

O-10

ORDINANCE NO. 149-X

AN ORDINANCE TO AMEND ORDINANCE NUMBER 78-X, THE 2021-2022 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION OF \$150,000,000 FOR THE PURPOSE OF REFUNDING THE SERIES 2019C GENERAL OBLIGATION BOND ANTICIPATION NOTES

BE IT ORDAINED, by the City Council of the City of Charlotte:

- Section 1. That the sum of \$150,000,000 is hereby estimated to be available from the following source(s):
Proceeds from Refunding General Obligation Bond Issuance
- Section 2. That the sum of \$150,000,000 is hereby appropriated in the Municipal Debt Service Fund (3000)
- Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. That all ordinances in conflict with this ordinance are hereby repealed.
- Section 5. That this ordinance shall be effective upon adoption.

Approved as to form:



City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of September 2021, the reference having been made in Minute Book 154, and recorded in full in Ordinance Book 64, Page(s) 387.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of September 2021.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

ORDINANCE NO. 150-X **NORTHLAKE CENTRE PARKWAY APARTMENTS
AREA ANNEXATION**

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF
THE CITY OF CHARLOTTE, NORTH CAROLINA**

WHEREAS, the City Council has been petitioned under G.S. 160A-31(a) to annex the area described below; and

WHEREAS, the City Council has by Resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held during a meeting that was accessible via the Government Channel, the City's Facebook page, or the City's YouTube page at 5:00 p.m. on September 27, 2021 after due notice by the Mecklenburg Times on September 14, 2021; and

WHEREAS, the City Council finds that the petition meets the requirements of G.S. 160A-31;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina that:

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory is hereby annexed and made part of the City of Charlotte as of September 27, 2021:

