

ORDINANCE NO. 2732-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2648-X, THE 1989-1990 BUDGET ORDINANCE, ESTIMATING FEDERAL AND STATE GRANT REVENUES AND INSURANCE RECOVERIES AND PROVIDING AN APPROPRIATION FOR HURRICANE RELATED COSTS.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

Section 1. That the sum of \$21,000,000 is hereby estimated to be available from the following sources:

Source

Federal Emergency Management Assistance	\$12,000,000
N.C. Department of Crime Control and Public Safety - Division of Emergency Management	4,000,000
General Fund - Unappropriated Fund Balance	4,000,000
Insurance Recoveries	1,000,000
	<u>\$21,000,000</u>

Section 2. That the sum of \$21,000,000 is hereby appropriated to the Disaster Relief Fund (7702) for hurricane related costs.

Section 3. This project is anticipated to extend beyond FY90 and associated appropriations shall remain in effect for the duration of the project.

Section 4. That the Finance Director or his designee is hereby authorized to advance cash from the Municipal Debt Service Fund Equity of the City's cash pool account. Upon receipt of the sources described in Section 1, the cash advance will be repaid to the Municipal Debt Service Fund Equity.

Section 5. All ordinance or parts of ordinances in conflict herewith are hereby repealed.

Section 6. This ordinance shall become effective upon its adoption.

Approved as to form:

Henry W. Underhill, Jr.

City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 1989, the reference having been made in Minute Book 93, and is recorded in full in Ordinance Book 38, at page(s) 190-191.

Pat Sharkey
City Clerk

APPROVED BY CITY COUNCIL

DATE 10/18/89

CITY ZONE CHANGE

Petition No. 88-67
Charlotte-Mecklenburg
Planning Commission

ORDINANCE NO. 2733-Z

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by change from I-3 to U-MUD on the Official Zoning Map, City of Charlotte, N.C. the following described property:

SEE ATTACHED MAP

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

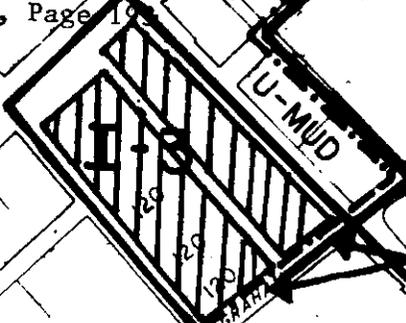
Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 1989, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 38, at page(s) 192-193.

