

TITLE:

ZONING MAP CHANGE: REZ-25-01-21-00208, STEPHEN NEWMAN (APPLICANT): PROPERTY PARCEL: A PORTION OF 169894, LOCATED AT 160 EVANS LAKE RD., DALLAS, NC, REZONE FROM THE (R-1) SINGLE FAMILY LIMITED ZONING DISTRICT WITH THE (US) URBAN STANDARDS OVERLAY TO THE (R-2) SINGLE FAMILY MODERATE ZONING DISTRICT WITH (US) URBAN STANDARDS OVERLAY

WHEREAS.

a County Zoning Ordinance was adopted on April 24, 2008, and a public hearing was held on March 25, 2025, by the County Commission, to take citizen comments into a map change application, as follows:

Tax Parcel Number(s): A portion of 169894 Applicant(s): Stephen Newman

Owner(s): Stephen and Vanessa Newman Property Location: 160 Evans Lake Road, Dallas

Rezone from the (R-1) Single Family Limited Zoning District with Request:

> (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay

public hearing comments are on file in the Commission Clerk's Office as a part of the minutes of the meeting; and,

WHEREAS.

the Planning Board recommended approval of the map change request for a portion of the parcel 169894, located at 160 Evans Lake Rd., Dallas, NC, to be rezoned from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay on March 25, 2025, based on: staff recommendation; and the request is reasonable and in the public interest and is consistent with the goals of the Comprehensive Land Use Plan as it will keep the parcel residential in nature and maintain the rural "feel" of the community, as envisioned by the North 321 Gaston small area plan.

Motion: Crane Second: Marcantel Vote: 7-0

Aye: Crane, Harris, Horne, Harvey, Hurst, Marcantel, Williams

Nav: None

Absent: Brooks, Magee, Sadler

Abstain: None

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	. Buff, Clerk t ne Board of C					ereby certi		above is a true and correct copy of action
NO.	DATE	M1	M2	JBailey	CBrown	CCloninge	er AFraley	BHovis TKeigher SShehan Vote
2025-064	03/25/2025	TK	вн	Α	А	А	A	A A A U
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Zoning Map Change: REZ-25-01-21-00208, Stephen Newman (Applicant); Property Parcel: a Portion of 169894, Located at 160 Evans Lake Rd., Dallas, NC, Rezone from the (R-1) Single Family Limited Zoning District with the (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay Page 2

WHEREAS,

the Unified Development Ordinance allows the Planning Board and the Board of Commissioners to do one of the following:

- a. Grant the rezoning as requested.
- b. Grant the rezoning with a reduction of the area requested.
- c. Grant the rezoning to a more restrictive general zoning district or districts.
- d. Grant the rezoning with a combination of Subsections (b) and (c) above.
- e. Deny the rezoning.

NOW, THEREFORE, BE IT ORDAINED by the Gaston County Board of Commissioners upon consideration of the map change application, public hearing comment, and recommendation from the Planning Board and Planning staff, finds:

1) The map change request is consistent with the County's approved Comprehensive Land Use Plan as it will keep the parcel residential in nature and maintain the rural "feel" of the community, as envisioned by the North 321 Gaston small area plan.

The Commission considers this action to be reasonable and in the public interest, based on: Planning Board recommendation and compatibility with existing land uses in the immediate area. Therefore, the map change request for property parcel: a portion of 169894, is hereby approved, effective with the passage of this Ordinance to be rezoned to the (R-2) Single Family Moderate Zoning District.

2) The County Manager is authorized to make necessary notifications in this matter to appropriate parties.