LEGAL DESCRIPTION

LEGAL DESCRIPTION

TAX PARCEL: 02510304

DEED BOOK: 35491 PAGES: 343 & 347

BEING ALL OF THAT CERTAIN PARCEL OF LAND LYING IN LONG CREEK TOWNSHIP,
MECKLENBURG COUNTY,

NORTH CAROLINA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND #4 REBAR ON THE RIGHT-OF-WAY OF NORTHLAKE CENTRE PARKWAY, HAVING A NC NAD 83/2011 GRID COORDINATE OF: NORTHING: 589,931.73 FEET, EASTING: 1,447,216.60 FEET AND AVERAGE COMBINED FACTOR OF: 0.999842833; THENCE SOUTH 41-23-33 EAST, 86.88 FEET TO A FOUND #4 REBAR ON THE SOUTHERN RIGHT-OF-WAY OF NORTHLAKE CENTRE PARKWAY AND ON THE COMMON LINE OF METROLINA PROPERTIES PARTNERSHIP, LLC PROPERTY (DEED BOOK: 5809, PAGE: 855), SAID REBAR BEING THE **POINT OF BEGINNING**, THENCE WITH THE METROLINA PROPERTIES PARTNERSHIP, LLC PROPERTY AND A NEW CITY LIMIT LINE SOUTH 41-23-33 EAST, 168.85 FEET TO A FOUND 1 INCH PIPE; THENCE CONTINUING WITH THE METROLINA PROPERTIES PARTNERSHIP, LLC PROPERTY AND A NEW CITY LIMIT LINE SOUTH 20-28-44 EAST, 139.59 FEET TO A FOUND #5 REBAR, SAID REBAR BEING A COMMON CORNER WITH THE FCD-REAMS ROAD LIMITED PARTNERSHIP PROPERTY (DEED BOOK: 10990, PAGE: 932 & PORTION OF TRACT 5, MAP BOOK: 10, PAGE: 17); THENCE WITH THE COMMON LINE OF THE FCD-REAMS ROAD LIMITED PARTNERSHIP PROPERTY AND A NEW CITY LIMIT LINE SOUTH 49-20-03 WEST, 622.94 FEET TO A COMPUTED POINT; THENCE WITH THE COMMON LINE OF THE MECKLENBURG COUNTY PROPERTY (DEED BOOK: 20054, PAGE: 289 & LOT 1, MAP BOOK: 41, PAGE: 766), TM NORTHLAKE MALL LIMITED PARTNERSHIP PROPERTY (DEED BOOK: 29517, PAGE: 261 & LOT 1, MAP BOOK: 41, PAGE: 766) AND THE EXISTING CITY LIMIT LINE SOUTH 49-20-03 WEST, 433.92 FEET TO A COMPUTED POINT ON THE EASTERN RIGHT-OF-WAY OF NORTHLAKE CENTRE PARKWAY; THENCE CONTINUING WITH SAID RIGHT-OF-WAY AND THE EXISTING CITY LIMIT LINE SOUTH 49-20-03 WEST, 3.47 FEET TO A SET #5 REBAR ON THE EASTERN RIGHT-OF-WAY OF NORTHLAKE CENTRE PARKWAY; THENCE WITH SAID RIGHT-OF-WAY AND THE EXISTING CITY LIMIT LINE THE NEXT SEVEN (7) COURSES AND DISTANCES: 1) ON A CURVE TO THE RIGHT HAVING AN RADIUS OF 633.61 FEET AND ARC DISTANCE OF 255.80 FEET (CHORD BEARING & DISTANCE: NORTH 01-42-18 EAST, 254.07 FEET) TO A FOUND #4 REBAR; 2) CONTINUING ON A CURVE TO THE RIGHT HAVING AN RADIUS OF 633.61 FEET AND ARC DISTANCE OF 60.25 FEET (CHORD BEARING & DISTANCE: NORTH 15-59-43 EAST, 60.23 FEET) TO A FOUND #4 REBAR; 3) CONTINUING ON A CURVE TO THE RIGHT HAVING AN RADIUS OF 633.61 FEET AND ARC DISTANCE OF 30.17 FEET (CHORD BEARING & DISTANCE: NORTH 20-05-01 EAST, 30.17 FEET) TO A FOUND #4 REBAR; 4) CONTINUING ON A CURVE TO THE RIGHT HAVING AN RADIUS OF 633.61 FEET AND ARC DISTANCE OF 30.17 FEET (CHORD BEARING & DISTANCE: NORTH 22-48-43 EAST, 30.17 FEET) TO A FOUND #4 REBAR; 5) CONTINUING ON A CURVE TO THE RIGHT HAVING AN RADIUS OF 633.61 FEET AND ARC DISTANCE OF 150.41 FEET (CHORD BEARING & DISTANCE: NORTH 30-58-36 EAST, 150.05 FEET) TO A FOUND #4 REBAR; 6) NORTH 40-32-30 EAST, 23.36 FEET TO A FOUND #4 REBAR; 7) NORTH 49-20-02 EAST, A TOTAL DISTANCE OF 665.99 FEET (PASSING THRU A FOUND #4 REBAR AT 25.11 FEET) TO THE **POINT OF BEGINNING**. CONTAINING 6.526 ACRES MORE OR LESS. AS SHOWN ON AN UNRECORDED SURVEY PREPARED BY JIMMY N. FAIRES, GEOMATIC CONCEPTS, PLLC, DATED OCTOBER 19, 2020.

Section 2. Upon and after September 27, 2021 the above described territory and its

citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte and shall be entitled to the same privileges and benefits as other parts of the City of Charlotte. Said territory shall be subject to municipal taxes according to G.S.160A-58.10.

Section 3. Subject to change in accordance with applicable law, the annexed territory described above shall be included in the following Council electoral district 2.

Section 4. The Mayor of the City of Charlotte shall cause to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. 163-288.1.

Adopted this 27th day of September, 2021.

APPROVED AS TO FORM:



Charlotte City Attorney

CERTIFICATION

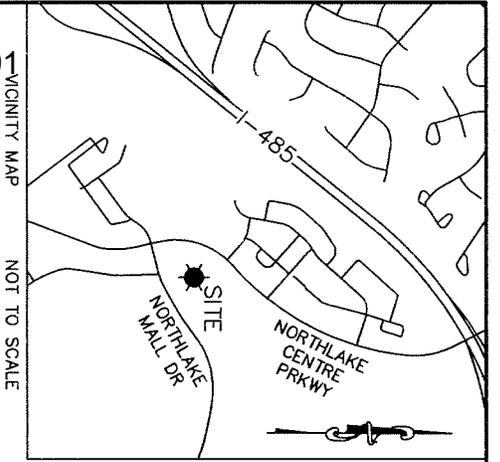
I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of September 2021, the reference having been made in Minute Book 154, and recorded in full in Ordinance Book 64, Page(s) 388-391.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of September 2021.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

