COMMUNITY MEETING REPORT

Petitioner: The Drakeford Company

Rezoning Petition Number: 2017-0712

This Community Meeting Report is being filed with the Office of the City Clerk and the Charlotte-Mecklenburg Planning Commission pursuant to the provisions of the City of Charlotte Zoning Ordinance.

The Persons and Organizations Contacted with Date and Explanation of How Contacted:

The Representative of the Petitioner mailed written notice of the date, time and location of the City Community Meeting to the individuals and organizations set out in Exhibit A attached hereto by depositing such notice in the U.S. Mail on December 22, 2016. A copy of the written notice is attached hereto as Exhibit B.

Date, Time and Location of Meeting:

The Community Meeting was held on January 4, 2017 at the Plaza Midwood Public Library, 1623 Central Avenue, Charlotte, North Carolina 28205.

Persons in Attendance at Meeting (See attached copy of sign-up sheet):

The Community Meeting was attended by those individuals identified in the sign-up sheet attached hereto as <u>Exhibit C</u>. The Petitioner was represented at the Community Meeting by Nick Bushon, Design Resource Group – Land Planner/Civil Engineer; Anthony Fox, Parker Poe Adams & Bernstein, LLP – Rezoning Consultant; Robert Drakeford; Kevin Pfahl, Architect; Susan Pfahl, Architect.

Summary of Presentation/Discussion (See attached agenda):

The Community Meeting was called to order through a presentation of Nick Bushon, Design Resource Group. Nick provided a discussion of the project and discussed the current plan. The Petitioner, Bobby Drakeford, then followed with a description of the parcel to be rezoned. The group was oriented to the site. Nick used elevations showing two quadruplexes with four units. He explained that the units would have a 30-foot setback from the existing right-of-way. Nick then explained that as designed, the units located most of the parking in the back of the units with two spaces per unit. He added that the units would be 2½ stories in height and not three stories.

Discussion then followed regarding the live/work units. Bobby Drakeford discussed Staff's opposition to parking spaces in the front of the units and indicated that's why the parking spaces were placed in the rear.

The possibility was discussed of obtaining a third parcel currently owned by an entity controlled by Daniel Levine. With the third parcel, if acquired, the project could be larger in scope.

The Petitioner mentioned that the current plan had been presented to Staff and they have met with Staff twice regarding the project. If the corner lot was acquired, it would change the plan. Staff in their meetings inquired about the ability to obtain the corner lot.

Petitioner then showed a plan containing the corner lot on the assumption that the additional lot could be acquired. The plan did indicate that parking would remain on the back side of the property. He also mentioned that the proposed plan would push the project closer to McClintock and that the right-of-way is different from where the street is currently located. It was discussed that the lot contains a deed restriction and that the proposed project assumes that the deed restriction could be waived. The deed restriction contains a 30-foot setback and the proposed project would require a 20-foot setback.

The larger project was further discussed, and access and parking were mentioned. It was discussed that the parking would require access to a one-way street and that the street was 30 feet vs. 40 feet wide.

Several in the audience requested and discussed the timing of a decision to proceed with two quadruplexes as originally planned or to move forward a plan that would include the corner lot. The Petitioner reminded the group that the purpose of the Community Meeting was to discuss the current plan, which as currently positioned contains only the two quadruplexes. The option for the larger plan with the corner lot is not currently before the group. The Petitioner did say, however, that he would like to hear the community's desires with regard to the larger plan.

Further discussion ensued regarding the right-of-way differences between the two plans. It was also further discussed about potential waiver of the covenants regarding the setbacks. It was explained to the group that the public street and the right-of-way are different. There was some discussion regarding landscaping in the side yard for the original quadruplex project. Also, discussion ensued with regard to a fence along the property line. It was suggested that at least a six-foot brick fence be constructed. The Petitioner expressed concern about the cost of a brick fence and mentioned that such cost might be prohibitive. The neighborhood questioned whether or not a wooden fence would be sufficient. One neighbor discussed his garage and mentioned that he would be one foot from the property line of the proposed development.

There was also some discussion about plantings in the area and whether five feet is adequate to accommodate sufficient planting.

