



KEY MAP

SEAL

PROJECT

ARGOS REAL ESTATE ADVISORS,
INC.

1101 S. BLVD., SUITE 100
CHARLOTTE, NC 28203

LANDDESIGN PROJ.# 1017332

REVISION / ISSUANCE

NO.	DESCRIPTION	DATE
	SUBMITTAL 2	08-13-18
3	SUBMITTAL 3	10-15-18
4	SUBMITTAL 4	01-14-19
5	SUBMITTAL 5	05-13-19

DESIGNED BY:
DRAWN BY:
CHECKED BY:

SCALE

NORTH

VERT: N/A
HORZ: $1"=100'$



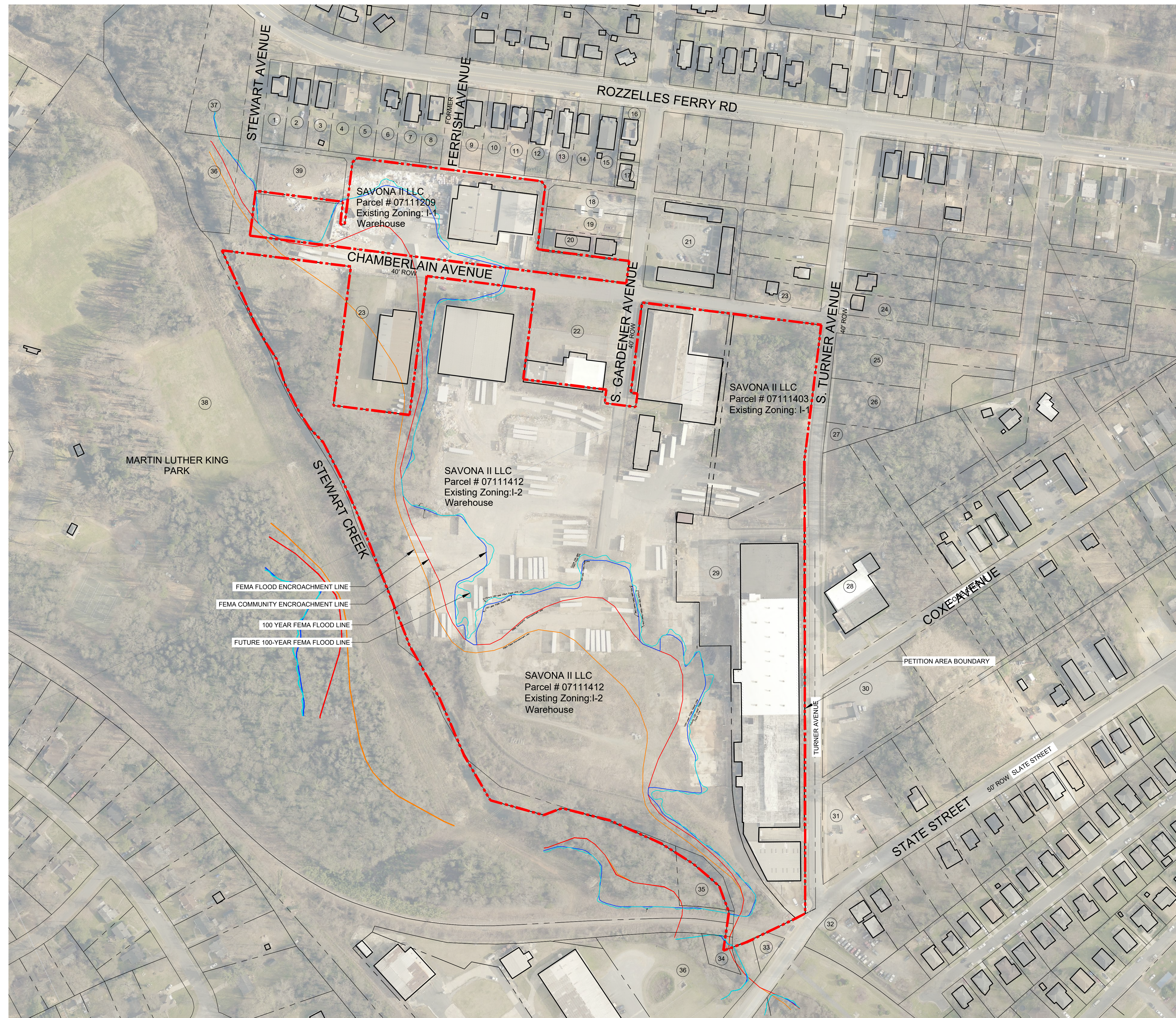
0 50' 100' 200'

SHEET TITLE

EXISTING CONDITIONS

SHEET NUMBER

RZ-00



ACQUEDOTT OWNERSHIP LISTINGS

1. MICHAEL AND KATHERINE LOJACONO
Tax # 07111311
Zoning: R-8
Existing Use: Single Family

2. JOHN AND CARRIE DAY
Tax # 07111306
Zoning: R-8
Existing Use: Single Family

3. MARY ANN HUGHEY
Tax # 07111305
Zoning: R-8
Existing Use: Single Family

4. RYAN COX AND KARLI NELSON
Tax # 07111313
Zoning: R-8
Existing Use: Single Family

5. 2517 ROZZELLES FERRY LLC
Tax # 07111312
Zoning: R-8
Existing Use: Single Family