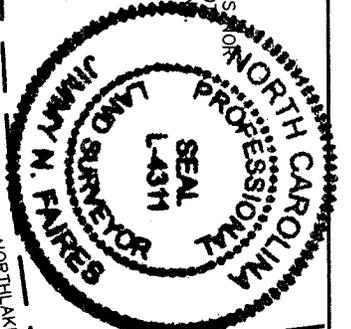
September 27, 2021
Ordinance Book 64, Page 391
Ordinance No. 150-X



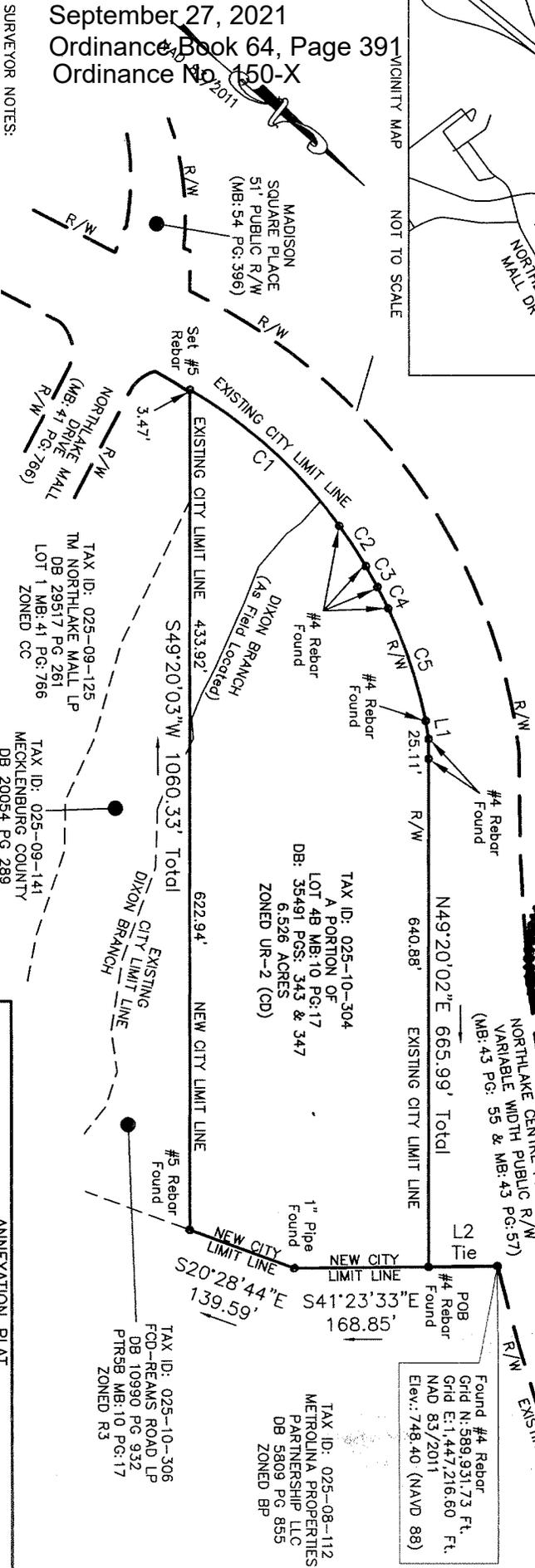
SURVEYOR'S CERTIFICATE:

THE PROVISIONS OF G.S. 47-30 SHALL NOT APPLY TO BOUNDARY PLAT OF AREAS ANNEXED BY MUNICIPALITIES TO PLATS OF MUNICIPAL BOUNDARIES, WHETHER OR NOT REQUIRED BY LAW TO BE RECORDED IN NORTH CAROLINA MADE ON THIS DAY OF SEPTEMBER 2021.