Discussion returned to the 30-foot setback from the property line. The Petitioner mentioned that the plans with two buildings meet the setback requirement. The plans with three buildings do not meet the setback requirement and would require a waiver. Petitioner then went on to discuss the two-unit plan. He mentioned that the buildings would be ten feet further back from the property line. Thirteen spaces would be provided for parking in the rear. Four spaces would be provided for parking out front. There was one question regarding the trash bins and the storage of trash bins. The Petitioner explained that a dumpster was prohibited given the size of the development. There was further discussion about roll-out carts, and one member of the public questioned whether roll-out carts would be a problem.

The Petitioner then challenged the community to look at the two-unit plan and mentioned that the elevation showing the three-unit plan was a wild card and totally dependent upon the builder to acquire the adjacent property. He mentioned the three-unit plan with regard to improved and more consistent landscape. The three-unit plan, again, assumes that the deed restriction could be waived. With regard to waiving the deed restriction, it was discussed that three properties control the ability to waive the deed restriction, and one guy owns two of the properties. Mr. Drakeford explained that the deed restriction only applies to a portion of the street. He also explained that such restrictions are random in certain communities and neighborhoods. He also mentioned that waiver of a deed restriction works only if all of the parties agree to waive the restriction.

The Petitioner, Mr. Drakeford, then showed renderings of the design. He showed the St. Julien Street side elevation of the site. The elevation showed the actual separation of the two buildings. The elevations also showed separate elevations for each.

One community member asked why Hardie board was being used and not brick. It was explained that the difference between one unit containing more brick than the other was to make them look different. It was mentioned that brick was as an accent, and the Petitioner mentioned it was not opposed to matching the two units. The purpose of brick on one unit and not the other was merely to distinguish the unit and to add to making them look different.

A community member asked how tall was the height of the units. It was indicated that the units would be within the forty-foot of maximum requirement.

The architects explained that they had done similar quadruplexes on Pecan Avenue and have had success with these types of elevations. It was discussed that one-half story on the top floor makes the units work. The units would average between 1200 to 1400 square feet.

The group then revisited parking and it was mentioned that this was an urban area and the parking requirements are met. Parking would be an issue if there were less than two parking spaces per unit. It was also discussed that McClintock Street gets more narrow. It was discussed that parking was a necessity, and at this price point two parking spaces per unit was more the expectation. Further discussion of the elevation ensued. The architect mentioned that the units would contain brick, Hardie board. The HOA would be formed and would ensure maintenance of the units.

It was further discussed with regard to the potential three-unit plan and questions about the possible timetable of knowing when a decision would be made between the two-unit plan and the three-unit plan. A community member mentioned that the design was good, that it showed a Craftsman style, and such style was in keeping with the character of the neighborhood.

It was then discussed about off-site drainage. The Petitioner assured that the drainage issues would be addressed. There is a surface drain and a drain that moves along the existing development.

The discussion returned to parking and a question regarding angle of drive and angle of parking. An individual indicated support for moving the driveway to the west or left side of the two-unit project.

Fencing was again discussed. In talking of fencing, the Petitioner mentioned a wood fence option that would be stained.

The live/work unit was again discussed. It was discussed that one unit would be in each of the buildings. Uses that are allowed in the live/work unit would be limited uses that would be captured in the covenants for the development. It was also mentioned that the uses would have limited hours and limited commercial uses. The audience questioned the commercial uses in a residential neighborhood. It was discussed that such uses often exist as customer home occupations, and this would be no different. It was also discussed that Staff was interested in live/work spaces, and such spaces are in keeping with the character of the neighborhood as well as the Craftsman style.

The Community Meeting ended at 7:25 p.m.

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NOTICE TO INTERESTED PARTIES OF COMMUNITY MEETING

Subject: Community Meeting – Rezoning Petition filed by The Drakeford Company to rezone approximately .48 acres located at 2145 and 2151 McClintock Road to permit the development of a quadraplex on each parcel. These quadraplexes will contain live-work units that can accommodate residential or limited office use.

Date and Time of Meeting: 4 January 2017 at 6:00 p.m.