Pat Sharkey,
City Clerk



UR-1

UR-2

REZONE FROM I-3
TO UMUD

UR-3

U-MUD

UR-3

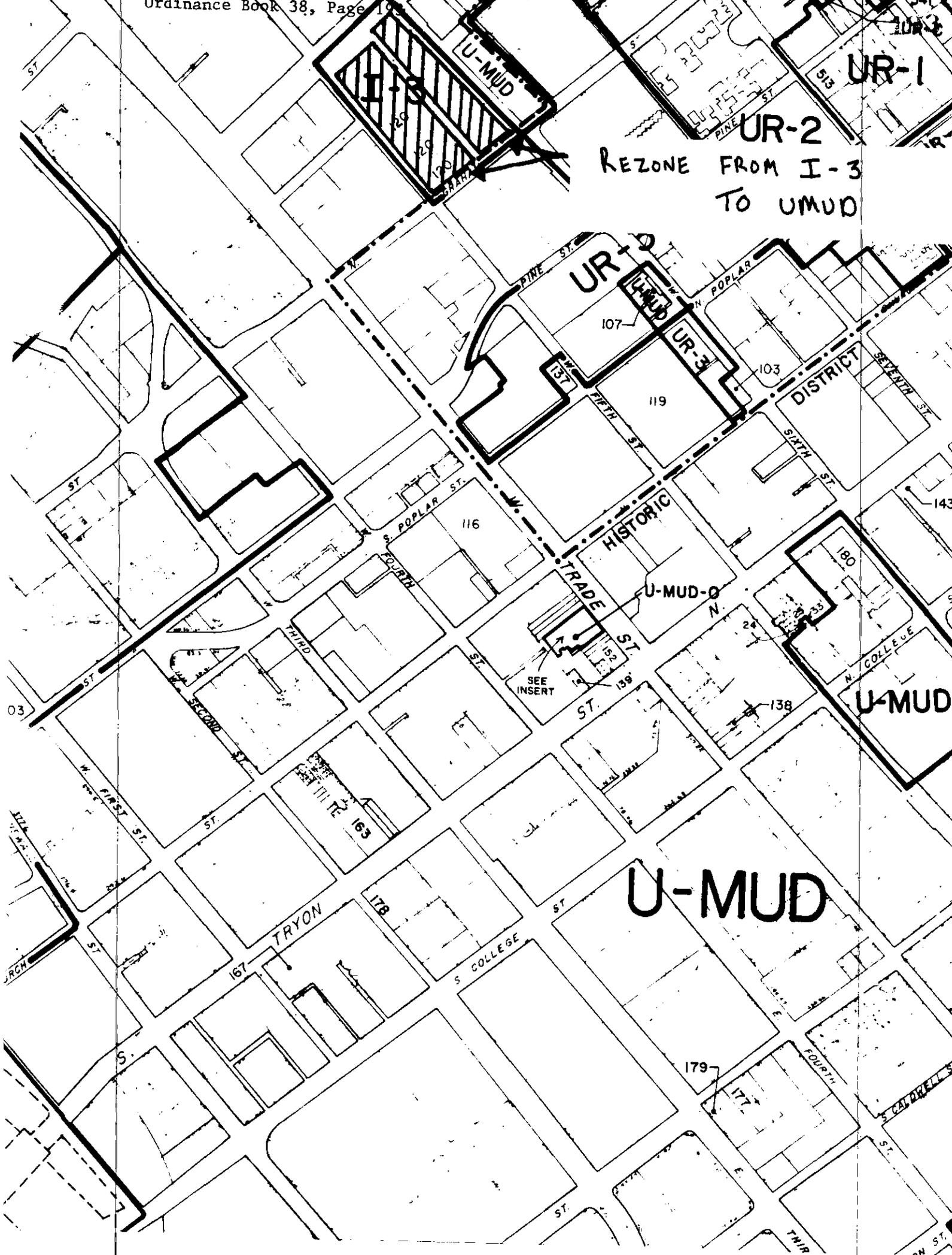
DISTRICT

HISTORIC

U-MUD-O

U-MUD

U-MUD



APPROVED BY CITY COUNCIL
DATE 10/18/89CITY ZONE CHANGEPetition No. 89-56
Charlotte-Mecklenburg
Planning CommissionORDINANCE NO. 2734-Z

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by change from O-15 to R-6MF on the Official Zoning Map, City of Charlotte, N.C. the following described property:

SEE ATTACHED

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 1989, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 38, at page(s) 194-195.