J. M. Faures
JIMMY N. FAURES, PLUS
PROFESSIONAL LAND SURVEYOR
NO. L-4311



LEGEND
POB = Point of Beginning
R/W = Right-of-Way



SURVEYOR NOTES:

1. ALL DIMENSIONS SHOWN ARE IN US SURVEY FEET AND DECIMALS THEREOF AND ARE HORIZONTAL GROUND DISTANCES UNLESS OTHERWISE INDICATED. AREA BY COORDINATE METHOD.
2. THIS BOUNDARY SURVEY IS BASED ON DEED BOOK 35491 PAGES 343 & 347, DEED BOOK 24356 PAGE 112, DEED BOOK 17034 PAGE 787, MAP BOOK 10 PAGE 17 AND MAP BOOK 43 PAGE 55 AS RECORDED IN THE MECKLENBURG COUNTY REGISTER OF DEEDS.
3. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE EXAMINATION BY AN ATTORNEY. THE PROPERTY MAY BE SUBJECT TO RECORDED OR UNRECORDED RIGHTS-OF-WAY, EASEMENTS, RESTRICTIVE COVENANTS OR CONDITIONS NOT OBSERVED OR SHOWN HEREON.
4. POINTS OR CORNERS NOT LABELED "FOUND" OR "SET" ARE COMPUTED POINTS ONLY. ALL CORNERS "FOUND" OR "SET" ARE FLUSH WITH THE GROUND UNLESS OTHERWISE NOTED.
5. THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT CREATE A NEW STREET OR CHANGE AN EXISTING STREET.
6. BASIS OF BEARINGS: NORTH CAROLINA STATE PLANE COORDINATE SYSTEM, NAD 83/2011. COORDINATE VALUES AS SHOWN HEREON ARE GRID (US SURVEY FOOT) AND BASED ON THE NORTH CAROLINA STATE PLANE COORDINATE SYSTEM NAD 83/2011. THE AVERAGE COMBINED FACTOR USED FOR THE PROJECT IS 0.999842833. THE COORDINATES FOR NGS MONUMENT "GREAT" ARE POSTED VALUES.
7. PER MECKLENBURG COUNTY GIS, THIS PROPERTY IS ZONED: UR-2 (CO)

LINE TABLE			
LINE	BEARING	DISTANCE	
L1	N40°32'30"E	23.36'	
L2	S41°23'33"E	86.88'	

CURVE TABLE

CURVE	RADIUS	ARC	BEARING	CHORD
C1	633.61'	255.80'	N 01°42'18" E	254.07'
C2	633.61'	60.25'	N 15°59'43" E	60.23'
C3	633.61'	30.17'	N 20°05'01" E	30.17'
C4	633.61'	30.17'	N 22°48'43" E	30.17'
C5	633.61'	150.41'	N 30°58'36" E	150.05'

ANNEXATION PLAT
NORTHLAKE CENTRE PARKWAY
APARTMENTS

NORTHLAKE CENTRE PARKWAY, CHARLOTTE, NC 28216
LONG CREEK TOWNSHIP, MECKLENBURG COUNTY, NORTH CAROLINA

Prepared For (Owner):
VALHALLA HOUSING PROPERTIES, LTD.
AN OHIO LIMITED LIABILITY COMPANY
500 SOUTH FRONT STREET, 10th FLOOR
COLUMBUS, OH 43215

GEOMATIC CONCEPTS, PLLC

NC LICENSE # P-1031

470 NORTH BROAD STREET, SUITE A, MOORESVILLE, NC 28115

PHONE: 704-361-0412 EMAIL: JIMMY.FAURES@GEOMATICCONCEPTS.COM

Drawn By: JNF Checked By: JNF Scale: 1" = 50'

Tax Parcel: 025-10-304 Project No.: 20094

Date: June 22, 2021 Sheet No.: 1 of 1

File: 20094-Northlake-Centre-Parkway-Annex

September 27, 2021
Ordinance Book 64, Page 392
Ordinance No. 151-X

Ordinance – Brooklyn McCrorey Branch YMCA

Ordinance designating as a Historic Landmark a property known as the “Brooklyn McCrorey Branch YMCA” (listed under Tax Parcel Number 12506401 and including the exterior of the building and the footprint of the building within Tax Parcel Number 12506401 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of June 1, 2021, but excluding the remainder of the land comprising Tax Parcel Number 12506401). The property is owned by SLT-Brevard, LLC, and is located at 334 South Caldwell Street (also identified as 416 East 3rd Street) in Charlotte, North Carolina.

WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Chapter 160D, Article 9, as amended, of the General Statutes of North Carolina have been met; and

WHEREAS, the members of the City Council of Charlotte, North Carolina, have taken into full consideration all statements and information presented at a public hearing held on the 27th day of September, 2021, on the question of designating a property known as the Brooklyn McCrorey Branch YMCA as a historic landmark; and

WHEREAS, the members of the Charlotte-Mecklenburg Historic Landmarks Commission have taken into full consideration all statements and information presented at a public hearing held on the 13th day of September, 2021, on the question of designating a property known as the Brooklyn McCrorey Branch YMCA as a historic landmark; and

WHEREAS, the Brooklyn McCrorey Branch YMCA (c. 1951) possesses substantial historical and cultural significance for its central role in the daily lives of African American Charlotteans from 1951 until 1969, providing education, recreation, and business-development resources for the vibrant Brooklyn community during the Jim Crow era; and

WHEREAS, the Brooklyn McCrorey Branch YMCA also fostered Charlotte’s early Civil Rights movement, offering community programs and forums to promote social equity; and

WHEREAS, the Brooklyn McCrorey Branch YMCA, among the earliest African American branches of the Young Men’s Christian Association network in the Carolinas, stands today as one of the few buildings remaining in its original historic Brooklyn location following the city’s urban renewal programs of the 1960s and 1970s; and

WHEREAS, the building also possesses special architectural significance, displaying a rare iteration of the PWA Moderne or Federal Moderne Style designed by the local architectural firm Louis Asbury and Son to represent the progressive, forward-thinking beliefs of the Black community served by the Brooklyn McCrorey Branch YMCA; and

WHEREAS, the Brooklyn McCrorey Branch YMCA, surrounded by today’s rapid commercial development and new construction and demolition along the Caldwell Street corridor, is at risk of continued significant intrusions detrimental to its singular historic and architectural significance; and

WHEREAS, based on the additional information further detailed in the *Local Landmark Designation Report on the Brooklyn McCrorey Branch YMCA (August 2020)*,

all of which is incorporated herein by reference, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as the Brooklyn McCrorey Branch YMCA possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the property known as the Brooklyn McCrorey Branch YMCA is owned by SLT-Brevard, LLC.

NOW, THEREFORE, BE IT ORDAINED by the members of the City Council of Charlotte, North Carolina:

1. That the property known as the “Brooklyn McCrorey Branch YMCA” (listed under Tax Parcel Number 12506401 and including the exterior of the building and the footprint of the building within Tax Parcel Number 12506401 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of June 1, 2021, but excluding the remainder of the land comprising Tax Parcel Number 12506401) is hereby designated as a historic landmark pursuant to Chapter 160D, Article 9, as amended, of the General Statutes of North Carolina. The location of said landmark is noted as being situated at 334 South Caldwell Street (also identified as 416 East 3rd Street) in Charlotte, North Carolina. Exterior features are more completely described in the *Local Landmark Designation Report on the Brooklyn McCrorey Branch YMCA (August 2020)*.

2. That said exterior is more specifically defined as the historic and structural fabric, especially including all original exterior architectural features.

3. That said designated historic landmark may be materially altered, restored, moved, or demolished only following issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Landmarks Commission. An application for a Certificate

of Appropriateness authorizing the demolition of said landmark may not be denied, except if such landmark is judged to be of State-wide significance by duly authorized officials of the North Carolina Division of Archives and History. However, the effective date of such Certificate may be delayed in accordance with Chapter 160D, Article 9, of the General Statutes of North Carolina as amended.

4. Nothing in this ordinance shall be construed to prevent or delay ordinary maintenance or repair of any architectural feature in or on said landmark that does not involve a change in design, material, or outer appearance thereof, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition, or removal of any such feature when a building inspector or similar official certifies to the Commission that such action is required for the public safety because of an unsafe condition. Nothing herein shall be construed to prevent the owner of the historic landmark from making any use of the historic landmark not prohibited by other statutes, ordinances, or regulations. Owners of locally designated historic landmarks are expected to be familiar with and to follow *The Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings*, the guidelines used by the Charlotte-Mecklenburg Historic Landmarks Commission to evaluate proposed alterations or additions.

5. That a suitable sign may be posted indicating that said property has been designated as a historic landmark and containing any other appropriate information. If the owner consents, the sign may be placed on said historic landmark.

6. That the owners of the historic landmark known as the Brooklyn McCrorey Branch YMCA be given notice of this ordinance as required by applicable law and that copies of this ordinance be filed and indexed in the offices of the City Clerk, Building

Standards Department, Mecklenburg County Register of Deeds, and the Tax Supervisor,
as required by applicable law.

