



## AGENDA

### Regular Meeting of the Winston-Salem City Council

August 7, 2006

7:30 p.m., Council Chamber

Room 230, City Hall

CALL TO ORDER

ROLL CALL

INVOCATION BY PASTOR MOSES EDWARDS OF EPHESUS SEVENTH DAY ADVENTIST CHURCH

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

1. PUBLIC HEARING AND ORDINANCE APPROVING LOCAL HISTORIC LANDMARK DESIGNATION OF THE FORMER WACHOVIA BANK AND TRUST COMPANY, 8 WEST THIRD STREET – *Application of West Third Street, Inc. [Finance Committee forwarded this item to Council with three in favor and one opposed. This item was also reviewed informally by the Community Development/Housing/General Government Committee.]*
2. PUBLIC HEARING ON ZONING PETITION OF MALLARD LAKES HOMEOWNERS ASSOCIATION FOR PROPERTY OWNED BY OTHERS FROM RS-9 TO RS-9 NCO (NEIGHBORHOOD CONSERVATION OVERLAY): Property located between Bethania-Rural Hall Road and Walker Road and known as the Mallard Lakes Subdivision – Containing approximately 183.0 acres located in the NORTH WARD (Council Member Malloy) – Zoning Docket W-2871. *[Planning Board recommends approval.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

3. PUBLIC HEARING ON ZONING PETITION OF NELLAR REALTY COMPANY, INC. FROM RS-9 AND RM-8-S (Child Day Care Center) TO RM-8-S (Child Day Care Center): Property located on the south side of Noel Drive east of University Parkway – Containing approximately 1.9 acres located in the NORTHEAST WARD (Council Member Burke) – Zoning Docket W-2872. *[Planning Board recommends approval of petition and site plan with staff recommendations.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

4. PUBLIC HEARING ON ZONING PETITION OF THE CITY OF WINSTON-SALEM FOR PROPERTY OWNED BY WAKE FOREST UNIVERSITY DEVELOPMENT FROM COUNTY RS-9 TO CITY RS-9: Property located on the west side of Old Salisbury Road, south of West Clemmons Road – Containing approximately .13 acre located in the SOUTH WARD (Council Member Leight) – Zoning Docket W-2870. *[Planning Board recommends approval of petition.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

5. PUBLIC HEARING ON ZONING PETITION OF BRC BURKE MILL LLC; CARL D. EDWARDS AND NANCY A. EDWARDS FROM RS-9 AND RM-18-S TO RM-18-S (Residential Building, Multi-Family): Property located on the west side of Griffith Road and south side of Burke Mill Road – Containing approximately 16.2 acres located in the SOUTH WARD (Council Member Leight) – Zoning Docket W-2874. *[Planning Board recommends approval of petition and site plan with staff recommendations.]*

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APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

6. PUBLIC HEARING ON ZONING PETITION OF CHRIS PARR CONSTRUCTION, INC. FOR PROPERTY OWNED BY JANET HOOKER, CLARENCE C.V. WHITE, CHRISTIE WHITE, EXL DEVELOPMENT COMPANY, INC., AND THE HOUSING PARTNERSHIP OF WINSTON-SALEM/FORSYTH COUNTY, INC. FROM RS-9 AND RM-18-S TO RM-18-S (Residential Building, Multi-Family; and Residential Building,

Townhouse): Property located on the north side of Reynolda Road and south side of Morningside Drive, west of Cheshire Woods Drive – Containing approximately 29 acres located in the NORTH WARD (Council Member Malloy) – Zoning Docket W-2873. *[Planning Board recommends approval of petition and site plan with staff recommendations.]*

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APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

7. PUBLIC HEARING ON ZONING PETITION OF BARRY D. CARLTON FROM RS-7 TO RSQ-S (Residential Building, Duplex): Property located on the east side of Green Street south of Academy Street – Containing approximately .35 acres located in the SOUTH WARD (Council Member Leight) – Zoning Docket W-2858. *[Planning Board recommends approval of petition and site plan with staff recommendations.]*

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APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

8. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF GRACE H. CALLOWAY AND SADIE H. HENNING FROM RS-9 TO LO-S (Funeral Home; Medical and Surgical Offices; Non-Store Retailer; Offices, Miscellaneous; Professional Office; and Adult Day Care Center): Property located on the west side of Peace Haven Road south of Robinhood Road - Containing approximately 1.45 acres located in the WEST WARD (Council Member Clark) - Zoning Docket W-2843. *[Planning Board recommends approval of petition and site plan with staff recommendations. This item was continued from the June 5, 2006 Council meeting.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

SUFFICIENT PROTEST PETITION

9. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF WINDSOR DEVELOPMENT GROUP, LLC FOR PROPERTY OWNED BY HOPE PRESBYTERIAN CHURCH, INC., CONRAD L. VESTAL, AND ELIZABETH VESTAL FROM RS-9 TO GO-S (Banking and Financial Services; and Professional Office): Property located on the west side of Peace Haven Road, across from Whitaker Road – Containing approximately 2.09 acres located in the WEST WARD (Council Member Clark) - Zoning Docket W-2862. *[Planning Board recommends denial of petition, but approval of the site plan with staff recommendations. This item was continued from the June 5, 2006 Council meeting.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

SUFFICIENT PROTEST PETITION

10. PUBLIC HEARING AND ORDINANCE AMENDING CHAPTERS A AND B OF THE UNIFIED DEVELOPMENT ORDINANCES TO AMEND THE BUFFERYARD REQUIREMENTS FOR RESIDENTIAL BUILDINGS, URBAN – UDO-162. *[Planning Board recommends approval.]*
11. ORDINANCE AMENDING CHAPTER B, ARTICLE II – ZONING DISTRICTS, OFFICIAL ZONING MAPS, USES, AND USE CONDITIONS; AND CHAPTER B, ARTICLE III – OTHER DEVELOPMENT STANDARDS OF THE UNIFIED DEVELOPMENT ORDINANCES TO BETTER CLARIFY THE INTENT BEHIND THE PEDESTRIAN BUSINESS (PB) ZONING DISTRICT REGARDING THE LOCATION OF OFF-STREET PARKING IN RELATION TO THE BUILDING LOCATION – *Proposal of Stimmel Associates, PA. – UDO-161. [Recommended by Planning Board. The public hearing on this item was held on July 3, after which there was a motion to hold the item until August 7.]*
12. SECOND READING ON ORDINANCE AMENDING CHAPTER B - ZONING ORDINANCES OF THE UNIFIED DEVELOPMENT ORDINANCES TO PROVIDE GREATER PARKING FLEXIBILITY FOR CHANGES IN USE FOR BUILDINGS WITH PARKING NONCONFORMITIES - UDO-160 Revised. *[Recommended by Planning Board. The public hearing was held on this item on July 3, after which the ordinance received a vote of No Consideration. On July 17, the ordinance was adopted on its first reading with a vote of five in favor and two opposed.]*
13. CONSIDERATION OF SUMMARY OF MINUTES:
- a. APPROVAL OF SUMMARY OF MINUTES – *July 8, 2006.*
  - b. APPROVAL OF SUMMARY OF MINUTES - *July 17, 2006.*