

REQUEST	Current Zoning: I-2 (general industrial) Proposed Zoning: TOD-M (transit oriented development – mixed use)
LOCATION	Approximately 1.33 acres located on the east side of Distribution Street between Remount Road and Dunavant Street. (Council District 3 - Mayfield)
SUMMARY OF PETITION	The petition proposes to allow all transit supportive uses per TOD-M (transit oriented development – mixed use) zoning for a 1.33 acre site that is within a 1/2 mile walk of the New Bern Transit Station on the LYNX Blue Line.
PROPERTY OWNER	Vinson Enterprises Inc.
PETITIONER	Glen Nocik
AGENT/REPRESENTATIVE	Brian Dey
COMMUNITY MEETING	Meeting is not required.

STAFF RECOMMENDATION	Staff recommends approval of this petition. <u>Plan Consistency</u> The petition is consistent with the <i>New Bern Transit Station Area Plan</i> recommendation for mixed use transit supportive development <u>Rationale for Recommendation</u> • The subject site is within a 1/2 mile walk of the New Bern Transit Station on the LYNX Blue Line. • The proposal allows for all uses in the TOD-M (transit oriented development – mixed use) district which includes office, residential, retail, and civic uses. • Use of conventional TOD-M (transit oriented development – mixed use) zoning applies standards and regulations to create the desired form and intensity of transit supportive development for this small site and a conditional rezoning is not necessary. • TOD (transit oriented development) standards include requirements for appropriate streetscape treatment, building setbacks, street-facing building walls, entrances, and screening. • The proposed change will support the transition of the area from an industrial district to a walkable transit supportive district.
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PLANNING STAFF REVIEW

- **Proposed Request Details**
 - This is a conventional rezoning petition, which applies all the standards, regulations and uses in the TOD-M zoning district. Uses allowed in the TOD-M district include office, residential, retail, eating/drinking/entertainment establishments and civic.
- **Existing Zoning and Land Use**
 - The subject properties are currently developed with industrial warehouse buildings.
 - The surrounding properties are zoned I-2 (general industrial) and TOD-M (transit oriented development – mixed use) and are developed with office, retail, warehouse, restaurant and entertainment uses.
 - See “Rezoning Map” for existing zoning in the area.
- **Rezoning History in Area**
 - Since the construction of the LYNX Blue Line and the New Bern light rail station, there have been a number of rezonings to conventional TOD-M (transit oriented development – mixed use) and TOD-MO (transit oriented development – mixed use, optional), in the area surrounding this site and in the New Bern Station Area. These rezonings have supported the transition of the area from an industrial district to a walkable transit supportive district.
- **Public Plans and Policies**
 - The *New Bern Transit Station Area Plan* (2008) recommends mixed use transit supportive uses

for the subject site and surrounding properties.

- **TRANSPORTATION CONSIDERATIONS**

- The site is located along a local street within a transit station area. During permitting, CDOT will look to implement the Distribution Street cross section envisioned by the area plan.
- **Vehicle Trip Generation:**
 - Current Zoning:
 - Existing Use: 110 trips per day (based on 30,792 square feet of warehouse uses).
 - Entitlement: 110 trips per day (based on 30,792 square feet of warehouse uses).
 - Proposed Zoning: Allows for a wide variety of uses.

DEPARTMENT COMMENTS (see full department reports online)

- **Charlotte Area Transit System:** No issues.
 - **Neighborhood & Business Services:** No issues.
 - **Charlotte Fire Department:** No issues.
 - **Charlotte-Mecklenburg Schools:** The conventional district allows a variety of uses; therefore, the impact on local schools cannot be determined.
 - **Charlotte Water:** In relation to the parcel under review, Charlotte Water has water system availability via an existing eight-inch water distribution main located along Distribution Street and sewer system availability for the rezoning boundary via an existing eight-inch gravity sewer main located along Distribution Street.
 - **Engineering and Property Management:**
 - **Arborist:** No trees can be planted in the right of way of Distribution St. without permission of the City Arborist's office.
 - **Erosion Control:** No issues.
 - **Land Development:** No issues.
 - **Storm Water Services:** No issues.
 - **Urban Forestry:** Site must comply with the Tree Ordinance.
 - **Mecklenburg County Land Use and Environmental Services Agency:** No comments received.
 - **Mecklenburg County Parks and Recreation Department:** No issues.
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Attachments Online at www.rezoning.org

- Application
- Site Plan
- Locator Map
- Department Comments
 - Charlotte Area Transit System Review
 - Charlotte Department of Neighborhood & Business Services Review
 - Charlotte Fire Department Review
 - Charlotte Water
 - Engineering and Property Management Review
 - City Arborist Review
 - Erosion Control
 - Land Development
 - Storm Water Services
 - Urban Forestry
 - Mecklenburg County Land Use and Environmental Services Agency Review
 - Mecklenburg County Parks and Recreation Review
 - Transportation Review

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