

From: **Carmichael, John** <[JCarmichael@robinsonbradshaw.com](mailto:JCarmichael@robinsonbradshaw.com)>

Date: Sun, Jul 8, 2018 at 1:58 PM

Subject: Request to Withdraw Rezoning Application No. 2018-682 --- Kinger Homes, LLC, Applicant -- 13.596 Acre Site Located on the North Side of Rice Road, East of the Intersection of Rice Road and Dylan Drive

To: "[mayorbailey@matthewsnc.gov](mailto:mayorbailey@matthewsnc.gov)" <[mayorbailey@matthewsnc.gov](mailto:mayorbailey@matthewsnc.gov)>, "[jhigdon@matthewsnc.gov](mailto:jhigdon@matthewsnc.gov)" <[jhigdon@matthewsnc.gov](mailto:jhigdon@matthewsnc.gov)>, "[bdement@matthewsnc.gov](mailto:bdement@matthewsnc.gov)" <[bdement@matthewsnc.gov](mailto:bdement@matthewsnc.gov)>, "[cmelton@matthewsnc.gov](mailto:cmelton@matthewsnc.gov)" <[cmelton@matthewsnc.gov](mailto:cmelton@matthewsnc.gov)>, "[jmiller@matthewsnc.gov](mailto:jmiller@matthewsnc.gov)" <[jmiller@matthewsnc.gov](mailto:jmiller@matthewsnc.gov)>, "[kquery@matthewsnc.gov](mailto:kquery@matthewsnc.gov)" <[kquery@matthewsnc.gov](mailto:kquery@matthewsnc.gov)>, "[jurban@matthewsnc.gov](mailto:jurban@matthewsnc.gov)" <[jurban@matthewsnc.gov](mailto:jurban@matthewsnc.gov)>

Cc: Jay Camp <[jcamp@matthewsnc.gov](mailto:jcamp@matthewsnc.gov)>, "Paul Sagadin ([paul@customhomescarolina.com](mailto:paul@customhomescarolina.com))" <[paul@customhomescarolina.com](mailto:paul@customhomescarolina.com)>

Mr. Mayor and Members of the Board of Commissioners, Rezoning Application No. 2018-682 is on your Monday, July 9, 2018 Agenda for a Public Hearing. The Public Hearing on this Rezoning Application was continued from June 11, 2018 to July 9, 2018.

Just prior to June 27, 2018, the Applicant discovered the extent of a stream that runs through the site subject to this Rezoning Application that impacts the Applicant's site plan. As a result, by a letter dated June 27, 2018 to Mr. Jay Camp, I requested, on behalf of the Applicant, that the Public Hearing on Rezoning Application No. 2018-682 be continued again from July 9, 2018 to September 10, 2018 to provide the Applicant with additional time to determine the viable development options for the site.

Pursuant to this email and on behalf of the Applicant, I hereby withdraw the request for a continuance of the Public Hearing on Rezoning Application No. 2018-682, and I respectfully request that the Board of Commissioners allow the withdrawal of Rezoning Application No. 2018-682.

We believe that the withdrawal of this Rezoning Application best serves the interests of the community and the Board of Commissioners.

In the event that the Board of Commissioners allows the withdrawal of Rezoning Application No. 2018-682 and in the event that the Applicant determines that an alternative site plan is viable, the Applicant would be required to go through the entire rezoning process again.

Thank you for your consideration and please let me know if you have any questions or comments.

---

**John H. Carmichael**

Robinson Bradshaw

t : 704.377.8341 | f : 704.373.3941

[101 N. Tryon St., Suite 1900](#)

Charlotte, NC 28246

[jcarmichael@robinsonbradshaw.com](mailto:jcarmichael@robinsonbradshaw.com)  
[robinsonbradshaw.com](http://robinsonbradshaw.com)