7. That which is designated as a historic landmark shall be subject to Chapter 160D,
Article 9, of the General Statutes of North Carolina as amended, and any amendments to it
and any amendments hereinafter adopted.

Adopted the 27th day of September, 2021, by the members of the City
Council of the City of Charlotte, Mecklenburg County, North Carolina.

Approved as to form:



Senior Assistant City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY
CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City
Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of
September 2021, the reference having been made in Minute Book 154, and recorded in full in
Ordinance Book 64, Page(s) 392-396.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day
of September 2021.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

Ordinance – Kimberlee Apartments

Ordinance designating as a Historic Landmark a property known as the “Kimberlee Apartments” (listed under Tax Parcel Number 17518102 and including the common areas within the interior of the building, the exterior of the building, the building’s landscape and hardscape elements and associated auxiliary structures, including without limitation the elevated walkway, and the land listed under Tax Parcel Number 17518102 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of June 1, 2021, but excluding the interior of the building’s individual residential units). The property is owned by The Kimberlee, Incorporated, and is located at 1300 Reece Road in Charlotte, North Carolina.

WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Chapter 160D, Article 9, as amended, of the General Statutes of North Carolina have been met; and

WHEREAS, the members of the City Council of Charlotte, North Carolina, have taken into full consideration all statements and information presented at a public hearing held on the 27th day of September, 2021, on the question of designating a property known as the Kimberlee Apartments as a historic landmark; and

WHEREAS, the members of the Charlotte-Mecklenburg Historic Landmarks Commission have taken into full consideration all statements and information presented at a public hearing held on the 13th day of September, 2021, on the question of designating a property known as the Kimberlee Apartments as a historic landmark; and

Ordinance – Kimberlee Apartments

WHEREAS, the Kimberlee Apartments (c. 1965) is one of Charlotte’s most distinctive intact mid-20th century Modernist apartment towers; and

WHEREAS, the unique architectural significance of the six-story Kimberlee is evident in its distinguishing Modernist style, massing, and – as one of Charlotte’s few three-or-more-stories-tall apartment towers from the 1960s – height; and

WHEREAS, the Kimberlee and its grounds and associated auxiliary structures continue to maintain a high level of integrity, remaining substantially in accordance with the original plans of local Modernist architect Charles Morrison Grier, who combined innovative styling and an array of then-state-of-the-art amenities to elevate the Kimberlee into a unique Charlotte landmark; and

WHEREAS, the Kimberlee also represents mid-20th century metropolitan innovation as one of North Carolina’s first co-op apartment buildings and, given its development adjacent to the then-nascent Park Road Shopping Center, as a unique testament to how the convenience and proximity of retail supported suburban migration from Charlotte’s uptown during the city’s rapid post-World War II growth; and

WHEREAS, based on the additional information further detailed in the *Local Historic Landmark Designation Report on the Kimberlee Apartments (April 2021)*, all of which is incorporated herein by reference, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as the Kimberlee Apartments possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has jurisdiction over portions of the property known as the Kimberlee Apartments, because

Ordinance – Kimberlee Apartments

consent for interior design review of the interior common areas has been given by the owner; and

WHEREAS, the property known as the Kimberlee Apartments is owned by The Kimberlee, Incorporated.

NOW, THEREFORE, BE IT ORDAINED by the members of the City Council of Charlotte, North Carolina:

1. That the property known as the “Kimberlee Apartments” (listed under Tax Parcel Number 17518102 and including the common areas within the interior of the building, the exterior of the building, the building’s landscape and hardscape elements and associated auxiliary structures, including without limitation the elevated walkway, and the land listed under Tax Parcel Number 17518102 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of June 1, 2021, but excluding the interior of the building’s individual residential units) is hereby designated as a historic landmark pursuant to Chapter 160D, Article 9, as amended, of the General Statutes of North Carolina. The location of said landmark is noted as being situated at 1300 Reece Road in Charlotte, North Carolina. Interior and exterior features are more completely described in the *Local Historic Landmark Designation Report on the Kimberlee Apartments (April 2021)*.

2. That said interior and exterior are more specifically defined as the historic and structural fabric, especially including all original architectural features of the building’s interior common areas, all original exterior architectural features, all original associated auxiliary structures, and the contours of landscaping.