6. DEVONA ALLGOOD
Tax # 07111303
Zoning: R-8
Existing Use: Single Family

7. MEGAN FOX
Tax # 07111302
Zoning: R-8
Existing Use: Single Family

8. WESLEY AND STEPHANIE VANDER LUGT
Tax # 07111301
Zoning: R-8
Existing Use: Single Family

9. TAH 2015-1 BORROWER LLC
Tax # 07111208
Zoning: R-8
Existing Use: Single Family

10. TAH 2015-1 BORROWER LLC
Tax # 07111207
Zoning: R-8
Existing Use: Single Family

11. CHRISTOPHER JOEL
HOLLY DYAN CAN ROKEEL
Tax # 07111206
Zoning: R-8
Existing Use: Single Family

12. WILLIAM AND WINFREY BRISLEY
Tax # 07111205
Zoning: R-8
Existing Use: Single Family

13. D A HEIRS COLBERT AND SARAH
BROADIE
Tax # 07111204
Zoning: R-8
Existing Use: Single Family

14. ANDREW NEVILLE
Tax # 07111203
Zoning: R-8
Existing Use: Single Family

15. KIMBERLY NORTON
NICHOLAS KRECKER
Tax # 07111202
Zoning: R-8
Existing Use: Single Family

16. GREGORY AND TRACEY MOTLEY
Tax # 07111201
Zoning: R-8
Existing Use: Single Family

17. GREGORY AND TRACEY MOTLEY
Tax # 07111214
Zoning: B-2
Existing Use: Single Family

18. GREGORY MOTLEY
Tax # 07111213
Zoning: I-1
Existing Use: Single Family

19. GREGORY MOTLEY
Tax # 07111212
Zoning: I-1
Existing Use: Single Family

20. GREGORY AND TRACEY MOTLEY
Tax # 07111211
Zoning: I-1
Existing Use: Single Family

21. GARDNER LAND TRUST
CATHERINE HUNTER
Tax # 07111110
Zoning: R-8
Existing Use: Single Family

22. WIOFFICE COLOR CORP
Tax #: 07111410
Zoning: I-2
Existing Use: Single Family

23. BRYANT AND NANCY CUTLER
Tax #: 07111415
Zoning: I-2
Existing Use: Single Family

24. AGENY A AGENYA
Tax #: 07111411
Zoning: R-8
Existing Use: Single Family

25. CITYSIDE PROPERTIES LLC
Tax #: 07110402
Zoning: I-1
Existing Use: Single Family

26. CAROLINA URBAN PROPERTIES LTD
Tax #: 07110403
Zoning: I-1
Existing Use: Single Family

27. CAROLINA URBAN PROPERTIES LTD
Tax #: 07110404
Zoning: I-1
Existing Use: Single Family

28. CAROLINA URBAN PROPERTIES LTD
Tax #: 07110405
Zoning: I-1
Existing Use: Warehouse

29. SAVION LLC
Tax #: 07111417
Zoning: I-1
Existing Use: Warehouse

30. 1800 CARMEN ROAD STE 107-230
Tax #: 07110551
Zoning: I-1
Existing Use: Warehouse

31. SAVION LLC
Tax #: 07110501
Zoning: I-1
Existing Use: Warehouse

32. COMMUNITY BUILDING INVESTMENTS LLC
Tax #: 07107214
Zoning: I-2
Existing Use: Office

33. MECKLENBURG COUNTY
CAPITAL INVESTMENT FINANCE DEPT
Tax #: 07111416
Zoning: I-2
Existing Use: Office

34. RAILROAD CO SEABOARD COAST LINE
Tax #: 07112132
Zoning: I-2
Existing Use: Office

35. RAILROAD CO SEABOARD COAST LINE
Tax #: 07112206
Zoning: I-2
Existing Use: Office

36. MECKLENBURG COUNTY
Tax #: 07114340
Zoning: I-1
Existing Use: Office

37. MECKLENBURG COUNTY
Tax #: 07114338
Zoning: I-1
Existing Use: Office

38. MECKLENBURG COUNTY
REAL ESTATE FINANCE DEPT
Tax #: 07112205
Zoning: R-5
Existing Use: Public Park



VICINITY MAP
SCALE = 1"=1,000'



PROJECT

ARGOS REAL ESTATE ADVISORS,
INC.

1101 S. BLVD., SUITE 100
CHARLOTTE, NC 28203

LANDDESIGN PROJ.# 1017332

REVISION / ISSUANCE

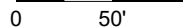
[illegible]

DESIGNED BY:
DRAWN BY:
CHECKED BY:

SCALE

NORTH

VERT: N/A
HORIZ: 1"=100'

REZONING PLAN AND
TECHNICAL DATA SHEET

SHEET NUMBER

RZ-01

--Acreage: ± 28 acres

--Tax Parcels: 071-114-03, 071-114-12, 071-114-17 and 071-112-09

--Existing Zoning: I-1 and I-2

--Proposed Zoning: MUDD-O with five (5) year vested rights.

--Existing Uses: Industrial

--Proposed Uses: Uses permitted by right and under prescribed conditions together with accessory uses, as allowed in the MUDD zoning district.

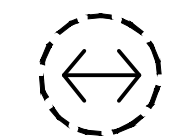
--Maximum Development (subject to conversion rights as defined herein):

- a. up to 290,000 square feet of commercial and/or office uses, however retail uses shall not exceed 45,000 square feet total, and
- b. Up to 240 residential units.

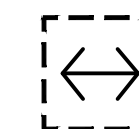
--Maximum Building Height: Up to eight (8) stories for buildings internal to the Site, and further limited to a maximum of four (4) stories around the perimeter of the Site, in the areas as indicated on the Rezoning Plan as the Perimeter Height Zone Area.

--Parking: As required by the Ordinance for the MUDD zoning district.

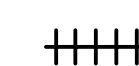
**NEW PUBLIC STREET CONNECTIONS
(WITH PUBLIC RIGHT OF WAY)**

 PRIVATE VEHICULAR/ PEDESTRIAN CONNECTIONS
(WITH PUBLIC ACCESS EASEMENT)

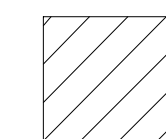
FUTURE ACCESS POINTS
(WITH PUBLIC ACCESS EASEMENT)



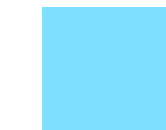
EXISTING ACCESS/CONNECTIONS



POTENTIAL FUTURE PRIVATE TROLLEY CONNECTION



PERIMETER ZONE - REDUCED BUILDING HEIGHT
(4 STORIES MAX.)



EXISTING PARKING FIELDS FOR EXISTING BUILDINGS
ADAPTIVE RE-USE OR RE-USE IN PRIMARILY AS-IS CONDITION



NEW FLEXIBLE FRONTAGE ZONE

KEY MAP

SEAL

REZONING
PETITION NO.
2016-112

PROJECT

SAVONA
REZONING

ARGOS REAL ESTATE ADVISORS,
INC.

1101 S. BLVD., SUITE 100

CHARLOTTE, NC 28203

LANDDESIGN PROJ.#
1017332

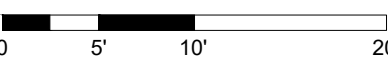
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DESIGNED BY:
DRAWN BY:
CHECKED BY:

SCALE NORTH

VERT: N/A
HORZ: 1"=10'

