



## Legislation Details (With Text)

**File #:** ORD. 2018-216    **Version:** 1    **Name:**

**Type:** Ordinance    **Status:** Adopted

**File created:** 5/24/2018    **In control:** City Council

**On agenda:** 9/4/2018    **Final action:** 9/10/2018

**Title:** To authorize the special use of the property known as 200 East Cary Street for the purpose of a single-family dwelling, upon certain terms and conditions.

**Sponsors:** Mayor Stoney (By Request)

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord. No. 2018-216, 2. Staff Report, 3. Application Form & Applicant's Report, 4. Plans, 5. Survey, 6. Map

Date	Ver.	Action By	Action	Result
9/10/2018	1	City Council	adopted	Pass
9/4/2018	1	Planning Commission	recommended for approval	
7/23/2018	1	City Council	introduced and referred	

To authorize the special use of the property known as 200 East Cary Street for the purpose of a single-family dwelling, upon certain terms and conditions.

### O & R Request

**DATE:** June 26, 2018    **EDITION:** 1

**TO:** The Honorable Members of City Council

**THROUGH:** The Honorable Levar M. Stoney, Mayor  
(This is no way reflects a recommendation on behalf of the Mayor.)

**THROUGH:** Selena Cuffee Glenn, Chief Administrative Officer

**THROUGH:** Peter L. Downey, Deputy Chief Administrative Officer for Economic Development and Planning

**FROM:** Mark A. Olinger, Director, Department of Planning and Development Review

**RE:** To authorize the special use of the property known as 200 East Cary Street for the purpose of a single-family dwelling, upon certain terms and conditions.

**ORD. OR RES. No.**

**PURPOSE:** To authorize the special use of the property known as 200 East Cary Street for the purpose of a single-family dwelling, upon certain terms and conditions.

**REASON:** The applicant is requesting to use both floors of her two-story building within the B-3 General Business District to be used as her residence. The B-3 District does not permit residential use on the ground floor of the principal street frontage. A special use permit is therefore required.

**RECOMMENDATION:** In accordance with the requirements of the City Charter and the Zoning Ordinance, the City Planning Commission will review this request and make a recommendation to City Council. This item will be scheduled for consideration by the Commission at its September 4, 2018, meeting. A letter outlining the Commission's recommendation will be forwarded to City Council following that meeting.

**BACKGROUND:** The subject property consists of a 2,223 SF or .05 acre parcel of land improved with a two (2) story, 3,224 SF mixed-use building with an office and a residence constructed, per tax assessment records, in 1925. The property is located at the northeast corner of East Cary Street and South 2<sup>nd</sup> Street in the Monroe Ward neighborhood within the City's Downtown Planning District and the Arts District Station area of the City's Pulse Corridor Plan.

The Pulse Corridor Plan designates the subject property as Downtown Mixed-Use which "...features high-density development with office buildings, apartments, and a mix of complementary uses, including regional destinations. Higher-density pedestrian- and transit-oriented development encouraged on vacant or underutilized sites; new development should be urban in form and may be of larger scale than existing context.

Adjacent properties along the East Cary Street corridor are in the same B-3 District as the subject property. Properties to the north are located in the B-4 Central Business District. A mix of office, mixed-use, commercial, industrial, and residential land uses are present in the vicinity.

**FISCAL IMPACT / COST:** The Department of Planning and Development Review does not anticipate any impact to the City's budget for this or future fiscal years.

**FISCAL IMPLICATIONS:** Staff time for processing the request; preparation of draft ordinance; and publishing, mailing and posting of public notices.

**BUDGET AMENDMENT NECESSARY:** No.

**REVENUE TO CITY:** \$300 application fee.

**DESIRED EFFECTIVE DATE:** Upon adoption.

**REQUESTED INTRODUCTION DATE:** July 23, 2018

**CITY COUNCIL PUBLIC HEARING DATE:** September 10, 2018

**REQUESTED AGENDA:** Consent.

**RECOMMENDED COUNCIL COMMITTEE:** None.

**CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES:** City Planning Commission, September 4, 2018.

**AFFECTED AGENCIES:** Office of Chief Administrative Officer  
Law Department (for review of draft ordinance)  
City Assessor (for preparation of mailing labels for public notice)

**RELATIONSHIP TO EXISTING ORD. OR RES.:** None.

**REQUIRED CHANGES TO WORK PROGRAM(S):** None.

**ATTACHMENTS:** Draft Ordinance, Application Form, Applicant's Report, Plans, Survey, Map

**STAFF:** Jonathan Brown, Senior Planner  
Land Use Administration (Room 511) 646-5734

Key Issues:

Retain on Consent Agenda

Move to Regular Agenda

Refer Back to Committee

Remove from Council Agenda

Strike

Withdrawn

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