Chad Brown, Chairman

Gaston County Board of Commissioners

ATTEST: 8 #

Donna S. Buff, Clerk to the Board

# GASTON COUNTY REZONING APPLICATION (REZ-25-01-21-00208) STAFF REPORT

APPLICATION SUMMARY	
Request:	
To rezone the property from the (R-1) Single-Family Limite (R-2) Single Family Moderate Zoning District with (US) Urba	
Applicant(s):	Property Owner(s):
Stephen Newman	Stephen and Vanessa Newman
Parcel Identification (PID):	Property Location:
A portion of 169894	160 Evans Lake Road, Dallas
Total Property Acreage:	Acreage for Map Change:
1.5 acres	0.73 acres
Current Zoning:	Proposed Zoning:
(R-1) Single-Family Limited with (US) Urban Standards	(R-2) Single-Family Moderate with (US) Urban Standards
overlay	overlay
Existing Land Use:	Proposed Land Use:
Residential	Residential

## COMPREHENSIVE LAND USE PLAN

#### Area 2: North 321 Gaston/North Central Gaston

Key issues for citizens in this area include the preservation of open space, road improvements and better connectivity to other areas of the County and throughout the region, more transportation alternatives, preservation of agriculture and maintaining the rural "feel" of the community and steering development towards existing infrastructure and areas immediately surrounding towns and cities.

#### Comprehensive Plan Future Land Use: Rural

Rural areas are areas characterized by green, rolling hills and plenty of open space, along with farmstead style housing, as well as agribusinesses. This designation exemplifies Gaston County and the existing natural resources that exist throughout the jurisdiction. Residential homes are located on large lots and are set back from the roads they front upon. There are many opportunities for agribusiness ventures in this designation as well, including farming, landscaping and associated nurseries, etc. It is understood that this is the default use designation for Gaston County.

#### Staff Recommendation:

Application, as presented, is consistent with the Comprehensive Land Use Plan.

UTILITIES AND ROAD NETWORK IN	IFRASTRUCTURE
Water/Sewer Provider:	
Private well / private septic	
Road Maintenance:	
North Carolina Department of Transportation	on

# Technical Review Committee (TRC) comments provided by Gaston Lincoln Cleveland Metropolitan Planning Organization (MPO)

The Gaston County TRC reviewed this request on February 19<sup>th</sup> and the following departments had no comments at this time:

- Natural Resources
- EMS
- Building Plan Review

A letter from the Gaston Cleveland Lincoln MPO has been attached.

### STAFF SUMMARY

#### Prepared By: Peyton Wiggins, Planner II

This property is in a residential area in the central portion of the county, northwest of Dallas town limits. The location is primarily residential, with different housing types and styles nearby. The subject parcel fronts Evans Lake Road, directly off Dallas Stanley Highway.

The parcel is 1.5 acres in total. However, earlier this year, the owner subdivided the property into two residential lots. The rezoning request is for the new parcel only, which is labeled "Lot 2" on the approved subdivision plat attached to the staff report. The new parcel is 0.73 acres. The remainder of the parcel is to keep the (R-1) Single-Family Limited zoning district.

Currently, the property has a nonconforming, single-wide manufactured home on site. According to tax records, this home has been on the property since 1980. This home will remain on "Lot 1," as shown on the approved subdivision plat, while "Lot 2" is vacant.

If approved, any uses allowed in the (R-2) Single Family Moderate Zoning District would be permitted in accordance with standards and regulations as adopted in the Gaston County Unified Development Ordinance (UDO).

### PLANNING BOARD MEETING DATE

The Planning Board met in regular session on March 3, 2025, and recommended approval of the request by a unanimous 7 to 0 vote based on:

- This is a reasonable request and in the public interest; and
- It is consistent with the goals of the comprehensive land use plan as it will keep the parcel residential in nature and maintain the rural "feel" of the community, as envisioned by the North 321 Gaston small area plan.



## **GASTON COUNTY PLANNING BOARD**

## **Statement of Consistency**

In considering the general rezoning case REZ-25-01-21-00208, the planning board finds:

- 1. This is a reasonable request and in the public interest; and
- 2. It is consistent with the goals of the comprehensive land use plan as it will keep the parcel residential in nature and maintain the rural "feel" of the community, as envisioned by the North 321 Gaston small area plan.

These findings are supported by a 7 - 0 vote by the Gaston County Planning Board during its March 3, 2025, meeting.