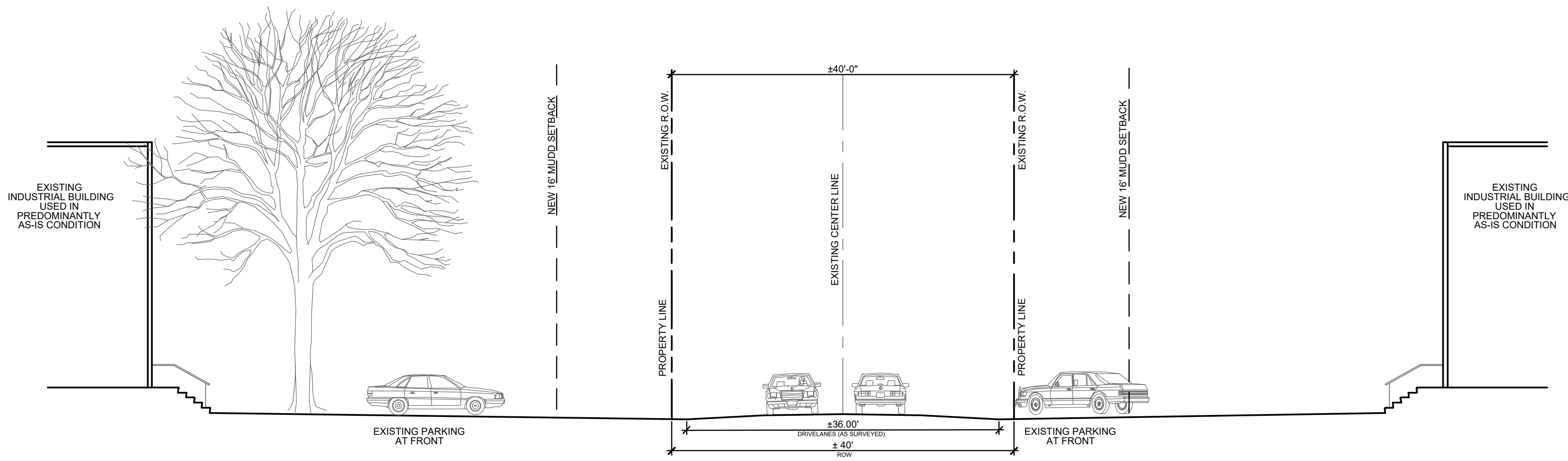


SHEET TITLE

STREET SECTIONS

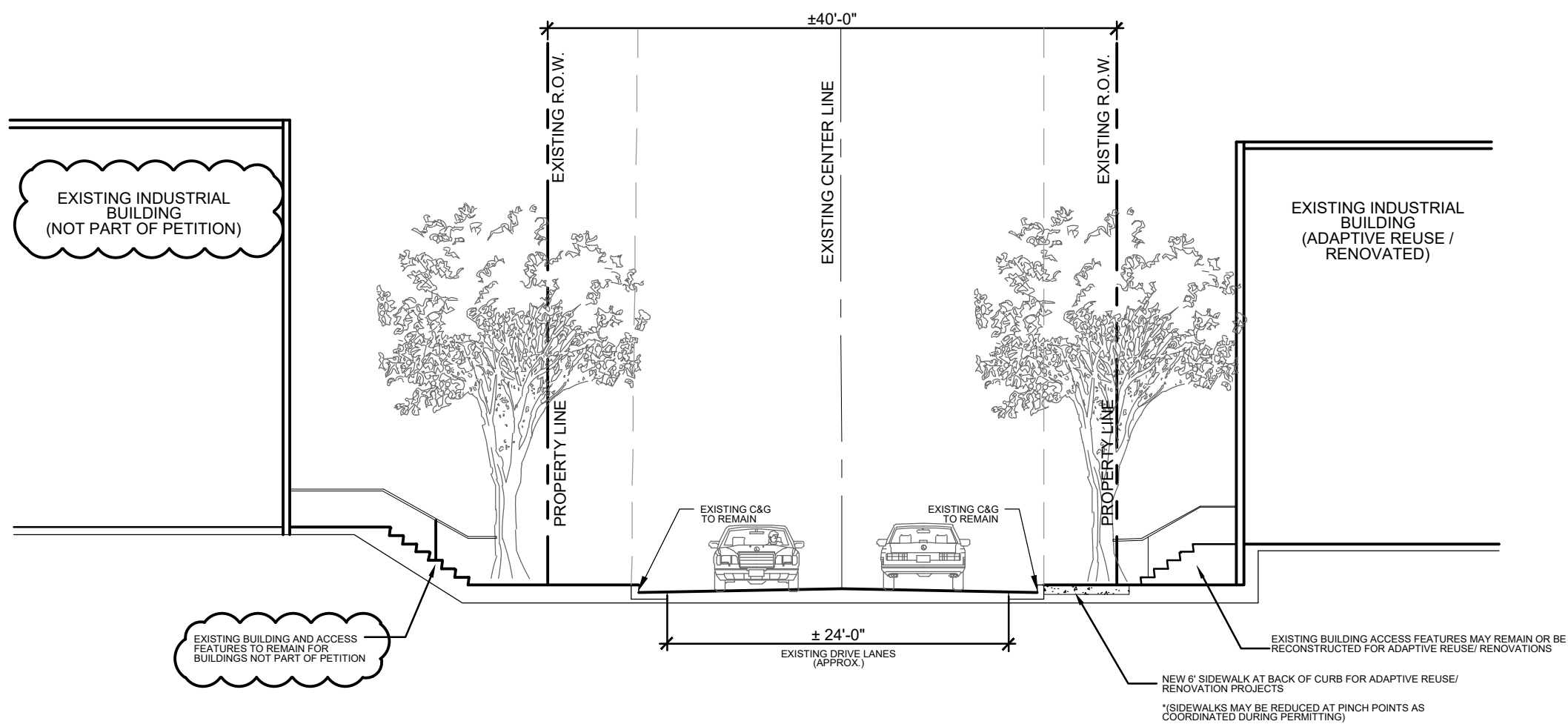
SHEET NUMBER

RZ-02



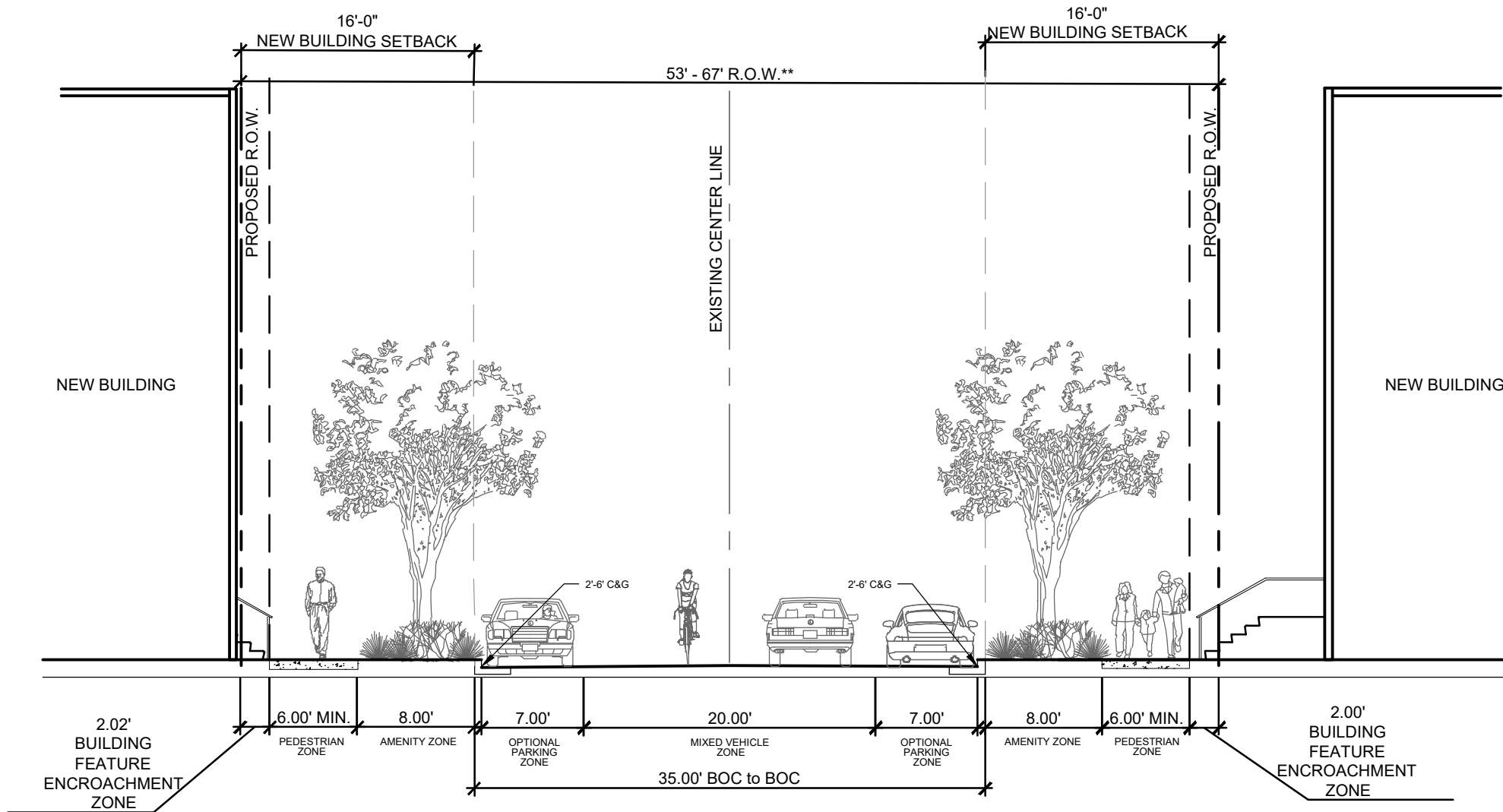
TYPICAL CHAMBERLAIN AVENUE -
EXISTING CONDITIONS
SCALE: 1" = 10'-0"

A



TYPICAL S. GARDNER AVENUE -
EXISTING BUILDING AND ADAPTIVE REUSE CONDITION
SCALE: 1" = 10'-0"

C



PROPOSED STREET SECTION WITH NEW DEVELOPMENT
SCALE: 1" = 10'-0"

D

DEVELOPMENT STANDARDS

ARGOS REAL ESTATE ADVISORS, INC.

May 13, 2019

Site Development Data:

- Acreage: ± 28 acres
- Tax Parcels: 071-114-03, 071-114-12, 071-114-17 and 071-112-09
- Existing Zoning: L-1 and L-2
- Proposed Zoning: MUDD-O with five (5) year vested rights.
- Existing Uses: Industrial
- Proposed Uses: Uses as determined by right and under prescribed conditions together with accessory uses, as allowed in the MUDD zoning district.
- Maximum Development (subject to conversion rights as defined herein):
 - a. Up to 290,000 square feet of commercial and/or office uses, however retail uses shall not exceed 45,000 square feet total, and;
 - b. Up to 240 residential units.
- Maximum Building Height: Up to eight (8) stories for buildings internal to the Site, and further limited to a maximum of four (4) stories around the perimeter of the Site, in the areas as indicated on the Rezoning Plan as the Perimeter Height Zone Area.
- Parking: As required by the Ordinance for the MUDD zoning district.

General Provisions

- (a) **Site Description.** These Development Standards and the Technical Data Sheet form the rezoning plan (hereafter collectively referred to as the "Rezoning Plan") associated with the Rezoning Petition filed by Argos Real Estate Advisors, Inc. ("Petitioner") to accommodate the redevelopment of an approximately 28-acre property generally surrounded by Stewart Avenue, Chamberlain Avenue, Turner Avenue, State Street and Stewart Creek (the "Site").
- (b) **Intent.** This Rezoning is intended to accommodate the evolution of a heavy industrial property into a vibrant mixed use community. The Petitioner seeks to preserve existing buildings and infrastructure where possible while maintaining enough flexibility to develop new improvements in a manner and at a time that is responsive to market demand. The Petitioner proposes to create an internal street network through the Site to create a more complete street network that will allow pedestrian, bicycle, and automobile