Place of Meeting:	Charlotte-Mecklenburg Library Plaza Midwood 1623 Central Avenue Charlotte, NC 28205
Petitioner:	The Drakeford Company

Petition No.: 2017-012

We are assisting The Drakeford Company (the "Petitioner") in connection with a Rezoning Petition it has filed with the Charlotte-Mecklenburg Planning Commission seeking to rezone an approximately .48 acre site (the "Site") located at 2145 and 2151 McClintock Road (the north side of McClintock Road between Nandina Street and St. Julien Street) from the R-5 zoning district to the MUDD-CD zoning district. The purpose of the rezoning is to permit the development to permit the development of a quadraplex that can accommodate residential or limited office use on each parcel.

In accordance with the requirements of the City of Charlotte Zoning Ordinance, the Petitioner will hold a Community Meeting prior to the Public Hearing on this Rezoning Petition for the purpose of discussing this rezoning proposal with nearby property owners and organizations. The Charlotte-Mecklenburg Planning Commission's records indicate that you are either a representative of a registered neighborhood organization or an owner of property that adjoins, is located across the street from, or is near the Site.

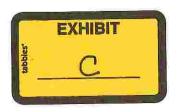
Accordingly, on behalf of the Petitioner, we give you notice that representatives of the Petitioner will hold a Community Meeting regarding Rezoning Petition 2017-012 on 4 January 2017, at 6:00 p.m. at the Charlotte-Mecklenburg Library, Plaza Midwood, 1623 Central Avenue, Charlotte, NC 28205. The Petitioner's representatives look forward to sharing this rezoning proposal with you and to answering any questions you may have with respect to this Rezoning Petition.

In the meantime, should you have any questions or comments about this matter, please call Anthony Fox at (704) 335-9841.

cc: Patsy Kinsey, City Councilmember District 1

Date Mailed: December 22, 2016

PPAB 3497635v1



COMMUNITY MEETING SIGN-IN SHEET PETITIONER: THE DRAKEFORD COMPANY REZONING PETITION NO.: 2017-012 January 4, 2017

Please fill out completely. This information is used by the Planning Department to distribute material regarding this petition.

Please PRINT CLEARLY.

Name	Address	Phone No.	Email	
Jeff Colaverchia	1321 St Julien St	585-733-6280	I to avecchied the	hav. con
Phillip Gussman	2008 Winter St	704-588-6094	PhileGussam cons.	
2366 pakity				
Sim Margues	1504 MorningsideD	C.		
Karan Lockhart	0	704-	kzlockhart@ar	1.com
Michael Edwards				
RYAN FORD	1317 SAINT JULION	704-754-3365	PRFORDVTEG	MAIL.com
Susan Pfor	1200 The Plan	7043421065		
GARY MULER	8532 Connuth			
Emily Parker	1318 Saint JulieL			
Allen Nelson	1509 Ivey	919-395-0469		
Mike Parker	1318 Saint Julien	704-649-7080		
J. Fennell	1513 Iven	704 342 1144		con
JESSICA Lockwood		86.4-704-6009		
Kevin Plam	1200 The Plaza	204 342 1065	Kovin@Pfahl.c	m
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Proposed Condominium Community @ 2145, 2151 & 2155 McClintock Rd.

Rezoning Community Meeting

Plaza Midwood Public Library 6:00 p.m. – January 4, 2017

Rezoning Petition 2017-012



Proposed Condominium Community @ 2145, 2151 & 2155 McClintock Rd.

Meeting Agenda

- Introductions (Anthony Fox)
- Rezoning Process / Timeline (Anthony Fox)
- I. Project Description (Nick Bushon)
- Design Concepts (Nick Bushon / Susan Pfahl / Kevin Pfahl)
- (a) Site Plan Review (Nick Bushon)
- (b) Elevations Review (Susan Pfahl / Kevin Pfahl)
- (c) Architectural Standards (Susan Pfahl / Kevin Pfahl)
- Project Schedule (Bobby Drakeford)
- Discussion / Next Steps (All)



Commonwealth/Morningside

Proposed Condominium Community @ 2145, 2151 & 2155 McClintock Rd.