Pat Sharkey,
City Clerk

October 18, 1989
Ordinance Book 38, Page 195

106 AC
REVOLUTION PARK

Rezone from O-15 to R-6MF

I-1

I-1

I-1

O-6

O-15

R-6MF

INTERSTATE 77

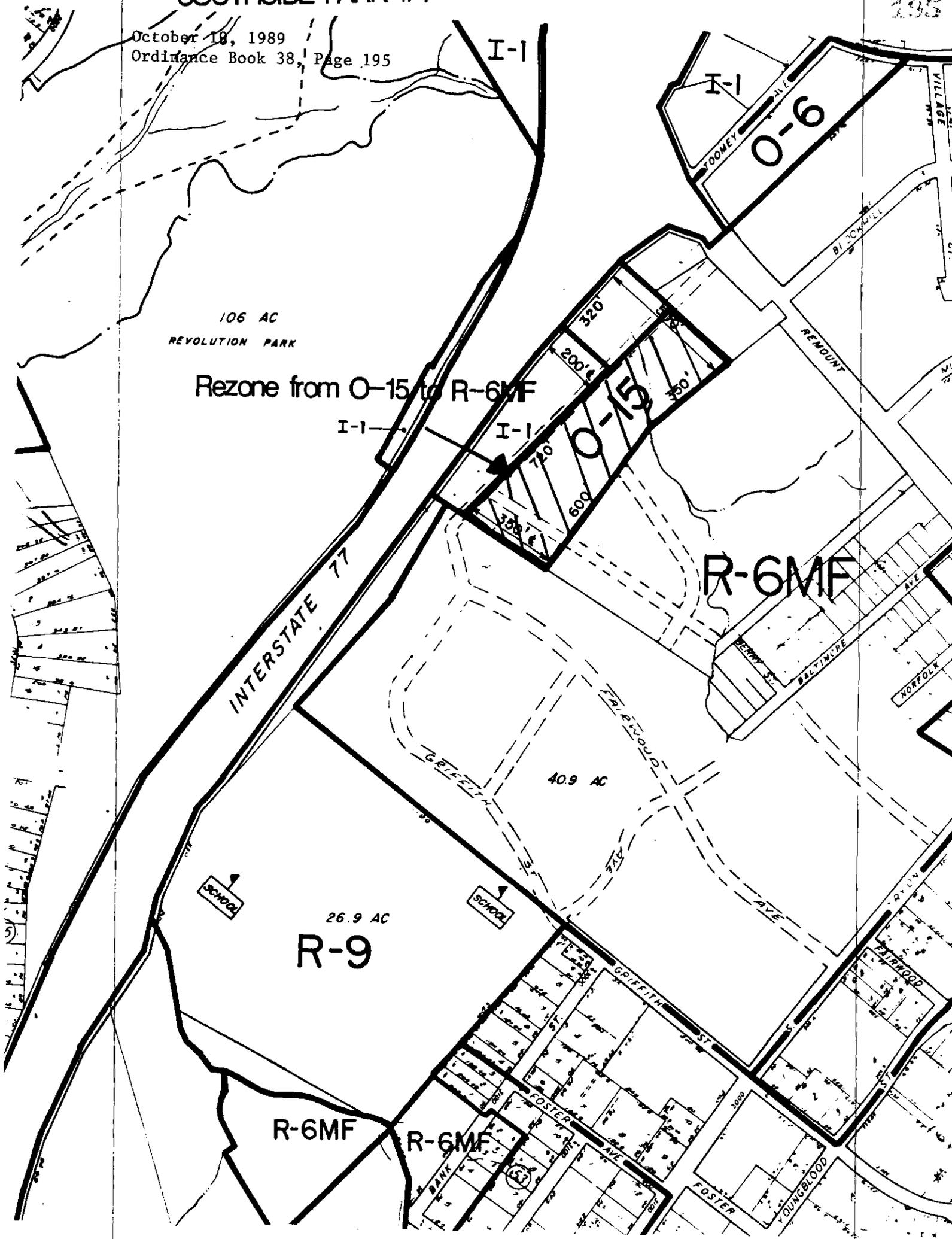
40.9 AC

26.9 AC

R-9

R-6MF

R-6MF



APPROVED BY CITY COUNCIL
DATE 10/18/89CITY ZONE CHANGEPetition No. 89-66
Charlotte-Mecklenburg
Planning CommissionORDINANCE NO. 2735-Z

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by change from I-2 & I-3 to UMUD on the Official Zoning Map, City of Charlotte, N.C. the following described property:

SEE ATTACHED

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

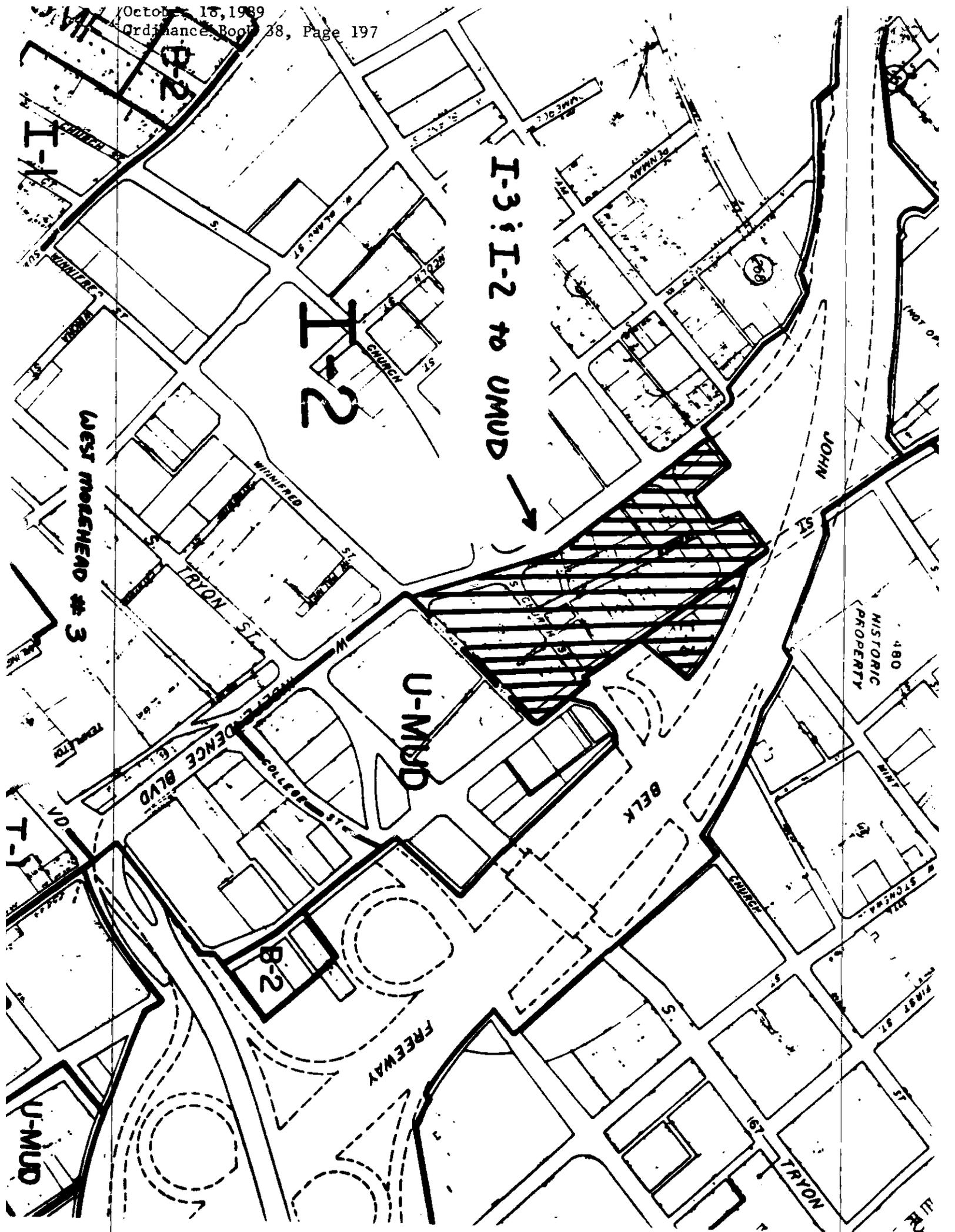
Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 1989, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 38, at page(s) 196-197.