traffic to travel through the Site. The Petitioner seeks to create a public realm with the pedestrian experience in mind. The overall development plan is intended to allow the Site to evolve with the surrounding area, resulting in a well-designed, quality experience for the residents, employees, and visitors, as well as the larger community. The Petitioner views the existing Savona Mill building as an asset to the development and intends to preserve the building for adaptive reuse.
- (c) **Zoning Districts/Ordinance.** Development of the Site will be governed by the Rezoning Plan as well as the applicable provisions of the City of Charlotte Zoning Ordinance (the "Ordinance"). Unless the Rezoning Plan establishes more stringent standards, the regulations established under the Ordinance for the MUDD zoning classification for the portion of the Site so designated on the Rezoning Plan shall govern all development taking place on such portion of the Site, subject to the Optional Provisions Provided below.
- (d) **Planned/Unified Development.** The Site shall be viewed as a planned/unified development plan as to the elements and portions of the Site generally depicted on the Rezoning Plan. As such, setbacks, side and rear yards, buffers, building height separation standards, and other similar zoning standards will not be required internally between improvements and other site elements located on the Site. Furthermore, the Petitioner and/or owner of the Site reserve the right to subdivide portions or all of the Site and create lots within the interior of the Site without regard to such internal separation standards, public/private street frontage requirements, provided, however, that all such separation standards along the exterior boundary of the Site shall be adhered to any development limitations set forth below as to the Site as a whole and not individual portions or lots located therein.
- (e) **Five Year-Vested Rights.** Pursuant to the provisions of Section 1.110 of the Ordinance and N.C.G.S. Section 160A-385.1, due to the master planned large scale nature of the development and/or redevelopment, the level of investment, the timing of development and/or redevelopment and certain infrastructure improvements, economic cycles and market conditions, this Petition includes vesting of the approved Rezoning Plan and conditional zoning districts associated with the Petition for a five (5) year period.

MUDD-O Optional Provisions

The following Optional Provisions are provided to accommodate deviations from the MUDD standards:

- (a) To allow existing structures to remain and to permit changes of use within existing buildings without having to bring buildings into full compliance with MUDD design or streetscape standards during "Adaptive Reuse of Existing Buildings" conditions, as further described below in Paragraph 2.g. and 6.b. (which requires minor building enhancements not to exceed 10% of the building facade). However, at such time when a building structure in any development Area is demolished, the Petitioner must comply with all MUDD design standards for newly constructed buildings (partially or entirely within the demolished building's footprint and all MUDD streetscape standards for that Area. For the sake of clarity, if one building within an Area is demolished but other existing structures remain, those existing structures shall not also immediately be required to come into full MUDD compliance, but the streetscape standards shall be updated for the entire Area so as to comply with MUDD standards or as otherwise agreed upon herein.
- (b) To allow existing off-street, surface level, vehicular parking and maneuvering areas to remain between existing buildings and public and private streets in the areas generally depicted on the Rezoning Plan during "Adaptive Reuse of Existing Buildings" conditions.
- (c) To not require doorways to be recessed into the face of existing buildings during "Adaptive Reuse of Existing Buildings" conditions.
- (d) To allow water quality and stormwater detention facilities to be located beneath sidewalks and private streets, but outside of the public right-of-way.
- (e) To allow alternative cross sections if approved by the Charlotte Department of Transportation (CDOT), as shown on Sheet RZ-02.
- (f) To allow the following signs that vary from the MUDD standards to be permitted:
 1. Computer programmable L.E.D. systems with full-color, full-matrix and/or digital display (visible from the interior to the Site only).
 2. Full color outdoor video display (visible from the interior to the Site only).
 3. Signs with moveable parts (signs with parts that revolve, adjust, are interactive or are similar in nature to artwork).
 4. Movie-type projected images from either direct projection or rear screen projection;
 5. Murals/artwork
 6. Sculpture signs;
 7. Landscape wall signs (landscape walls are low walls associated with landscape features or amenity areas);
 8. Temporary banners hung on a supporting structure or above a pedestrian or vehicular connection on public streets or proposed connections; and
 9. Other such signs having substantially the same characteristics as the foregoing or developed in response to innovative technology.
- (g) In "New Flexible Frontage Zones" and during "Adaptive Reuse of Existing Buildings" conditions, the Petitioner requests flexibility from the MUDD Ordinance provisions related to design standards to allow for the following:
 1. In Areas C and E, the Petitioner requests the opportunity to discuss approval for design flexibility with the Planning Director or its assignee related to the internal streetscape and design standards, such as the proposed Trolley connection and other similar innovative design elements that are consistent with the intent of the redevelopment.
 2. If non-residential uses are not oriented to an existing or new network required street and cannot meet the design standards for blank wall articulation (for example, modular commercial, pre-existing conditions contributing to site character, and/or fire code limitations), alternative innovative design solutions may be considered for approval by the Planning Director or designee.
 3. Loading/unloading and service, including refuse collection;
 4. Driveway spacing;
 5. Flexibility for existing grade related to the active use requirement on the ground floor of existing buildings;
 6. Relief from "Blank" walls provision; and
 7. Relief from storefront and entrance spacing requirements.

Permitted Uses and Maximum Development

Subject to the Maximum Development provisions set forth herein, the Site may be devoted to any commercial and residential uses permitted by right and under prescribed conditions in the MUDD Zoning District together with any incidental or accessory uses associated therewith, except for the following:

1. Car washes;
2. Automobile service stations; and;
3. EDEEs with drive-through service windows.

Area A shall be further restricted to prohibit the following uses: adult establishments, nursing homes, police and fire stations, and motels.

Development Areas and Conversion Rights

- (a) Subject to the restrictions, limitations, and transfer/conversion rights listed below, the principal buildings constructed within Development Areas may be developed: (i) with up to 290,000 square feet of gross floor area of commercial non-residential uses permitted by right and under prescribed conditions; and (ii) up to 240 residential dwelling units.

Conversion Rights:

- i. In the event that 290,000 square feet of commercial uses are not constructed on the Site, unused commercial square footage may be converted to residential dwelling units at the rate of one (1) residential dwelling unit per 1,000 square feet of commercial square footage so converted. Thus, the total number of residential dwelling units allowed on the Site may exceed 240 if unused commercial square footage is converted in accordance with the above ratio. However, the total number of multi-family units shall not exceed 465 units at any time, including conversions.
- ii. In the event that 240 residential units are not constructed on the Site, unused residential units may be converted to commercial square footage at a rate of 1,000 square feet of commercial uses per one (1) residential unit so converted. However, at no point shall the total amount of commercial square footage exceed 290,000 square feet, including conversions.
- iii. Unused commercial square footage may be converted to hotel rooms at a rate of one (1) hotel room per 1,000 square feet of unused commercial square footage. However, at no point shall the total number of hotel rooms exceed 300 rooms, including conversions.
- iv. Unused residential units may be converted to hotel rooms at a rate of one (1) hotel room per one (1) residential unit so converted. However, at no point shall the total number of hotel rooms exceed 300 rooms, including conversions.
- For purposes of the development limitations set forth in these Development Standards, the following items will not be counted as part of the allowed gross floor area (floor area as defined by the Ordinance) for the Site: surface or structured parking facilities, all loading dock areas (open or enclosed), and outdoor dining areas whether on the roof of the building(s) or at street level (parking for outdoor dining areas will be provided as required by the Ordinance or these Development Standards).

- (c) The total square feet of gross floor area devoted to office uses and other commercial uses such as retail, restaurant and personal service uses shall be interchangeable provided that:

1. The total square feet of gross floor area of all such office and other commercial uses does not exceed 290,000 square feet of gross floor area; and
2. The total amount of retail square footage shall not exceed 45,000 square feet.

Transportation

- (a) All public roadway improvements will be subject to the standards and criteria of CDOT and NCDOT, as applicable, to the roadway improvements within their respective road system authority. It is understood that such improvements may be undertaken by the Petitioner on its own or in conjunction with other development or roadway projects taking place within the area, by way of private/public partnership effort or other public sector project support.

- (b) The Petitioner shall commit to substantially complete the following street improvements throughout the Site based on the following development triggers:

1. Improvements along both sides of the Site's frontage of Chamberlain Avenue, to be improved to streetscape conditions as depicted in the cross-sections provided on Sheet RZ-02, or as otherwise mutually agreed upon in coordination with CDOT, shall be provided at such time as the earliest of the following occur:

- i. New Buildings are constructed in Areas A, B, D or E, at which time the Chamberlain Avenue improvements shall be completed before the first certificate of occupancy is issued for Area A, B, D or E, respectively.
 - ii. The Site's total occupancy exceeds 75% (irrespective of whether that occupancy is in existing buildings or new buildings throughout the Site), and/or
 - iii. Five (5) years from the date of this Rezoning approval by Charlotte City Council.
- Until such time as the Chamberlain Avenue streetscape improvements are triggered, the Petitioner shall work in coordination with the Planning Director (or its assignee) and CDOT to create a safe and enjoyable pedestrian experience along Chamberlain Avenue that is consistent with the intent of the redevelopment, to be determined during the permitting phase of Land Development, and may include solutions such as creative color striping, moveable pots and planters, or other temporary solutions to define the designated pedestrian areas.
2. Improvements to the Site's frontage of South Turner Avenue, to be improved to street conditions as depicted in the cross-sections provided on Sheet RZ-02, or as otherwise mutually agreed upon in coordination with CDOT, shall be provided at such time as the earliest of the following occur:

- i. New buildings are constructed within Area A, at which time the South Turner Avenue improvements shall be completed before the first certificate of occupancy is issued for Area A;
- ii. The Site's total occupancy exceeds 75% (irrespective of whether that occupancy is in existing buildings or new buildings throughout the Site), and/or
- iii. Five (5) years from the date of this Rezoning approval by Charlotte City Council.

However, if said improvements required to the South Turner Avenue streetscape fronting Area C are contradictory to the requirements of historic preservation of the existing Savona Mill so as to affect the Mill's eligibility for historic tax credits, historic preservation shall prevail so as to not impact historical tax credits for Savona Mill. If necessary, Alternative Compliance or Alternative Improvements related to the streetscape improvements along Area C shall be coordinated with the Planning Director (or its assignee) and CDOT to provide pedestrian safety and aesthetics consistent with the intent of the redevelopment.

3. Improvements to the new public street connection, shown as the South Gardner Avenue Extension and New Private Connection (not including the portion of the New Private Connection labeled as "Potential Connection with public access shown in future new development Area C, discussed in Paragraph 5.1 below) in the Rezoning Plan shall be provided as depicted in the cross-sections on Sheet RZ-02, or as otherwise mutually agreed upon in coordination with CDOT, if either of the following occur:

- i. Prior to the first certificate of occupancy for Area C (existing Savona Mill); and/or
 - ii. Five (5) years from the date of this Rezoning approval by Charlotte City Council.
4. Improvements to the proposed "Potential Connection (with Public Access Easement)" extension as labeled on the Rezoning Plan, shall be provided as depicted in the cross-sections on Sheet RZ-02, or as otherwise mutually agreed upon in coordination with CDOT, if any of the following occur:

- i. Any new development in Area E, at which time this connection shall be provided prior to the first certificate of occupancy for Area E; and/or
- ii. Five (5) years from the date of this Rezoning approval by Charlotte City Council.

- (a) **Off-site Improvements.** Petitioner shall provide or cause to be provided on its own or in cooperation with other parties who may implement portions of the improvements, the improvements set forth below to benefit overall traffic in the area in accordance with the following implementation provisions:

At the intersection of Rozzelles Ferry Road and South Gardner Avenue:

- i. Install a westbound left turn lane with 100 feet of storage on Rozzelles Ferry Road (pavement re-mark of "road diet") (to be completed prior to the issuance of the first certificate of occupancy for Area C);
- ii. Construct a new northbound left turn lane with 150 feet of storage on South Gardner Avenue; and
- iii. Construct a new pedestrian refuge island across the west leg of Rozzelles Ferry Road (to be completed prior to the issuance of the first certificate of occupancy for Area C or any new building construction).

At the intersection of Rozzelles Ferry Road and South Turner Avenue:

- i. Install a westbound left turn lane with 150 feet of storage on Rozzelles Ferry Road (pavement re-mark of "road diet") (to be completed prior to the issuance of the first certificate of occupancy for Area C);
 - ii. Construct a new pedestrian refuge island across the west leg of Rozzelles Ferry Road (to be completed prior to the issuance of the first certificate of occupancy for Area C or any new building construction); and
 - iii. Construct a new northbound right turn lane with 125 feet of storage on South Turner Avenue.
5. **Stewart Avenue Multi-Use Path.** The Petitioner shall construct an eight (8) foot wide multi-use (non-vehicular access) connection into the Site from the Stewart Avenue. The exact number and location of vehicular access points will be determined (if necessary approval by FEMA and applicable permitting requirements as related to potential floodplain issues). It is the intent of the Petitioner in coordination with CDOT that this improvement shall not require the installation of new curb or gutter along Stewart Avenue or the newly constructed multi-use path.

Unless otherwise indicated, these improvements shall be completed at the earlier of either: (i) the Site's total occupancy exceeds 75% (irrespective of whether that occupancy is in existing buildings or new buildings throughout the Site); or (ii) five (5) years from the date of this Rezoning approval by Charlotte City Council.

Access and Internal Streets

1. New public streets within the Site shall be provided as generally depicted on the Rezoning Plan, subject to adjustment set forth below. It is understood that the routes for such internal vehicular and pedestrian connections as generally depicted may be adjusted as reasonably necessary to address site constraints.
2. Internal vehicular and pedestrian connections, as generally depicted on the Rezoning Plan, shall be installed as redevelopment (including adaptive reuse of existing buildings) occurs as may be necessary to ensure appropriate vehicular and/or pedestrian access to the development area in question.
3. The internal private streets will have recorded public access easements. However, this shall not preclude Petitioner from temporarily closing internal private streets for, but not limited to, special events, festivals, public markets, concerts, block parties or similar events upon CDOT approval.

4. In addition to proposed street locations, other potential vehicular access points which could be surface drives or entrances to structured parking facilities shall be allowed. The exact number and location of vehicular access points will be determined during the design process and thereafter with approval from appropriate governmental authorities, subject to applicable statutes, ordinances and regulations, such as subdivision and zoning. Petitioner, in its discretion may limit ingress and egress movements or restrict certain vehicular access points to one-way traffic if necessary.

5. The Petitioner reserves the right to request the installation of pavers and/or stamped or colored asphalt within streets abutting or internal to the Site in order to designate and define pedestrian crossings in order to enhance the pedestrian experience (including within intersections such as multimodal plazas or speed tables). The Petitioner will coordinate the design of any decorative pavement elements proposed within the public right-of-way with CDOT during the driveway permit process. Furthermore, the Petitioner understands that an encroachment and maintenance agreement must be obtained from CDOT before any decorative pavers and/or stamped pavement proposed in the public right-of-way may be installed.

6. The alignment of the internal public and private streets, vehicular circulation and driveways may be modified by the Petitioner, subject to CDOT's final approval.

- (a) **Substantial Completion.** Reference to "substantially complete" for certain improvements as set forth herein shall mean completion of the roadway improvements in accordance with the standards set forth herein, however, in the event certain non-essential roadway improvements (as reasonably determined by CDOT) are not completed at the time that the Petitioner seeks to obtain a certificate of occupancy for building(s) on the Site in connection with related development planning described above, then CDOT will allow applicable authorities to allow the issuance of certificates of occupancy for the applicable building(s) and in such event the Petitioner may be asked to post a letter of credit or a bond for any improvements not in place at the time such a certificate of occupancy is issued to secure completion of the applicable improvements.

- (b) **Right-of-way Availability.** It is understood that some of the public roadway improvements referenced herein may not be possible without the acquisition of additional right-of-way. If after the exercise of diligent good faith efforts, as specified by the City of Charlotte right-of-way acquisition process as administered by the City of Charlotte's Engineering and Property Management Department, the Petitioner is unable to acquire any land necessary to provide for any such additional right-of-way upon commercially reasonable terms and at market prices, then CDOT, the City of Charlotte Engineering Division or department or government agency designated to proceed with acquisition of any such land. In such event, the Petitioner shall reimburse the applicable agency, department or governmental body for the cost of any such acquisition proceedings including compensation paid by the applicable agency, department or governmental body for any such land and the expenses of such proceedings. Furthermore, in the event public roadway improvements referenced in subsection (a) above are delayed because of delays in the acquisition of additional right-of-way as contemplated herein above, then the Petitioner will contact the Planning Department and CDOT regarding an appropriate infrastructure phasing plan that appropriately matches the scale of the development proposed to the right-of-way. If after contacting the Planning Department and CDOT to determine the appropriate infrastructure phasing plan, delays in the acquisition of additional right-of-way extends beyond the time that the Petitioner seeks to obtain a Certificate of Occupancy for building(s) on the Site in connection with related development planning described above, then CDOT will instruct applicable authorities to allow the issuance of certificates of occupancy for the applicable buildings; provided, however, Petitioner continues to exercise good faith efforts to acquire the applicable right-of-way. If the Petitioner is unable to obtain the right-of-way, it may be asked to post a letter of credit or a bond for any improvements not in place at the time such a Certificate of Occupancy is issued to secure completion of the applicable improvements.

- (c) **Alternative Improvements.** Changes to the above referenced roadway improvements can be approved through the Administrative Amendment process upon the determination and mutual agreement of Petitioner, CDOT, Planning Director (or its assignee), and as applicable, NCDOT, provided, however, the proposed alternate transportation improvements must provide (in the aggregate) comparable transportation network benefits to the improvements identified in this Petition.

- (d) **Alternative Compliance.** While it is understood that the improvements set forth above, unless otherwise specified, are the responsibility of the Petitioner or other private sector entity, in any event that it is necessary or advantageous, CDOT may, at its discretion, accept a fee in lieu of construction of certain improvements, as long as such fee is equal to the full cost of said improvements (including design, acquisition and construction).

Design Guidelines

- (a) The Petitioner agrees to use diligent good faith efforts to preserve the existing Savona Mill building located in Area C for adaptive reuse, unless determined to be in such condition from a structural or environmental standpoint that preservation may not be possible, as determined by a third party engineer licensed in North Carolina.

1. If any design or streetscape improvement requirements contained herein are contradictory to the requirements of historic preservation so as to affect the Mill's eligibility for historic tax credits, historic preservation shall prevail so as to not impact the applicability of historic tax credits. Alternative Compliance or Alternative Improvements shall be provided in coordination with the Planning Director (or its assignee) and/or CDOT.

- (b) **Adaptive Reuse of Existing Buildings.** For buildings that are being adaptively reused, the Petitioner requests optional provisions (as stated in Section 5.1 above) to allow existing buildings to remain without necessitating building design guidelines. The following standards shall apply to all Adaptive Reuse of Existing Buildings:

1. Existing Building(s) shall be renovated with facade improvements through vision glass, doors or active outdoor spaces along 30% of the building's side that fronts the public right-of-way or private street between two (2) feet and eight (8) feet of the ground floor, unless such renovations require that over 10% of the building facade be altered. In that case, only 10% of the building facade shall be renovated to include vision glass, doors or active spaces as stated herein. Further, if the building architectural or site prohibits meeting the above condition, the Planning Director or its assignee may approve alternative approaches that meet the intent of the redevelopment. Such renovations shall occur at such time that the Site's total occupancy exceeds 75% occupancy.

2. At such time as an adaptive reuse building is redeveloped with new building(s) or an existing parking area is improved or such time as the use to which the parking area serves is converted to non-industrial (i.e., commercial, office, or residential) uses, the building(s) must be built to MUDD standards and parking area must be screened per MUDD standards.

3. Expansion of adaptive reuse buildings shall be limited to minor (15%) increases for utility uplifts or other similar existing building improvements required to meet accessibility requirements or building code requirements. Expansions above 15% shall require such building(s) to conform to MUDD standards.

4. Parking areas labeled as "Existing Parking Fields for Adaptive Re-Use or Re-Use in Primarily As-Is Condition" on the Rezoning Plan shall denote areas where existing parking areas and parking structures may be visible from streets or open spaces until such time as the existing buildings to which they serve are demolished and new buildings are constructed in their

place, at which time such parking in that development Area shall conform to all MUDD screening and parking standards in the Ordinance and parking shall no longer be permitted between the building(s) and network-required streets for that Area unless alternative improvements are approved by the Planning Director or its assignee.

New Building Design Guidelines

1. **Building Materials.** The new principal buildings constructed on the Site may use a variety of building materials. The building materials used for buildings (other than structured parking facilities) will be a combination of the following: glass, brick, stone, simulated stone, pre-cast stone, architectural pre-cast concrete, synthetic stone, stucco, cementitious stucco (such as hardi-plank), or wood. EIFS as a building material will not be allowed, except as back-up for architectural form on stucco-clad buildings. Vinyl, as a building material, will only be allowed on windows, soffits, and trim features.

2. **Building Materials and Details.** Building materials used on nearby buildings, plazas and streetscapes, taking into consideration differences associated with parking structures and the additional design standards in Paragraph 7, below.

3. **Permitted Parking Areas.** All Permitted Parking Areas shall be located adjacent to Required Open Spaces shall be screened at a level that exceeds the Ordinance requirement. The first floors of any parking structures that face streets or require Open Spaces shall be screened from view and designed to encourage and complement pedestrian-scale activity and shall enclose at least three (3) of the following design features:

- works of art;
- fountains and pools;
- covered porches, canopies, awnings or sunshades;
- street furniture;
- landscaping and garden areas; and/or
- architecturally articulated facades.

3. New meter banks will be screened where visible from public view at grade from public or private streets and shall be located outside of the setback.

5. New rooftop HVAC and related mechanical equipment will be screened from public view at grade from public or private streets.

5. Dumpsters, loading and services areas shall be screened from streets, common open spaces and any adjacent residential uses with materials complementary to the principal structure. Dumpster enclosures will not directly abut the back of a sidewalk.

6. Backflow preventers and transformers shall be screened and located outside the setback.

7. Buildings shall be designed so that individual residential units, shops, tenants or common entrances have direct access to public or private streets, pedestrian corridors or open spaces. Building entrances shall be at or slightly above grade and shall be highly visible and architecturally treated as prominent pedestrian entrance through a combination of at least five (5) of the following features:

- Decorative pedestrian lighting/socones;
- Architectural details carried through to upper stories;
- Covered porches, canopies, awnings or sunshades;
- Archedways;
- Transom windows;
- Terraced or raised planters that can be utilized as seat walls;
- Common outdoor seating enhanced with specialty details, paving, landscaping or water features;
- Double doors;
- Stoops or stairs; and/or
- Contrasting pavement from primary sidewalk.

8. Streetscape treatment will be a unifying element through the use of consistent paving, pedestrian scale lighting, enhanced landscaping, site furnishings and signage. Specialty pavers, stained and patterned concrete, paving or other similar means will be used to call attention to amenity areas, gathering spaces and plazas as a method of way-finding.

9. Expanses of blank or unarticulated walls greater than 20 feet in length shall be treated with a minimum of three (3) options below:

- Provide a higher level of transparency on the ground floor, such as exaggerated or larger windows indicative of living areas or retail spaces;
- Utilize horizontal and vertical variations in wall planes;
- Provide architectural protrusion to accentuate enclosed balconies;
- Utilize corners to provide visual interest at the pedestrian level as well as to differentiate roof lines or highlight ground floor uses;
- Provide amenity landscaping, such as a sitting area with arborizing; and/or
- Any other architectural improvements as allowed by the Ordinance to improve the visual aesthetics of blank or unarticulated wall.

10. The scale and massing of buildings longer than 150 feet along a street or public open space or greater than 30,000 horizontal square feet shall be minimized by utilizing at least three (3) options below:

- Provide a minimum four (4) foot step back for buildings taller than four stories above the first floor or second floor;
- Provide varied roof lines through the use of slopes, modulated building heights, gables, dormers or innovative architectural solutions;
- Utilize corners to provide visual interest at the pedestrian level as well as to differentiate roof lines or highlight ground floor uses;
- Provide architectural protrusion to accentuate enclosed balconies;
- Provide amenity landscaping, such as a sitting area with arborizing; and/or
- Any other architectural improvements as allowed by the Ordinance to improve the visual aesthetics of scale and/or massing.

11. If non-residential uses are not oriented to an existing or new network required street and cannot meet the design standards for blank wall articulation (for example, modular commercial, pre-existing conditions contributing to site character, and/or fire code limitations), alternative innovative design solutions may be considered for approval by the Planning Director or designee.

12. All buildings shall comply with the height requirements established under the Ordinance for the MUDD classification.

Parking Areas, Access and Circulation Design Guidelines.

- (a) Structured parking facilities, if provided, shall be designed to encourage and complement pedestrian-scale interest and activity on the ground floor and be architecturally compatible with primary buildings on all levels.

- (b) Openings at the street level are limited to vehicular entrances, pedestrian access to the structure, and ventilation openings. All such openings shall be decorative and be an integral part of the overall building design.

- (c) If an exposed parking structure is located at a street corner, the corner of the parking structure shall be activated with a ground floor use.

- (d) On-site loading docks and waste areas shall be separated and/or screened from view at ground level from primary building entrances.

Pedestrian Access and Circulation Design Guidelines.

- (a) Along the Site's internal streets, the Petitioner will provide a sidewalk and a cross-walk network that links the buildings, parking areas and areas of interest on the Site with one another by way of links to sidewalks along the abutting public and private streets and/or other pedestrian features.

- (b) Where walkways occur along building walls, a walkway width of at least six (6) feet must be maintained clear of main door swings, shopping cart storage, and temporary trash or similar rampers. Main door swings are to be distinguished from emergency exits, with emergency exits only requiring a walkway width of at least six (6) feet.

- (c) Subject to the optional provision set forth above, deviations from typical sidewalk and planting strip requirements are allowable upon approval by CDOT and the Planning Director. Any changes to dimensional requirements are allowable only in cases of hardship.

Open Space and Amenity Areas.

Petitioner shall provide open spaces throughout the Site in accordance with the following standards:

- (a) **Urban Open Spaces.** New development within the Site shall meet or exceed the Urban Open Space requirements of the MUDD district.

- (b) **Amintimized Publicly Accessible Open Space:** Prior to the issuance of a certificate of occupancy for greater than 100,000 square feet of development throughout the Site, the Petitioner shall provide at least 10,000 square feet of amenitized, publicly accessible open spaces designed as amenity areas throughout the Site. The majority of the required open space will be at the ground level in locations that are visible and accessible from streets or sidewalks. These areas may include elements such as: water features, specialty graphics, landscaping, specialty paving, seating areas, signage, art work and/or other site elements.

Signage

- (a) Because the Site will be viewed as a Planned/Unified-Development as defined by the Ordinance, signs may be located throughout the Site as allowed by the Ordinance and provisions below. The allowed signs may contain identification signage for any of the uses located on the Site.

- (b) Signage types as outlined in Optional Provision Section 2.f. shall be permitted in addition to those allowed under Chapter 13 of the Ordinance.

Lighting

- (a) All new lighting shall be full cut-off type lighting fixtures excluding lower, decorative lighting that may be installed along the driveways, sidewalks, and parking areas.

- (b) Detached lighting on the Site, except street lights located along public streets, will be limited to 30 feet in height in the portions of the Site used for non-residential uses and 25 feet in height in the portions of the Site used for residential uses.

- (c) Attached and detached lighting shall be downwardly directed. However, upward facing accent lighting shall be permitted.

- (d) Architectural lighting may be integrated into building elements.

Planting

Petitioner intends to develop the Site in phases and may develop individual Development Areas based on market demand. All required sidewalks, street trees and open space amenities within a particular Development Area shall be installed prior to the issuance of the first Certificate of Occupancy (this requirement shall not apply to Temporary Certificate of Occupancy) for New Building within the same Development Area, unless otherwise described herein. Adaptive Reuse of Existing Buildings shall not trigger installation of required sidewalks, street trees, and open space amenities unless otherwise described herein.

Amendments to Rezoning Plan

Future amendments to the Rezoning Plan may be applied for by the then Owner or Owners of the applicable Development Area portion of the Site affected by such amendment in accordance with the provisions herein and of Chapter 6 of the Ordinance.

Binding Effect of the Rezoning Documents and Definitions

- (a) If this Rezoning Petition is approved, all conditions applicable to development of the Site imposed under the Technical Data Sheet will, unless amended in the manner provided under the Ordinance, be binding upon and inure to the benefit of the Petitioner and the current and subsequent owners of the Site and their respective successors in interest and assigns.

- (b) Throughout these Development Standards, the terms, "Petitioner" and "owner" and "owners" shall be deemed to include the heirs, devisees, personal representatives, successors in interest and assigns of the Petitioner or the owners of the Site from time to time who may be involved in any future development thereof.

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KEY MAP

REAL

PROJECT

SAVONA
REZONING

ARGOS REAL ESTATE ADVISORS,
INC.

1101 S. BLVD., SUITE 100

CHARLOTTE, NC 28203

LANDDESIGN PROJ.# 1017332

REVISION / ISSUANCE

NO.	DESCRIPTION	DATE
	SUBMITTAL 2	08-13-18
3	SUBMITTAL 3	10-15-18
4	SUBMITTAL 4	01-14-19
5	SUBMITTAL 5	05-13-19