# GASTON COUNTY Department of Building & Development Services

Street Address:

128 W. Main Avenue, Gastonia, North Carolina 28052

Mailing Address: P.O. Box 1578, Gastonia, N.C. 28053-1578

Phone: (704) 866-3195 Fax: (704) 866-3966

GE	NERAL REZONING APPLICATION	Application Number: <b>Z</b> RE2-2G-0 -2 -00208
Appl	cant Planning Board (Administrative)	Board of Commission (Administrative) ETJ
A.	*APPLICANT INFORMATION  Name of Applicant: Stephen & Vorossa  Mailing Address: 108 Del mont Court  Telephone Numbers: 704 685-1750  (Area Code) Business  Email: Sturnewman 12345@ GMAIL.	Newman - Stephen Anthony Newman (Print Full Name)  Bessemer City N.C. 280() (Include City, State and Zip Code)  SAME (Area Code) Home
con		dual or group, the Gaston County Zoning Ordinance requires written we authorizing the Rezoning Application. Please complete the lication.
В.	OWNER INFORMATION  Name of Owner:	
	Mailing Address:	(Print Full Name)
	Telephone Numbers: (Area Code) Business	(Include City, State and Zip Code)  (Area Code) Home
	Email:	
C.	PROPERTY INFORMATION  Physical Address or General Street Location of Pro  DAUAS、い. C. 28034  Parcel Identification (PID): 169894	operty: 160 Evans Lake Rol
	Acreage of Parcel: 1.5 +/- Acreage to be Current Use: VACANT	Rezoned: 73+/- Current Zoning: R1  Proposed Zoning: R2
D.	PROPERTY INFORMATION ABOUT MU  Name of Property Owner:  Mailing Address:	Name of Property Owner:  Mailing Address:
	(Include City, State and Zip Code) Telephone: (Area Code)	(Include City, State and Zip Code)  Telephone:  (Area Code)
	Parcel: (If Applicable)	Parcel: (If Applicable)
	(Signature)	(Signature)

## E. AUTHORIZATION AND CONSENT SECTION

reby give STEPHEN ANTHONY NEWMAN	consent to execute this proposed acti
(Name of Ap	plicant)
(Signature)	(Date)
(Signature)	(Date)
(Signature)	(Date)
<i>I</i> ,	, a Notary Public of the County of
State of North Carolina, hereby certify that	
personally appeared before me this day and ackr	nowledged the due execution of the foregoing instrument.
	day of, 20
Notary Public Signature	Commission Expiration
Ve), also agree to grant permission to allow emplo sonable hours for the purpose of making Zoning I	yees of Gaston County to enter the subject property during Review.
stewater disposal system (septic tank). Though a s d/or approval, the applicant understands a chance	g does not guarantee that the property will support an on site soil analysis is not required prior to a general rezoning submittal exists that the soils may not accommodate an on site wastewater
posal system thus adversely limiting development	choices/uses unless public utilities are accessible.
he application is not fully completed, this will c ease return the completed application to the Pla	choices/uses unless public utilities are accessible.  cause rejection or delayed review of the application. In addition, anning and Development Services Department within the
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## Uses Allowed in the (R-2) Zoning District

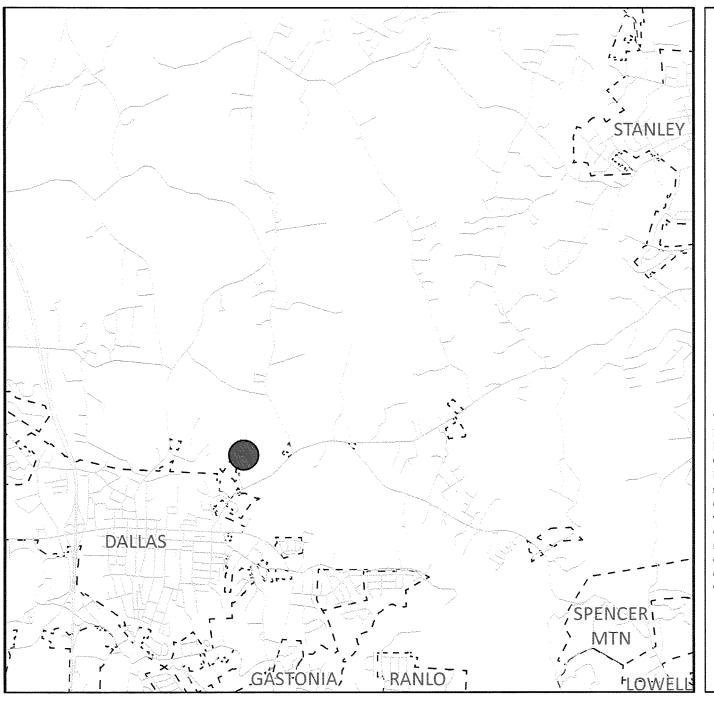
X = Permitted use by right; CD = Conditional Zoning required; E = Existing use subject to limitations; SP = Special Use Permit required; s = Supplemental regulations listed in addition to X, CD, E, SP