Pat Sharkey,
City Clerk



B-2

I-2

I-3; I-2 to UMUD

U-MUD

B-2

WEST MOLEHEAD # 3

HISTORIC PROPERTY

FREEWAY

BLK

U-MUD

JOHN ST

TRYGON ST

ENGINE BLVD

ENGINE BLVD

TRYGON ST

APPROVED BY CITY COUNCIL
DATE 10/18/89CITY ZONE CHANGEPetition No. 89-67
Neighborhood Preservation
Committee Fenton, Laurel,
CrescentORDINANCE NO. 2736-Z

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by change from R-6MF to R-6 on the Official Zoning Map, City of Charlotte, N.C. the following described property:

SEE ATTACHED

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

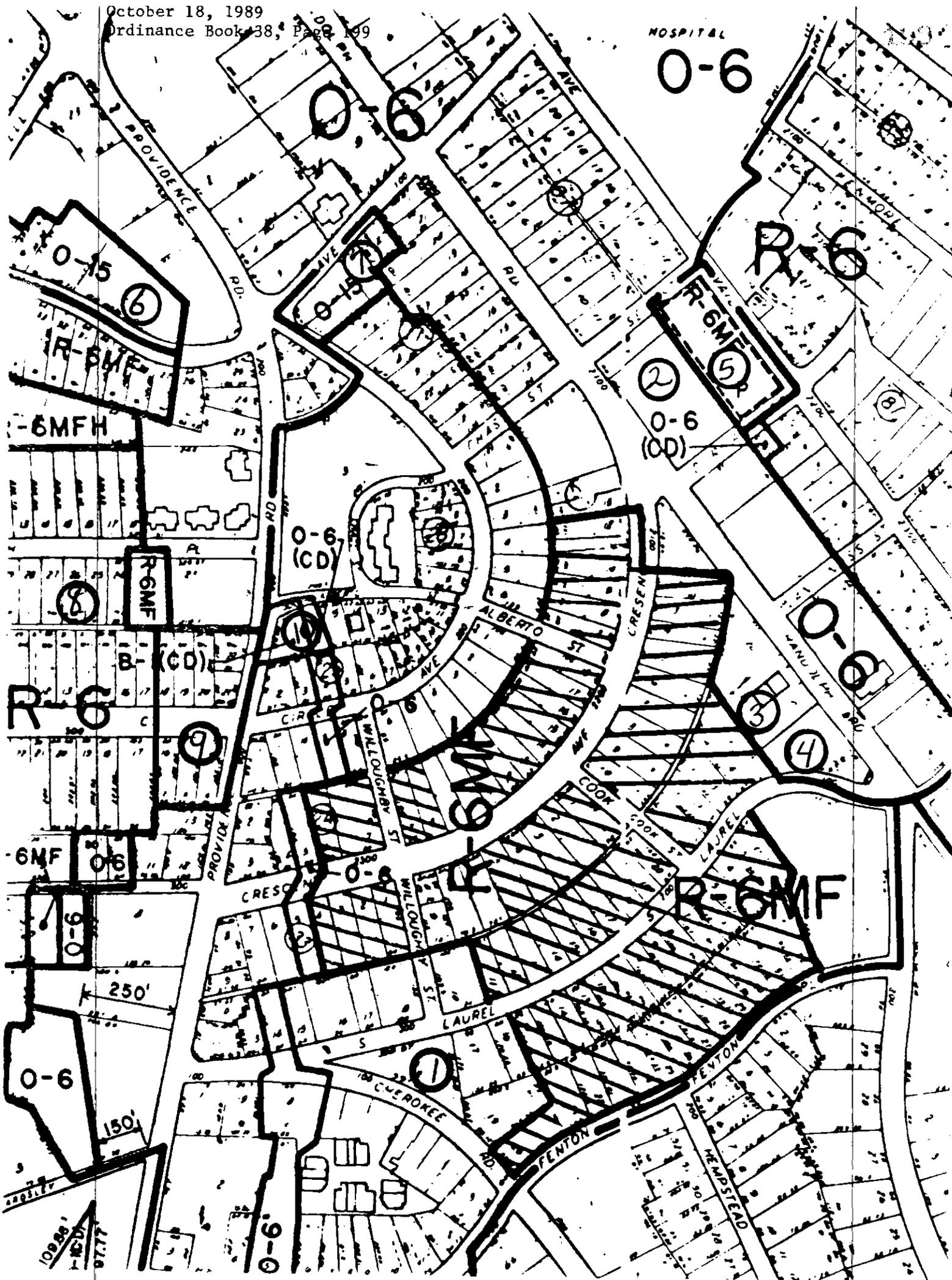
Henry W. Underhill
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 1989, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 38, at page(s) 198-199.