3. That said designated historic landmark may be materially altered, restored, moved, or demolished only following issuance of a Certificate of Appropriateness by the

Ordinance No. 152-X

Ordinance – Kimberlee Apartments

Charlotte-Mecklenburg Historic Landmarks Commission. An application for a Certificate of Appropriateness authorizing the demolition of said landmark may not be denied, except if such landmark is judged to be of State-wide significance by duly authorized officials of the North Carolina Division of Archives and History. However, the effective date of such Certificate may be delayed in accordance with Chapter 160D, Article 9, of the General Statutes of North Carolina as amended.

4. Nothing in this ordinance shall be construed to prevent or delay ordinary maintenance or repair of any architectural feature in or on said landmark that does not involve a change in design, material, or outer appearance thereof, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition, or removal of any such feature when a building inspector or similar official certifies to the Commission that such action is required for the public safety because of an unsafe condition. Nothing herein shall be construed to prevent the owner of the historic landmark from making any use of the historic landmark not prohibited by other statutes, ordinances, or regulations. Owners of locally designated historic landmarks are expected to be familiar with and to follow *The Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings*, the guidelines used by the Charlotte-Mecklenburg Historic Landmarks Commission to evaluate proposed alterations or additions.

5. That a suitable sign may be posted indicating that said property has been designated as a historic landmark and containing any other appropriate information. If the owner consents, the sign may be placed on said historic landmark.

6. That the owners of the historic landmark known as the Kimberlee Apartments be given notice of this ordinance as required by applicable law and that copies of this

Ordinance – Kimberlee Apartments

ordinance be filed and indexed in the offices of the City Clerk, Building Standards Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

7. That which is designated as a historic landmark shall be subject to Chapter 160D, Article 9, of the General Statutes of North Carolina as amended, and any amendments to it and any amendments hereinafter adopted.

Adopted the 27th day of September, 2021, by the members of the City Council of the City of Charlotte, Mecklenburg County, North Carolina.

Approved as to form:

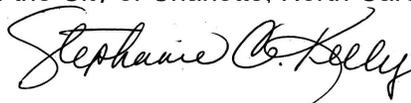


Senior Assistant City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of September 2021, the reference having been made in Minute Book 154, and recorded in full in Ordinance Book 64, Page(s) 397-401.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of September 2021.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

September 27, 2021
Ordinance Book 64, Page 402
Ordinance No. 153-X

Ordinance – Stafford-Holcombe Farm

Ordinance designating as a Historic Landmark a property known as the “Stafford-Holcombe Farm” (listed under Tax Parcel Number 10521107 and including the interior and exterior of the main house, the interior and exterior of the log slave quarter-tenant house, and the land listed under Tax Parcel Number 10521107 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of June 1, 2021). The property is owned by Leslie Mursch Freeman, and is located at 12215 Plaza Road Extension in Charlotte, North Carolina.

WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Chapter 160D, Article 9, as amended, of the General Statutes of North Carolina have been met; and

WHEREAS, the members of the City Council of Charlotte, North Carolina, have taken into full consideration all statements and information presented at a public hearing held on the 27th day of September, 2021, on the question of designating a property known as the Stafford-Holcombe Farm as a historic landmark; and

WHEREAS, the members of the Charlotte-Mecklenburg Historic Landmarks Commission have taken into full consideration all statements and information presented at a public hearing held on the 13th day of September, 2021, on the question of designating a property known as the Stafford-Holcombe Farm as a historic landmark; and

WHEREAS, the Stafford-Holcombe Farm possesses special historical and architectural significance in Charlotte and Mecklenburg County due to its retention of an early 19th-century one-story, hewn-log slave quarter-tenant house, the only identified extant slave quarters in Mecklenburg County; and

WHEREAS, the timber-framed main house (c. early 1800s) of the Stafford-Holcombe Farm retains significant architectural integrity, as reflected in the original form and fenestration of its exterior and such original interior elements as its plaster and vertical-board walls, wide wood ceiling boards, millwork, carved mantels, and enclosed wood stairs; and

WHEREAS, the Stafford-Holcombe Farm property is also significant for its continuous agricultural function from the late 18th through the mid-20th centuries, a history still reflected in the farm landscape and in the historic main house, slave quarter-tenant house, and overall approximately 27.78-acre parcel that serve as significant contributing features that sustain the integrity of the farm's unique built environment; and

WHEREAS, based on the additional information further detailed in the *Local Historic Landmark Designation Report on the Stafford-Holcombe Farm (February 2021)*, all of which is incorporated herein by reference, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as the Stafford-Holcombe Farm possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has jurisdiction over portions of the property known as the Stafford-Holcombe Farm, because consent for interior design review has been given by the owner; and

WHEREAS, the property known as the Stafford-Holcombe Farm is owned by Leslie Mursch Freeman.