Animal Grooming Service for household pet (indoor kennels)	SP	Dwellin Manufa Class /
Animal Hospital (Outdoor kennel)	SPs	Dwellir Manufa Class (
Animal Hospital, (Indoor kennel)	SPs	Dwellir Manufa Class (
Animal Kennel	SPs	Dwellir Family
Automobile Hobbyist	Xs	Dwellin
Bed and Breakfast Inn	SPs	Essentia 1
Bona Fide Farms	Xs	Essentia 2
Botanical Garden	Xs	Essentia 3
Camping and Recreational Vehicle Park	SPs	Essentia 4
Cemetery	SPs	Family
Church / Place of Worship	Xs	Flex S
College / University	SP	Fraterr Organi Facility for prof 9,999s
Conference / Retreat / Event Center	SPs	Fraterr Organi Facility for prot GFA
Continuing Care Facility	SPs	Golf Co Range;
Country Club	SPs	Group
Day Care Center, Class A	Xs	Home Custor
Day Care Center, Class B	Xs/SPs	Home Rural
Day Care Center, Class C	SPs	Library

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Dwelling, Manufactured Home Class A	×	Manufactu
Dwelling, Manufactured Home Class C	Es	Marina, A
Dwelling, Manufactured Home Class D	Es	Marina, C
Dwelling, Single Family	Х	Maternity
Dwelling, Two Family	Xs	Military Re
Essential Services Class 1	Х	Museum
Essential Services Class 2	Xs	Nursery (0
Essential Services Class 3	SP	Nursing H
Essential Services Class 4	Xs/SPs	Paint Ball Facility
Family Care Home	Xs/SPs	Park
Flex Space	Xs	Parking Lo
Fraternal & Service Organization Meeting Facility (non- or not- for profit), 0 - 9,999sqft GFA	SPs	Planned F Developm
Fraternal & Service Organization Meeting Facility (non- or not- for profit), 10,000+sqft GFA	SPs	Planned ( (PUD)
Golf Course; Golf Driving Range; Golf Miniature	SPs	Private Re Quarters
Craus Harra		
Group Home	Xs	Produce S
Home Occupation, Customary	Xs Xs	Produce S Recreatio Sports Ce
Home Occupation,		Recreatio

Manufactured Home Park	Es
Marina, Accessory	Xs
Marina, Commercial	SP
Maternity Home	Xs/SPs
Military Reserve Center	SPs
Museum	SP
Nursery (Garden)	SPs
Nursing Home, Rest Home	SPs
Paint Ball / Laser Tag Facility	SPs
Park	Xs/SPs
Parking Lot	SPs
Planned Residential Development (PRD)	Xs/CDs
Planned Unit Development (PUD)	Xs/CDs
Private Residential Quarters (PRQ)	Xs
Produce Stand	Xs
Recreation Center and	SPs
Sports Center	
Recycling Deposit Station, accessory Recycling Deposit Station,	×