Pat Sharkey,
City Clerk

HOSPITAL

0-6



APPROVED BY CITY COUNCIL

DATE

10/18/89

CITY CDPetition No. 89-72
Southern Realty
DevelopmentORDINANCE NO. 2737-ZA RESOLUTION AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of 2.5 acres bounded by the Plaza, E. 34th Street, Hudson Street, and Matheson Avenue, changing from B-1 & R-6MF to B-1(CD); and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 3201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 3202.1 and 3202.2, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Section 1300 and a public hearing was held on September 18, 1989; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and each of the following which are required by Section 3202.3:

1. The policies and objectives of the comprehensive plan, particularly in relation to the proposed site and surrounding area.
2. The potential adverse impacts on the surrounding area, especially in regards but not limited to traffic, storm drainage, land values and compatibility of land use activities.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from B-1 and R-6MF to B-1(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 19 89, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 38, at page 200-201.

DEED DESCRIPTION FOR PROPERTY LOCATED AT INTERSECTION OF
MATHESON AVENUE AND THE PLAZA

Commencing at a point located at the Centerline intersection of Matheson Avenue (variable Right of Way) and The Plaza (variable Right of Way). Thence North 11 degrees, 29 minutes, 16 seconds West, 104.39 feet to the POINT OF BEGINNING said point being located in the Eastern Right of Way of Matheson Avenue (variable Right of Way). Thence with said Right of Way North 42 degrees, 50 minutes, 22 seconds West 44.24 feet to a point located in the Eastern Right of Way of Matheson Avenue (variable Right of Way). Thence with said Right of Way of Matheson Avenue (variable Right of Way) North 39 degrees, 12 minutes, 13 seconds West, 236.28 feet to a point located in the Eastern Right of Way of Matheson Avenue (variable Right of Way) said point being a point of curvature of a curve concave to the East. Thence along said curve having a radius of 20.0 feet, a length of 30.17 feet to a point being the point of tangent. Said point being located in Southern Right of Way of Hudson Street (50 foot Right of Way) thence with said Right of Way of Hudson Street (50 foot Right of Way) North 47 degrees, 13 minutes, 00 seconds East 367.01 feet to a point located in the Southern Right of Way of Hudson Street (50 foot Right of Way) said point also being located in the Western Right of Way of 34th Street (50 foot Right of Way) being a point of Intersection where the Southern Right of Way of Hudson Street (50 foot Right of Way) and the Western Right of Way of 34th Street (50 foot Right of Way), intersect. Thence with said Right of Way of 34th Street (50 foot Right of Way) South 42 degrees, 47 minutes, 00 seconds East, 277.67 feet to point located in the Western Right of Way of 34th Street (50 foot Right of Way) said point being the point of curvature of a curve concave to the West, thence along said curve having a radius of 20 feet, a length of 29.37 feet to a point being the point of tangency, said point being located in the Northern Right of Way of The Plaza (variable Right of Way) thence with said Right of Way of The Plaza (variable Right of Way) South 41 degrees, 22 minutes, 07 seconds West, 227.39 feet to a Right of Way Monument located in the Northern Right of Way of The Plaza (variable Right of Way) thence with the Right of Way of The Plaza (variable Right of Way) South 41 degrees, 02 minutes, 28 seconds West, 119.44 feet to a point located in the Northern Right of Way of The Plaza (variable Right of Way) said point being a point of curvature of a curve concave to the North thence along said curve having a radius of 35.0 feet, a length of 58.72 feet to a point being the POINT OF BEGINNING. Said tract containing 2.861 acres and reference to a plat prepared by David L. Gray, R.L.S. #3086 dated 06/12/89 titled property of "Southern Realty Development Corporation".