Ordinance – Stafford-Holcombe Farm

NOW, THEREFORE, BE IT ORDAINED by the members of the City Council of Charlotte, North Carolina:

1. That the property known as the “Stafford-Holcombe Farm” (listed under Tax Parcel Number 10521107 and including the interior and exterior of the main house, the interior and exterior of the log slave quarter-tenant house, and the land listed under Tax Parcel Number 10521107 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of June 1, 2021) is hereby designated as a historic landmark pursuant to Chapter 160D, Article 9, as amended, of the General Statutes of North Carolina. The location of said landmark is noted as being situated at 12215 Plaza Road Extension in Charlotte, North Carolina. Interior and exterior features are more completely described in the *Local Historic Landmark Designation Report on the Stafford-Holcombe Farm (February 2021)*.

2. That said interior and exterior are more specifically defined as the historic and structural fabric, especially including all original interior and exterior architectural features and the contours of landscaping.

3. That said designated historic landmark may be materially altered, restored, moved, or demolished only following issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Landmarks Commission. An application for a Certificate of Appropriateness authorizing the demolition of said landmark may not be denied, except if such landmark is judged to be of State-wide significance by duly authorized officials of the North Carolina Division of Archives and History. However, the effective date of such Certificate may be delayed in accordance with Chapter 160D, Article 9, of the General Statutes of North Carolina as amended.

4. Nothing in this ordinance shall be construed to prevent or delay ordinary maintenance or repair of any architectural feature in or on said landmark that does not involve a change in design, material, or outer appearance thereof, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition, or removal of any such feature when a building inspector or similar official certifies to the Commission that such action is required for the public safety because of an unsafe condition. Nothing herein shall be construed to prevent the owner of the historic landmark from making any use of the historic landmark not prohibited by other statutes, ordinances, or regulations. Owners of locally designated historic landmarks are expected to be familiar with and to follow *The Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings*, the guidelines used by the Charlotte-Mecklenburg Historic Landmarks Commission to evaluate proposed alterations or additions.

5. That a suitable sign may be posted indicating that said property has been designated as a historic landmark and containing any other appropriate information. If the owner consents, the sign may be placed on said historic landmark.

6. That the owners of the historic landmark known as the Stafford-Holcombe Farm be given notice of this ordinance as required by applicable law and that copies of this ordinance be filed and indexed in the offices of the City Clerk, Building Standards Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

7. That which is designated as a historic landmark shall be subject to Chapter 160D, Article 9, of the General Statutes of North Carolina as amended, and any amendments to it and any amendments hereinafter adopted.

Adopted the 27th day of September, 2021, by the members of the City Council of the City of Charlotte, Mecklenburg County, North Carolina.

Approved as to form:



Senior Assistant City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of September 2021, the reference having been made in Minute Book 154, and recorded in full in Ordinance Book 64, Page(s) 402-406.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of September 2021.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

O-11

ORDINANCE NO. 154-X

AN ORDINANCE TO AMEND ORDINANCE NUMBER 78-X, THE 2021-2022 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION OF \$225,000 FOR THE CONSTRUCTION AND PROGRAMMING OF PUBLIC SPACE

BE IT ORDAINED, by the City Council of the City of Charlotte:

- Section 1. That the sum of \$225,000 is hereby estimated to be available from the following source(s):
The John S. and James L. Knight Foundation
- Section 2. That the sum of \$225,000 is hereby appropriated in the General Capital Projects Fund (4001) into the following project:
6088780014 (Placemaking Opportunity Corridors)
- Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. That all ordinances in conflict with this ordinance are hereby repealed.
- Section 5. That this ordinance shall be effective upon adoption.

Approved as to form:



City Attorney

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of September 2021, the reference having been made in Minute Book 154, and recorded in full in Ordinance Book 64, Page(s) 407.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of September 2021.



Stephanie C. Kelly, City Clerk, MMC, NCCMC