall, with respect to the Site, be deemed to include the heirs, devisees, personal representatives, successors in interest and assignees of the owner or owners of the Site who may be involved in its development

The purpose of this Rezoning application is to provide for (4,500) quare foot expansion of the existing Harris Teeter grocery store and reconfigure a small amount of parking adjacent top the addition. In all other respects, the remainder of the previously approved Cotswold conditional zoning plan (2006-087) will remain unchanged and the approved plans for that case are attached as part of this site plan for reference. Therefore all previously approved requirements and conditions will remain in force to the extend that relate to any of the property contained in the Site Plan Amendment except for the addition of 4,500) quare feet of floor area. To achieve this purpose, the application seeks the rezoning of a small portion of the overall site from CC to

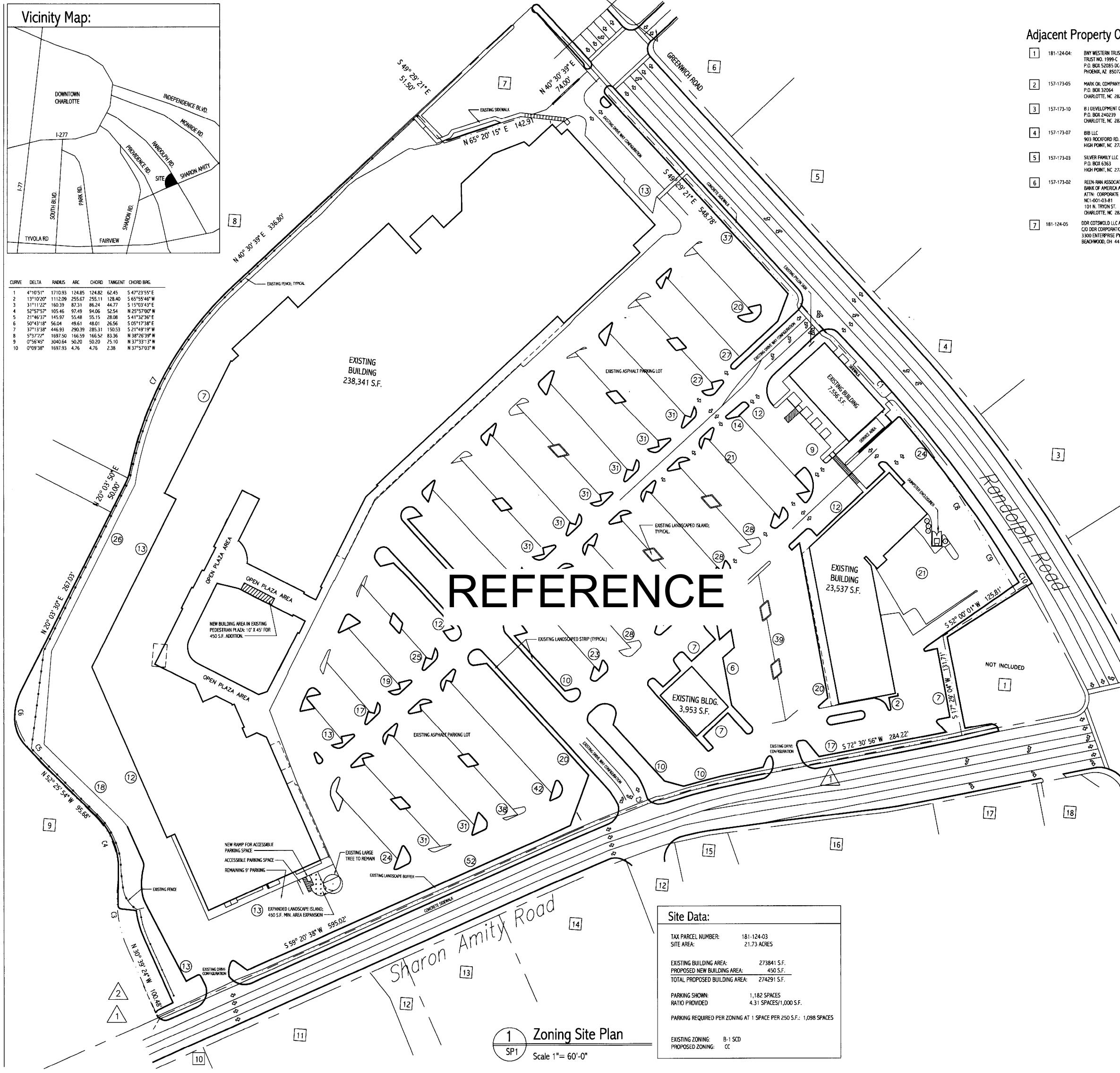
Uses allowed on the property included in this Petition are those uses that are permitted in the previously approved zoning plan for the Cotswold shopping

Transportation access points and other commitments that were approved as part of the previously approved Cotswold shopping center plan will still apply.

The existing building on the site will remain and will be allowed to expand consistent with the proposed site plan.



1919 SOUTH BOULEVARD SUITE 200 CHARLOTTE, NC 28203 T: 704.780.4972 NC License #P-1370 © 2014				
CLIENT:				
-				
PROJECT: COTSWOLD VILLAGE SHOPS - HT REZONING S, SHARON AMITY RD. & RANDOLPH RD. CHARLOTTE, NC 28211				
TECHNICAL DATA SHEET PETITION 2015-097				
A 08.21.15 REVISED PER REZONING COMMENTS REV DATE DESCRIPTION				
DESIGNED: JDB DRAWN: CHECKED: PROJECT: 01014001 DATE: 06.11.15				
RZ1-0				



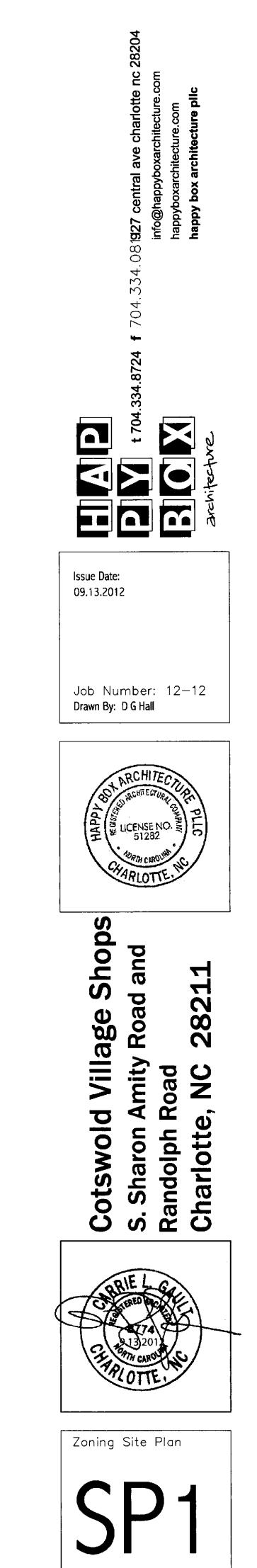
Owners:	8	181-12C-97	COTSWOLD HOMES CONDOMINIUMS P. O. BOX 221227
rust co tst tosco C			CHARLOTTE, NC 28222
DC-17 5072-2085	9	181-120-99	Cotswold homes condominiums P. O. Box 221227 Charlotte, NC 28222
ANY INC. 28232	10	185-02C-98	Cotswold centre office condominiums 319 S. Sharon Amity Road Charlotte, NC 28211
nt corp. 9 28224	11	185-021-45	FLAGSHIP-309 SHARON AMITY LLC AND 309 Sharon Amity Tic 1 LLC 2701 Coltsgate Road, #100 Charlotte, NC 28211
RD. 27262			
LC 27262	12	185-021-46	PARTNERSHIP SOUTHEAST RANDOLPH PARK LTD. & NORTHLAND INVESTMENTS 2150 WASHINGTON ST.
			NEWTON, MA 02462
CIATES AND CA ASSESSMENTS ATE REAL ESTATE	13	185-02C-97	JOAN HEMINGWAY LLC 3623 LATROBE DR., 214 CHARLOTTE, NC 28211
T. 28255			RICHARD DANIEL GUINEY JR. &
LC AND ATION E PY			Rita Snipes Guiney P. O. Box 680035 Charlotte, NC 28216
44122	14	185-021-49	FIFTH THIRD BANK 30 Fountain Square Plaza MD 10ata1 Cincinnati, oh 45263
	15	185-021-50	Curtel Partnership 820 S. Macarthur, Suite 105-383 Coppell, TX 75019
	16	185-021-04	COTSWOLD CAPITAL LLC & SOUTHERN REAL ESTATE P.O. BOX 35309 CHARLOTTE, NC 28235
	17	185-021-02	National Retail properties LP 450 South Orange Ave., suite 900 Orlando, FL 32801
	18	185-021-01	LP NATIONAL RETAIL PROPERTIES 450 South Orange ave., suite 900 Orlando, FL 32801
	19	185-031-04	Withrow Enterprises, Inc. Cotswold Corners LLC 2633 Wilkinson BLVD. Charlotte, NC 28208

N/

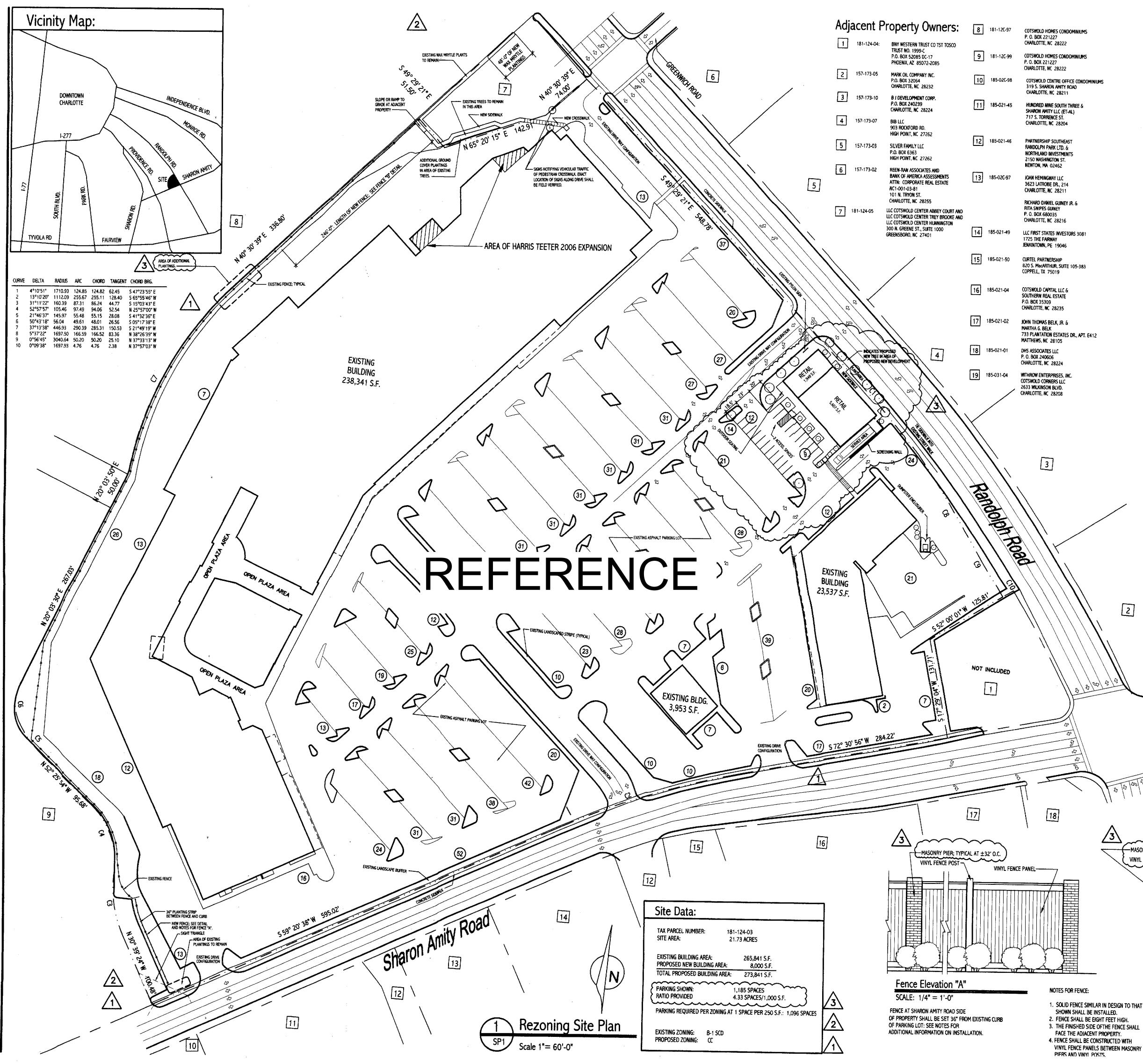
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ATTACHED TO ADMINISTRATIVE APPROVAL DATED: 9.26. 2012 \$1

**BY: DEBRA D. CAMPBELL** 



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## COTSWOLD MALL REZONING DEVELOPMENT NOTES:

### GENERAL PROVISIONS

1.1

1.2

- The rezoning petition relates to that certain 21.798 acre parcel lying within Mecklenburg County, located at 112 S. Sharon Amity Road, hereinafter referred to as the "Site".
- Development of the Site will be controlled by the standards depicted on this Lezoning Plan and by the standards of the Charlotte Zoning Ordinance (the "Ordinance"). The development depicted on the Rezoning Plan is intended to reflect the arrangements of proposed buildings, features and uses on the Site, but the exact configurations numbers, placements and sizes of individual elements may be altered or modified within the limits prescribed by the Ordinance during the design development and construction phases.
- The site plan identifies adjoining properties including Mecklenburg County tax parcel 181-124-05, which is labeled (7), hereinafter referred to as "Parcel (7)." 1.3
- 1.4 Parcel (7) is not subject to this rezoning petition. Improvements shown on Parcel (7) are illustrative of commitments made in a private agreement and such conditions shall not be binding on the Site.
- STATEMENTS WITH RESPECT TO THE GRAPHICS WHICH APPEAR ON THE SITE PLAN OR ON EXHIBITS ACCOMPANYING THE REZONING PLAN
  - 2.1 Any Exhibits accompanying the Rezoning Plan are conceptual images of portions of the Site. They are not to be considered as development plans but rather as preliminary representations of the types and quality of development proposed for the Site.
  - The Rezoning Plan identifies building footprints. These building footprints reflect their approximate size. However, the exact location and footprint of the 2.2
  - buildings are subject to change. 2.3 The fence elevations shown on this plan are conceptual images to be considered as preliminary representations of the type and quality of screening fences proposed for the Site.

## PERMITTED USES

- 3.1 The Site may be devoted to office, retail, restaurant, drive throughs and residential uses along with associated accessory uses and parking and service areas allowed under the Ordinance in a CC District.
- 3.2 The service area servicing the proposed new building shall not be used for overnight storage of trailers.

## 4. DESIGN AND PERFORMANCE STANDARDS

- 4.1 The proposed buildings and development will comply with all Ordinance quirements for signage, buffering, screening and landscaping.
- The Site shall comply with all requirements of the Charlotte Tree Ordinance.
- All new dumpsters, loading areas and service areas will be screened in accordance with Section 12.303 of the Ordinance. 4.3
- Off-street vehicular parking will be provided which meets or exceeds the
- requirements of the Ordinance 4.5
- On premises directional and instructional signage will be permitted in accordance with Section 13.106 of the Ordinance.
- Efforts will be made to maintain the existing CATS bus stop during construction. If the construction of streetscape improvements necessitates the temporary relocation of the bus stop, a temporary bus stop will be located in close proximity to the existing location.
- Petitioner shall continue to work with CDOT regarding the possibility of a left turn lane on Sharon Amity Road. If no right-of-way improvement project has been approved and funded prior to the issuance of Certificates of Occupancy for the proposed new buildings, CDOT will reevaluate the status of the Sharon Amity drive-ways and right-in-right out "pork chops" may be required at the eastern and western most driveways along Sharon Amity.

## 5. <u>PARKING</u>

6. <u>SCREENING</u>

4.6

4.7

5.1

6.1

6.2

6,3

6.4

8.1

8. <u>BINDING EFFECT</u>

Off-street vehicular parking for the Site shall meet or exceed the minimum andards established by the Ordinance.

Petitioner shall install an eight (8) feet tall screening fence at the southwest corner of the Site. It is the Petitioner's intention that this fence shall provide a visual screen between the main portion of the Site and the adjoining property. The fence shall be eight feet in height and similar in design to the detail depicted in Fence Elevation A.

- The southeast fence location depicted on the Rezoning Plan is based on the location of the existing curb and not the property boundary. The parking area west of the proposed fence is the property of the Petitioner and the location of the screening fence may be altered or modified within the limits prescribed by the Ordinance in order to accommodate conditions on the Site.
- The property owner shall install an eight (8) feet tall fence similar in character to that shown in Fence Elevation B beginning at the western boundary of parcel (7) and extending approximately two hundred and forty six (246) feet west alc boundary between the Site and the adjoining property labeled (8). This fence will be installed within the existing planting strip. Where possible, the property owner will preserve existing vegetation and place the fence between the vegetation and the Site. The existing chain link fence shall be removed in areas where the new fonce is installed.
- The Petitioner shall install additional plantings in the areas depicted on the Rezoning Pla

### ALTERATIONS TO PLAN 7.1

Future amendments to the Rezoning Plan and these Development Notes may be applied for by the then owner or owners of the tract or tracts within the Site involved in accordance with the provisions of Chapter 6 of the Ordinance.

Upon approval, with the exception of improvements shown on Parcel (7), all conditions applicable to development of the Site imposed under the Rezoning Plan and these Development Standards will, unless amended in the manner provided under the Ordinance, be binding upon and inure to the benefit of the Petitioners and the current and subsequent owners of the Site and their respective successors in interest and assigns.

Throughout these Development Notes, the "Developer", "Owner" or "Owners", shall, with respect to each parcel within the Site, be deemed to include the heirs, devises, personal representatives, successors in interest and assignces of the owners or owners of the Site who may be involved in its development from time

# IMPROVEMENTS SHOWN ON PARCEL (7)

Parcel (7) is a separate property and not subject to this rezoning petition. The following statements are illustrative of conditions of a private agreement by the owners of Parcel (7). The following are not zoning conditions and changes in the following conditions shall not cause the Site to be in violation of the

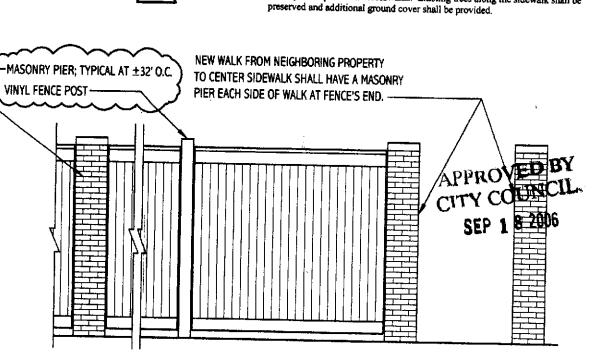
The property owner shall install wax myrtles or similar evergreen vegetation within the eastern most forty eight (48) feet of the planning strip between Parcel (7) and the adjoining property labeled (8). Such vegetation shall be everygreen and at least two and one half  $(2\frac{1}{2})$  feet tall when planted with an average height of five (5) to six (6) feet to be expected as normal growth with four (4) years.

The property owner shall provide a pedestrian connection from adjoining property extending to the sidewalk of the existing Harris-Teeter. Painted crosswalks will be provided for service drive crossings and a four foot side-walk shall be provided as shown on the site plan. Signage shall be provided to identify these pedestrian crosswalks. Existing trees along the sidewalk shall be

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# Fence Elevation "B" SCALE: $1/4^* = 1'-0^*$

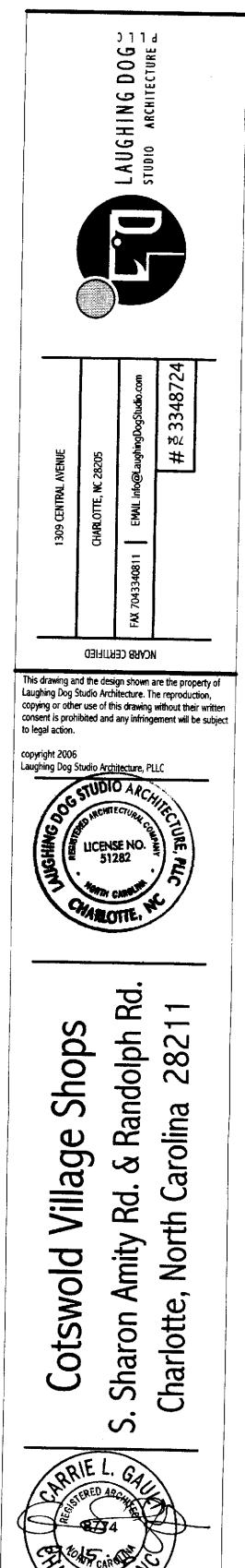
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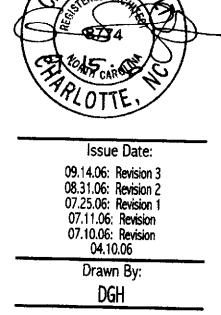
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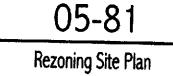
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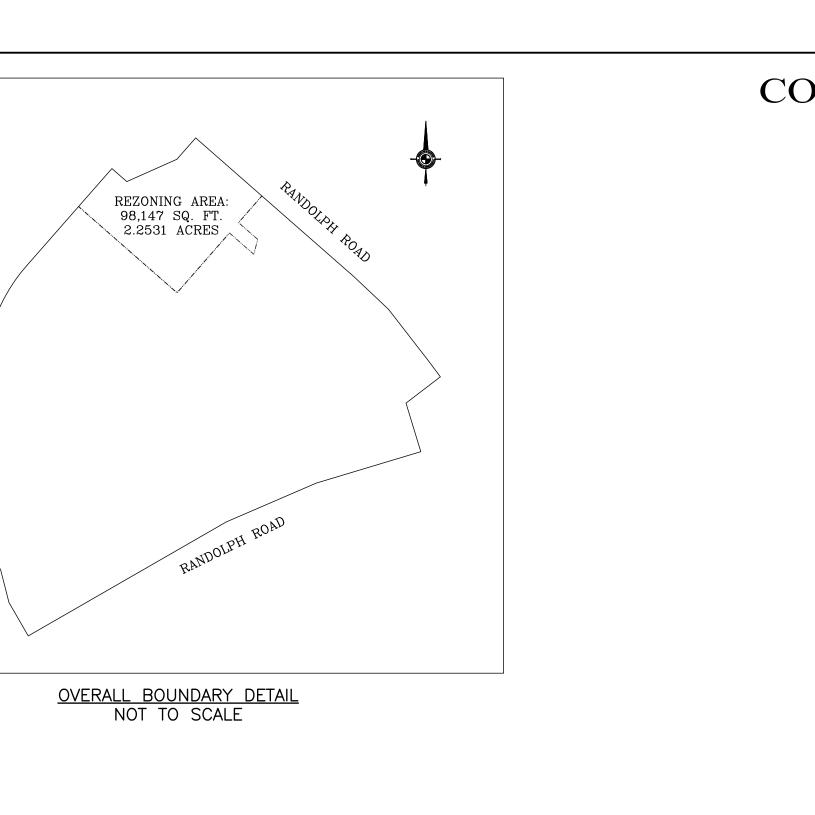
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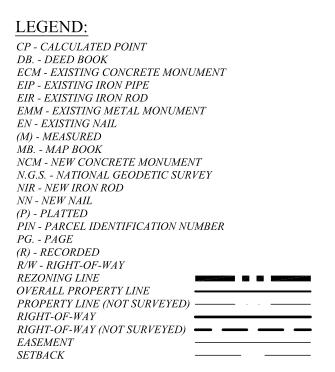
FENCE AT RANDOLPH ROAD SIDE OF PROPERTY SHALL BE SET WITHIN EXISTING PLANTING STRIP; SEE NOTES FOR ADDITIONAL INFORMATION ON INSTALLATION.











ZONING: ZONING RESTRICTIONS AS PER ZONING ORDINANCE: SUBJECT PROPERTY ZONED: CC

FOR FURTHER INFORMATION CONTACT THE CHARLOTTE-MECKLENBURG ZONING DEPARTMENT.

> COTSWOLD HOMES CONDOMINIUMS UNIT OWNERSHIP FILE 42, PAGE 1 181–126–70

NOTES:

1. ALL CORNERS MONUMENTED AS SHOWN.

2. THE LOCATION OF UNDERGROUND UTILITIES SHOWN ON THIS MAP IS APPROXIMATE, BASED ON INFORMATION PROVIDED BY OTHERS OR BY FIELD LOCATION. UTILITY LOCATIONS AS SHOWN HEREON ARE INTENDED FOR PLANNING ONLY. ACTUAL LOCATION, SIZE, OR DEPTH OF LINE SHOULD BE VERIFIED WITH THE INDIVIDUAL UTILITY COMPANY BEFORE CONSTRUCTION.

3. BROKEN LINES INDICATE PROPERTY LINES NOT SURVEYED.

4. RANDOLPH ROAD AND S SHARON AMITY ARE SHOWN AS "MAJOR THOROUGHFARES" ON THE MECKLENBURG-UNION METROPOLITAN PLANNING ORGANIZATION THOROUGHFARE PLAN OF 2004 AND MAY BE SUBJECT TO A FUTURE RIGHT-OF-WAY OF 50' FROM CENTERLINE.

5. THE OFF-SITE RIGHT-OF-WAY SHOWN HEREON IS FOR ILLUSTRATIVE PURPOSES ONLY. THE UNDERSIGNED CERTIFIES ONLY TO THE RIGHT-OF-WAYS SURVEYED, AND DOES NOT CERTIFY TO THE RIGHT OF WAY WIDTH OF ANY ADJACENT PROPERTIES. 6. NO NEW PARCELS ARE CREATED WITH THIS MAP.

7. THE PURPOSE OF THIS PLAT IS TO REZONE THE PROPERTY TO ALLOW ADDITIONAL BUILDING SQUARE FOOTAGE.