APPROVED BY CITY COUNCIL
DATE 10/18/89

CITY CD

Petition No. 89-73
Trammell Crow Company
Residential

ORDINANCE NO. 2738-Z

AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of 24.46 acres located on the south side of Tyvola Road and the west side of Nations Ford Road changing from R-9 to R-12MF(CD); and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 3201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 3202.1 and 3202.2, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Section 1300 and a public hearing was held on September 18, 1989; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and each of the following which are required by Section 3202.3:

1. The policies and objectives of the comprehensive plan, particularly in relation to the proposed site and surrounding area.
2. The potential adverse impacts on the surrounding area, especially in regards but not limited to traffic, storm drainage, land values and compatibility of land use activities.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from R-9 to R-12MF(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

EXHIBIT A

LYING AND BEING in the City of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

BEGINNING at a concrete monument in the southerly margin of the one hundred (100) foot wide right-of-way of Tyvola Road, which point marks the northeasternmost corner of the property of Grady L. Ross, et. al. (now or formerly) and running thence with the right-of-way of Tyvola Road the following seven courses and distances: (1) with the arc of a circular curve to the left having a radius of 1010.44 feet an arc distance of 100.57 feet (a cord bearing of S.76-14-40E. a cord distance of 100.53 feet) to a concrete monument; (2) 2.58-44-01W. 37.43 feet to a concrete monument; (3) S.78-22-26E. 29.39 feet to a concrete monument; (4) N.58-44-01E. 38.66 feet to a concrete monument; (5) with the arc of a circular curve to the left having a radius of 1010.44 feet a arc distance of 353.90 feet (a chord bearing of N.89-09-09E. a cord distance of 352.09 feet) to a set iron; (6) with the arc of a circular curve to the left having a radius of 1010.44 feet an arc distance of 52.80 feet (a cord bearing of N.77-36-51E. with a cord distance of 52.80 feet) to a concrete monument; and (7) N.76-07-28E. 289.01 feet to a set iron; thence with a new line S.10-22-04W. 130.78 feet to an existing iron marking the northwesternmost corner of the property conveyed to David L. Myers and wife Leigh W. Myers by instrument recorded in Book 3834 at Page 513 in the Mecklenburg County Public Registry; thence with the westerly boundary of the property of David L. Myers, S.10-22094W. 147.73 feet to an existing iron marking the northwesternmost corner of the property conveyed to William S. Greene and wife Malvena A. Greene by instrument recorded in Book 1769 at Page 131 in said Registry; thence with the westerly boundary of the property of William S. Greene, S.12-38-14W. 28.20 feet to an existing iron; thence continuing with the westerly boundary of the property of William S. Green, the property conveyed to Edward L. Keller and wife Christine Keller by instrument recorded in Book 3799 at Page 488 in said Registry and the property conveyed to E. N. Readling and wife Helen C. Readling by instrument recorded in Book 1810 at Page 215 in said Registry, S.07-42-07W. 241.34 feet to an existing iron; thence with the southerly boundary of the property of E. N. Readling, S.85-16-00E. 798.73 feet to a point in the center line of the right-of-way of Nations Ford Road (passing an existing iron on the westerly boundary of the proposed right-of-way of Nation's Ford Road at 768.86 feet); thence with the center line of the right-of-way of Nations Ford Road, S.07-51-36W. 399.72 feet to a point; thence N.89-28-29W. 30.25 feet to a set iron marking the northeasternmost corner of the property conveyed to Michael W. Slaughter and wife Lynn S. Slaughter by instrument recorded in Book 5799 at Page 376 in said Registry; thence with the northerly boundary of the property of Michael W. Slaughter and the northerly boundary of Lots 1-13 of Block 1 of Springfield Subdivision as the same is recorded in map Book 11 at Page 259 in said Registry and the northerly boundary of Lots 14 and 16 of Springfield Subdivision,