Development Team

Susan Pfahl -Nick Bushon -Kevin Pfahl -Mac McCarley **Bobby** Drakeford Anthony Fox – Parker Poe Bernstein Attorneys (Rezoning Consultant) Parker Poe Bernstein Attorneys (Rezoning Consultant) Pfahl Architecture (Architect) Pfahl Architecture (Architect) The Drakeford Company (Developer) Design Resource Group (Land Planner / Civil Engineer)

General Contractor -

TBD



Proposed Condominium Community @ 2145, 2151 & 2155 McClintock Rd.

Rezoning Timeline

- 10/24/2016 Rezoning Application Filed (Petition Number 2017-012)
- 01/04/2017 Community Meeting # 1 (Plaza Midwood Public Library)
- 01/? or $02/\underline{?}$ Community Meeting # 2
- 03/20/2017 6:00 p.m. City Council Public Hearing*
- 04/20/2017 6:00 p.m. City Council Decision*

*Assumes 2/20 public hearing is deferred. Held at City/County Government Center - 600 E. Fourth St.



Proposed Condominium Community @ 2145, 2151 & 2155 McClintock Rd.

Zoning Description

- Recommended Zoning: O-2 (office 2145), R-5 (residential 2151 and 2155) Current Zoning: MUDD-CD (conditional) R-5 (2145 and 2151) and O-2 (2155 grandfathered)
- Proposed Zoning: Proposed Uses: Residential (9 units), Live-Work (3 units, 1 / bldg):

Live-Work Unit Conditions

- Operating hours: 8:00 a.m. 8:00 p.m., weekdays; 9:00 a.m. 2:00 p.m., Saturday.
- Number of Employees: 1 (excluding the resident(s))
- Signage: non-illuminating, less than 18' x 24', attached to building
- Office Sq. Ft.: less than 400
- Retail Sales: limited to books, tapes or media associated with professional service
- Allowed Services: legal, counseling, architecture, other professions, TDB
- Above conditions included in homeowner's association restrictive covenants



Commonwealth/Morningside

Proposed Condominium Community @ 2145, 2151 & 2155 McClintock Rd.

Commercial Uses Prior to Development

- 2145 proposed uses: include construction trailer or real estate sales center Saturdays; 12:00 p.m. - 5:00 p.m., Saturdays; Operating hours 7:00 a.m. – 8:00 p.m., weekdays; 10:00 a.m. – 5:00 p.m.,
- 2151 proposed uses: none
- 2155 proposed uses: those currently allowed

Project Description

Stories/Height: # Units / # Bldgs: Management: Ext. Features: Housing Type: Number of Units: BR/BA/Sq. Ft: 2145, 2151, 2155/57 (duplex) 12 2.0 - 2.5 / 38+/- ft. 12/42 or 3BR / 2 or 3BA / 1,200+/- or 1,400+/- Sq. Ft. Shingles, Brick, Hardi-Plank & Panel, Porches Homeowner's Association Hardwoods/Tile, Granite, 9 Ft. Ceilings \$325,000 - \$375,000 Condominium Flats (quadraplexes) 1.5 - 2.0 Spaces / Unit

Price Range:

Addresses:

Parking:

Int. Features:

P 704/344-0332 F 704/344-9992 www.tdcrealestate.com 1914 Brunswick Ave., Charlotte, NC 28207



Proposed Condominium Community @ 2145, 2151 & 2155 McClintock Rd.

Project Schedule

- 1st Qtr. 2017 Community / Rezoning Meetings
- 2nd Qtr. 2017 Rezoning Approved / Design / Marketing
- 3rd Qtr. 2017 Design / Sales / Apply for Building Permits
- 4th Qtr. 2017 Permits Issued / Construction Begins
- 4th Qtr. 2018 Construction Completed / New Neighbors



Commonwealth/Morningside

Proposed Condominium Community @ 2145, 2151 & 2155 McClintock Rd.

Contact Information

Kevin Pfahl –	Susan Pfahl –	Nick Bushon –	Bobby Drakeford –	Mac McCarley –	Anthony Fox –
(704) 342-1065, kevin@pfahl.com	(704) 342-1065, susan@pfahl.com	(704) 343-0608, nick@drgrp.com	(704) 344-0332, bobby@tdcrealestate.com	(704) 372-9000, macmccarley@parkerpoe.com	(704) 372-9000, anthonyfox@parkerpoe.com