Restaurant, within other facilities  Riding Stables  Rodeo / Accessory Rodeo  School for the Arts  School, Elementary & Middle (public & private) School, Senior High (public & private) School, Senior High (public & private) Special Events Facility Special Events Facility, Accessory Stadium  Telecommunication Antennae & Equipment Buildings  Telecommunication Artennae & Facilities  Tower & Facilities  Tower and/or Station, Radio & Television Broadcast Traditional Neighborhood Development (TND)  Zoo  SP  Rodeo / Accessory SPs  Xs  Xs  Xs  Xs  Xs  Xs  Xs  Xs  Xs		
Rodeo / Accessory Rodeo  School for the Arts  School, Elementary & Middle (public & private) School, Senior High (public & private) School, Senior High (public & private) Small House Community  Special Events Facility Sps Special Events Facility, Sps Special Events Facility, Accessory Stadium  Telecommunication Antennae & Equipment Buildings  Telecommunication Artennae & Facilities  Tower & Facilities  Sps  Tourist Home  X  Tower and/or Station, Radio & Television Broadcast  Traditional Neighborhood Development (TND)  Wood Waste Grinding Operation		Xs
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Radio & Television Broadcast  Traditional Neighborhood Development (TND)  Wood Waste Grinding Operation  SPs  Xs/CDs  Xs/CDs	Tourist Home	Х
Neighborhood Development (TND)  Wood Waste Grinding Operation  Xs/CDs SPS	Radio & Television	SPs
Operation SPS	Neighborhood	Xs/CDs
Zoo SP		SPs
	7	O.D.





VICINITY MAP REZ-25-01-21-00208

## **LEGEND**

- Roads
- [ ] ] Municipalities



Subject Parcel

The information provided on this map is not intended to be considered as a legal document or description. The GIS data provided by Gaston County is made without warranty. Primary sources from which this data was compiled must be consulted for verification of the information contained within. This map may not be resold or otherwise used for trade or commercial purposes without the expressed written consent of Gaston County, in accordance with NCGS

0 0.28 0.55 1.1 Miles





**ORTHOPHOTO MAP REZ-25-01-21-00208** 

## **LEGEND**

--- Roads

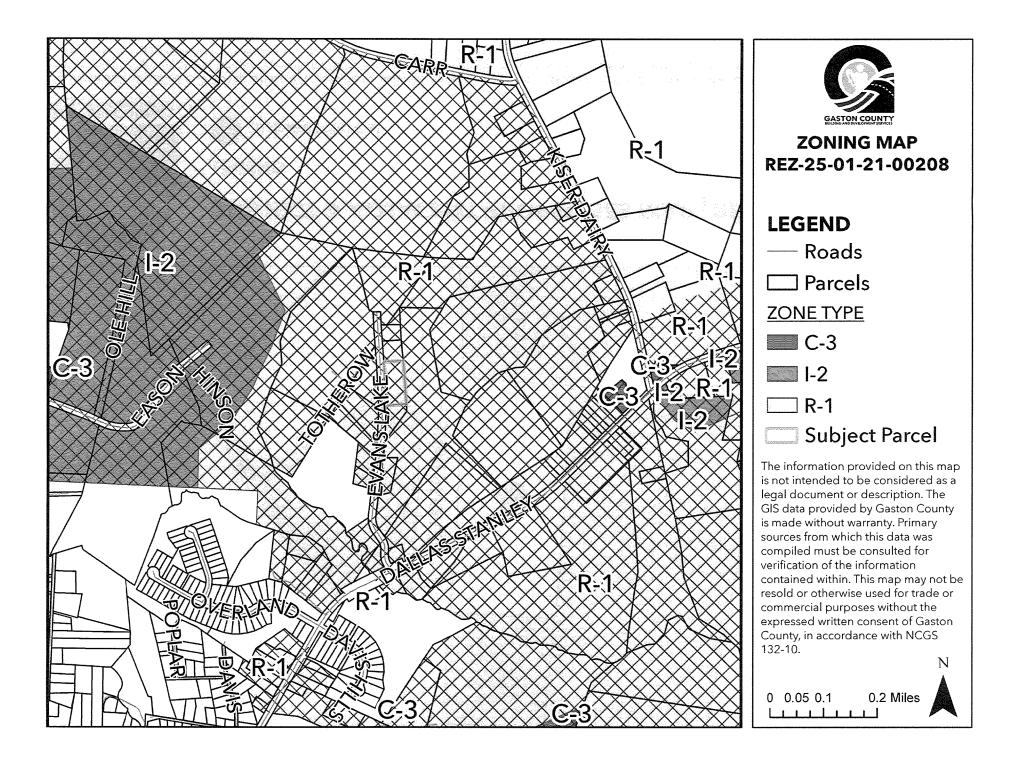
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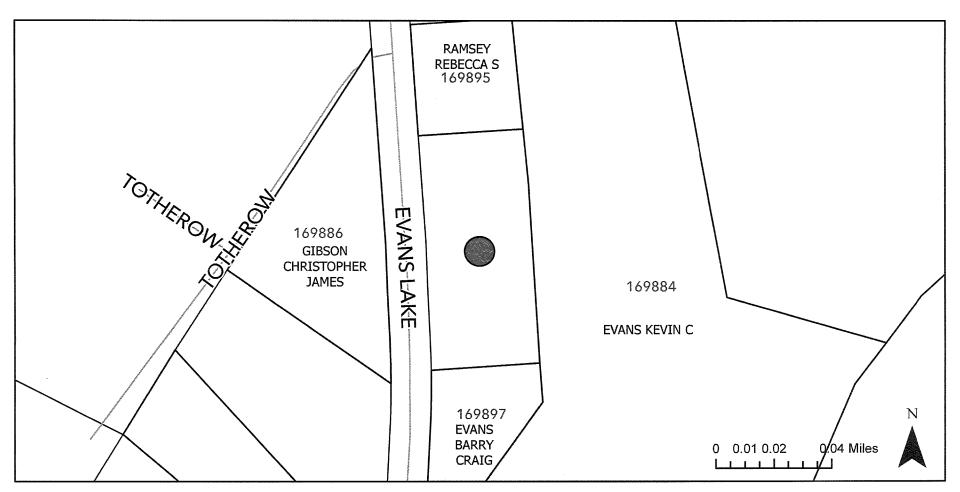
Subject Parcel

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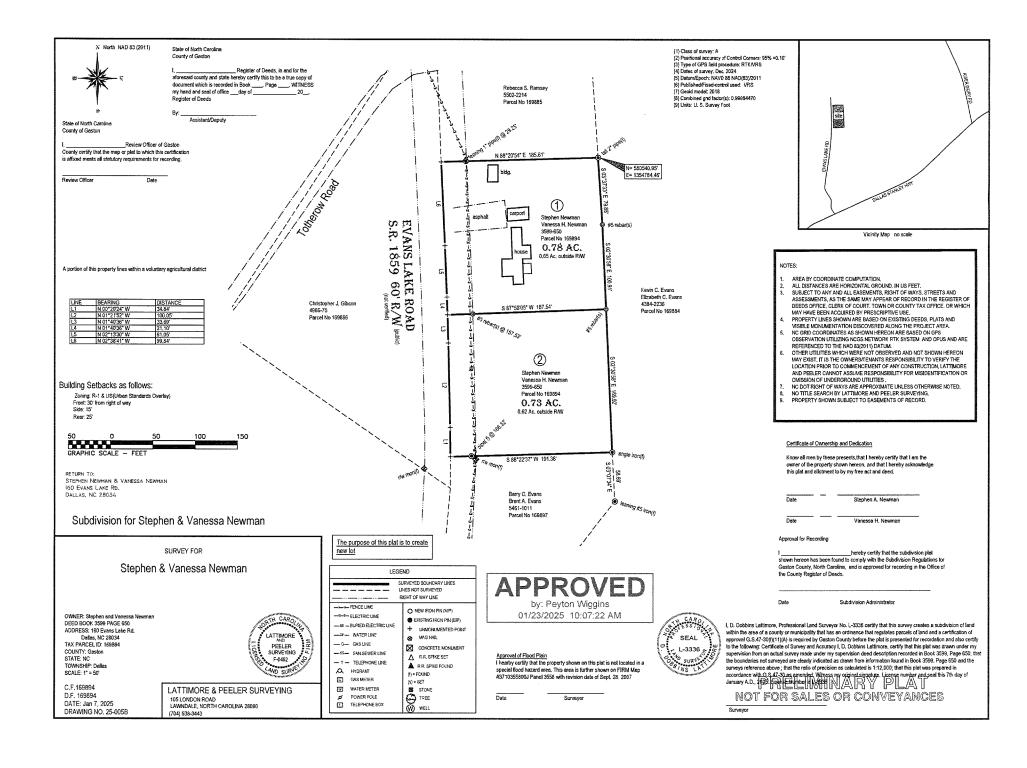
# **SUBJECT & ADJACENT PROPERTIES MAP | REZ-25-01-21-00208**

## **LEGEND**



Subject Parcel

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Post Office Box 1748 Gastonia, North Carolina 28053 Phone (704) 866-6980 150 South York Street Gastonia, North Carolina 28052 Fax (704) 869-1960

### Memorandum

To:

Peyton Wiggins CZO, Planner II Building and Development Services

From:

Julio Paredes, AICP, Planner, Gaston—Cleveland—Lincoln MPO

Date:

February 24th, 2025

Subject:

TRC Review for REZ-208 – Evans Lake Rd – GCLMPO Site Plan Review

Thank you for the opportunity to provide transportation comments on a proposed rezoning request located within the Gaston-Cleveland-Lincoln Metropolitan Planning Organization (GCLMPO) planning area. My comments are based on the review of the site in accordance with the adopted Comprehensive Transportation Plan (CTP), the adopted 2050 Metropolitan Transportation Plan (MTP), and the current State Transportation Improvement Program (STIP).

The site is located at 160 Evans Lake Road, Dallas, NC, 28034. PID# 169894. On behalf of the GCLMPO, I offer the following comments:

- 1. According to the 2024-2033 STIP, there are no funded transportation improvement projects in the immediate vicinity of this site.
- 2. Neither the GCLMPO 2050 Highway MTP nor Highway CTP include any proposed improvements to any streets adjacent to the subject property.
- 3. CTP projects shown as "Needs Improvement" or "Recommended" could become a funded project in the future, part of a development project, or may never become a funded project.
- 4. Please note that for any site plan that requires a driveway permit on an NCDOT roadway, or is adjacent to NCDOT roadways, the property owner/developer should work with NCDOT on any required driveway permits or any TIA requirements.

If you have any questions regarding my comments, please do not hesitate to contact me at 704-866-6980 or juliop@cityofgastonia.com.



## **Gaston County**

Gaston County
Board of Commissioners
www.gastongov.com

# Building and Development Services Board Action

File #: 25-110

Commissioner Cloninger - Building & Development Services - Zoning Map Change: REZ-25-01-21-00208, Stephen Newman (Applicant); Property Parcel: a portion of 169894, Located at 160 Evans Lake Rd., Dallas, NC, Rezone from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay

### STAFF CONTACT

Peyton Wiggins - Planner II - 704-866-3530

## **BACKGROUND**

Chapter 5 of the Unified Development Ordinance requires a public hearing by the Commission, with recommendation by the Planning Board prior to consideration for final action by the Commission. Stephen Newman (Applicant); Property Parcel: a portion of 169894, Located at 160 Evans Lake Rd., Dallas, NC, Rezone from the (R-1) Single Family Limited Zoning District with (US) Urban Standards Overlay to the (R-2) Single Family Moderate Zoning District with (US) Urban Standards Overlay. A public hearing was advertised and held on March 25, 2025, with public hearing comments being on file in the Board of Commission Clerk's Office. Planning Board recommendation was provided on March 3, 2025, and the Commission is requested to consider the public hearing comment, Planning Board recommendation and other pertinent information, then (approve), (disapprove) or (modify) the map change.

## **ATTACHMENTS**

Ordinance, Staff Report, Application Packet, Maps and GCLMPO Comments

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