the northerly terminus of the fifty (50) foot wide right-of-way of Glenrock Drive, and the northerly boundary of Lot 1 of Springfield Subdivision, all as shown on the map thereof recorded in Map Book 2369 at Page 441 in said Registry, N.89-28-29W. 1552.85 feet to an existing iron marking the easterly boundary of the property of Grady L. Ross, et. al. and running thence with the easterly boundary of the property of Grady L. Ross, the following four courses and distances: (1) N.05-25-58E. 499.56 feet to an existing iron; (2) N.05-05-09E. 368.90 feet to a concrete monument; (3) with the arc of a circular curve having a radius of 1085.44 feet an arc distance of 18.01 feet (a chord bearing of S.72-55-04E. a cord distance of 18.01 feet) to a concrete monument; and (4) N.16-36-25E. 75 feet to the point and place of Beginning and containing 24.78 acres according to that certain Boundary Survey prepared for Paces Contractors by Cosco Management Services, Inc. dated June 5, 1989, reference to which survey is hereby made for a more particular description of said property.

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 19 89, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 38, at page 202-204.

Pat Sharkey
City Clerk

APPROVED BY CITY COUNCIL

DATE 10/18/89

CITY CD

Petition No. 89-75
Panos Properties

ORDINANCE NO. 2739-Z

A RESOLUTION AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of 6.52 acres located on the southeast corner of McGill Street and Gloryland Avenue, approximately 400 feet east of North Tryon Street, changing from B-2 and R-12 to B-D(CD); and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 3201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 3202.1 and 3202.2, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Section 1300 and a public hearing was held on September 18, 1989; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and each of the following which are required by Section 3202.3:

1. The policies and objectives of the comprehensive plan, particularly in relation to the proposed site and surrounding area.
2. The potential adverse impacts on the surrounding area, especially in regards but not limited to traffic, storm drainage, land values and compatibility of land use activities.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from B-2 and R-12 to B-D(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

PANOS PROPERTIES REZONED
Gloryland Avenue, Charlotte, NC

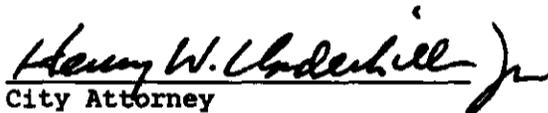
LEGAL DESCRIPTION (rev. 8/1/89)

BEGINNING at an iron pipe located at the intersection of the southern margin of the right-of-way of Gloryland Avenue (a 60.0 feet right-of-way) and the eastern margin of the right-of-way of McGill Street (a 60.0 feet right-of-way), thence from said beginning point and with the said margin of Gloryland Avenue S.83-27-58E. 800.93 feet to a point in the rear line of lot 16 of Mecklenburg Acres recorded in Map Book 7 at page 477 in said registry; thence S.18-34-08E. 196.17 feet to an iron pin located in the southwestern corner of lot 18 of said Mecklenburg Acres; thence S.76-46-08W. 590.83 feet to an iron pipe located in the western margin of the right-of-way of Wilson Street (a 60.0 feet right-of-way), said iron pipe also being located in the northeastern corner of Charcon Heights Subdivision Section I, Block F, recorded in Map Book 6 at Page 87 in said registry, and continuing along the same course another 409.01 feet to an iron pin by an oak tree located in the eastern margin of the right-of-way of McGill Street; thence with said margin of McGill Street N.12-49E. 518.87 feet to the point and place of beginning and containing 6.52 acres, more or less, as shown on a survey by Leo J. Zoutewelle, RLS, dated June 5, 1986.

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 19 89, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 38, at page 205-206.

Pat Sharkey
City Clerk

207

APPROVED BY CITY COUNCIL
DATE 10/18/89

CITY CD

Petition No. 89-76
Crescent Land & Timber

ORDINANCE NO. 2740-Z

AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of 62.81 acres located on the west side of Statesville between Cindy Lane and Hutchison-McDonald Road, changing from R-9 and B-2 to I-1(CD); and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 3201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 3202.1 and 3202.2, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Section 1300 and a public hearing was held on September 18, 1989; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and each of the following which are required by Section 3202.3:

1. The policies and objectives of the comprehensive plan, particularly in relation to the proposed site and surrounding area.
2. The potential adverse impacts on the surrounding area, especially in regards but not limited to traffic, storm drainage, land values and compatibility of land use activities.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from R-9 and B-2 to I-1(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

BEGINNING at a railroad spike set at the intersection of the centerline of the right-of-way of Statesville Road (U.S. Highway 21) (a 60 foot right-of-way) with the extension of the centerline of the right-of-way of Hutchinson-McDonald Road (S.R. 2094) (a 60 foot right-of-way), such spike being located at North Carolina Grid System Coordinates (NAD 83) X = 1,452,588.9442 feet, Y = 562,357.8784 feet, and which spike located at the POINT OF BEGINNING is also located N.10-11-36W. 388.16 feet (ground) and 388.09 feet (grid) (combined factor = 0.999835376) from North Carolina Grid System Station "BELK" which is located at North Carolina Grid System Coordinates (NAD 83) X = 1,452,657.626 feet, Y + 567,975.9101 feet; and runs thence from the BEGINNING as so established along the centerline of the right-of-way of said Hutchinson-McDonald Road the following courses and distances: (1) n.88-43-57W. 1066.24 feet to an existing railroad spike; (2) n.88-26-56W. 1615.05 feet to a railroad spike set; (3) with the arc of a circular curve to the right having a radius of 175.69 feet (chord bearing N.58-46-57W. a chord distance 173.92 feet) an arc distance of 181.94 feet to an existing nail; (4) N.31-44-19W. 288.34 feet to an existing nail in the centerline of the right-of-way of said Hutchinson-McDonald Road; and thence N.25-58-55E. 34.84 feet to an existing iron pin located .064 feet from the northeasterly margin of said right-of-way; and thence continuing N.25-58-55E. 597.48 feet to an existing iron pin; and thence N.20-44-18E. 234.55 feet to an iron pin set on the southerly margin of the right-of-way of Cindy Lane (S.R. 2095) (60 foot right-of-way); and thence N.20-44-18E. 32.56 feet to an existing nail located 1.29 feet north of said centerline of the right-of-way of said Cindy Lane; and thence S.85-48-11E. 193.13 feet to a railroad spike set 1.50 feet north of the centerline of the right-of-way of said Cindy Lane; and thence S.4-11-49W. 220 feet to an iron pin set; and thence S.85-48-11E. 327.75 feet to an existing iron pin; and thence N.4-11-49E. 220 feet to a railroad spike set 1.03 feet north of the centerline of the right-of-way of said Cindy Lane; and thence S.85-48-11E. 463.27 feet in said Cindy Lane to a railroad spike set in the centerline of right-of-way of said Cindy Lane; and thence continuing along said centerline S.85-56-06E. 1030.67 feet to a railroad spike set in said centerline; and thence S.17-15-57E. 324.37 feet to an iron pin set; and thence S.17-19-42E. 150.07 feet to an existing iron pin; and thence N.72-40-28E. 266.75 feet to a railroad spike set in the centerline of the right-of-way of said Statesville Road (U.S. Highway 21); and thence with said centerline S.17-23-35E. 480.07 feet to a railroad spike set in said centerline; and thence with the arc of a circular curve to the right having a radius of 2082.47 feet (chord bearing S.13-55-54E. a chord distance 251.49 feet) an arc distance of 251.64 feet to a railroad spike set in said centerline, the BEGINNING.

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:


City Attorney

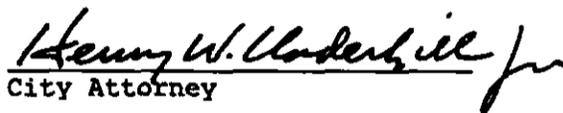
Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 19 89, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 38, at page 207-208.

BEGINNING at a point in the center of Cindy Lane (formerly Hutchinson Drive). The northeast corner of L. P. Sloan property described in deed recorded in Book 1769 at Page 9 in the Mecklenburg Public Registry; and running thence with the line of sloan A-54 W., passing an iron stake on line at 20 feet to an iron stake, a corner of sloan; thence two lines as follows: first S.85-06E. 125 feet to an iron stake; and second N.4-54E. passing an iron stake on line at 200 feet, 220 feet to a point in the center of Cindy Lane; thence with Cindy Lane N.85-06W. 125 feet to the place of BEGINNING.

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of October, 19 89, the reference having been made in Minute Book 94, and is recorded in full in Ordinance Book 39, at page 209.

Pat Sharkey
City Clerk

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APPROVED BY CITY COUNCIL
DATE 10/18/89

CITY CD

Petition No. 89-77
George L. Slay

ORDINANCE NO. 2741-Z

A RESOLUTION AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of 27,500 square feet located on Cindy Lane east of Hutchinson-McDonald Road, changing from R-9 to R-9MF(CD); and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 3201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 3202.1 and 3202.2, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Section 1300 and a public hearing was held on September 18, 1989; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and each of the following which are required by Section 3202.3:

1. The policies and objectives of the comprehensive plan, particularly in relation to the proposed site and surrounding area.
2. The potential adverse impacts on the surrounding area, especially in regards but not limited to traffic, storm drainage, land values and compatibility of land use activities.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from R-9 to R-9MF(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property: