AGENDA

Meeting Type:	B
Date:	09-16-1985

City of Charlotte, City Clerk's Office

CITY OF CHARLOTTE
INTER-OFFICE COMMUNICATION

DATE: September 11, 1985

FROM: Henry W. Underhill, Jr.
City Attorney

TO. Mayor and City Council

SUBJECT: Thomas Trotter Building - Public Hearing on historic property designation

Attached you will find a letter from Stanley A. Gertzman, a local attorney who represents the owners of the above-subject property. As you will observe from reading the letter, neither Mr. Gertzman nor the property owners will attend the public hearing because it falls on a religious holiday. Mr. Gertzman asked that this be communicated to you.

HWUjr/ef
Attachment

Stanley A. Gertzman
Attorney at Law

3705 Latrobe Drive, Suite 330
Charlotte, North Carolina 28211
(704) 364-8639

September 10, 1985

LEGAL DEPARTMENT
RECEIVED
THIS DATE
SEP 11 1985

Mr. Henry W. Underhill, Jr.
City Attorney
600 East Trade Street
Charlotte, North Carolina 28202

Dear Henry:

Pursuant to Resolution of August 19, 1985, set forth in Book 21, at Page 237, the Charlotte-Mecklenburg Historic Properties Commission had determined that the "Thomas Trotter Building" situated at 108 South Tryon Street, Charlotte, North Carolina, be designated as a historic property because it had determined that the property described met the criteria because of special significance in terms of its history, architectural, and/or cultural importance, and because it possesses integrity of design, setting, workmanship, materials, feeling, and/or association as required by North Carolina General Statutes 160A-399.4.

Mr. Rousso and I, as his counsel in this matter, along with his family, will attend any public hearing regarding this matter; however, the time designated as September 16, 1985, falls on a day which is of deep religious significance both to Mr. Rousso, his family and me. Therefore, no matter how compelling such a hearing might be, our first commitment is to our religion, and therefore we cannot attend. Please communicate this to the City Council and other interested parties.

As you know, we are deeply grateful for the designation previously given by the North Carolina Department of Cultural Resources and the National Register of Historic Places, and, of course, we are most grateful that the Charlotte-Mecklenburg Historic Properties Commission unanimously has made this recommendation to City Council, and we thoroughly endorse and

enthusiastically lend our efforts toward formal approval.

With kind personal regards.

Very truly yours,

Stanley A. Gertzman

SAG:pj

cc: Mayor Harvey Gantt
Dr. Dan Morrell
Mr. Jack O. Boyte
Ms. Virginia Oswald
Mr. Al Rousso

Charlotte

Public Service & Information Department
City Hall 600 E Trade Street
Charlotte, North Carolina 28202
704/336 2395

Meetings in September '85

THE WEEK OF SEPTEMBER 1 - SEPTEMBER 7

2	Monday	LABOR DAY. All City offices closed.
3	Tuesday, 7 30 p m	PLANNING COMMISSION - Cameron-Brown Bldg , 1st Floor Conference Room
4	Wednesday, 9 00 a m	CIVIL SERVICE BOARD (Hearing) - City Hall, Council Chamber

THE WEEK OF SEPTEMBER 8 - SEPTEMBER 14

9	Monday, 5 00 p m	COUNCIL/MANAGER DINNER (District 6) - Alexander Graham Junior High School, 1800 Runnymede Road
	Monday, 7 00 p m	CITIZENS HEARING (Distict 6) - Alexander Graham Junior High School, 1800 Runnymede Road
	Monday, 7 30 p m	CITY COUNCIL MEETING (District 6) - Alexander Graham Junior High School, 1800 Runnymede Road
	Monday, 7 30 p.m	2005 PLAN COMMUNITY MEETING/North - North Mecklenburg High School, 11201 Old Statesville Road
	Monday, 7 30 p m.	2005 PLAN COMMUNITY MEETING/NorthEast - Cone Center, McKnight Auditorium, UNC-Charlotte
10	Tuesday, 8 00 a m.	AIRPORT ADVISORY COMMITTEE - Charlotte/Douglas International Airport, Airport Manager's Office
	Tuesday, 9 00 a.m.	HISTORIC DISTRICT COMMISSION - Edwin Towers, Conference Room
	Tuesday, 7 30 p m	2005 PLAN COMMUNITY MEETING/Central - First Baptist Church, Fellowship Hall, 301 S Davidson
	Tuesday, 7 30 p m	2005 PLAN COMMUNITY MEETING/NorthWest - Coulwood Middle School Cafeteria, 1901 Kentberry Drive
11	Wednesday, 7 00 p m	YOUTH INVOLVEMENT COUNCIL - City Hall, Council Chamber
	Wednesday, 7 30 p m	HISTORIC PROPERTIES COMMISSION - City Hall, 2nd Floor Conference Room
	Wednesday, 7 30 p m.	2005 PLAN COMMUNITY MEETING/East - Albemarle Road Junior High School, Multipurpose Room, 6900 Democracy Drive
	Wednesday, 7 30 p m.	2005 PLAN COMMUNITY MEETING/SouthWest - Olympic High School, Auditorium, 4301 Sandy Porter Road
10	Thursday, 9 00 a.m	HISTORIC DISTRICT COMMISSION - Edwin Towers, Conference Room
	Thursday, 7 30 p m	2005 PLAN COMMUNITY MEETING/South - Church of Jesus Christ of Latter Day Saints, Cultural Hall, 5815 Carmel Road

(Continued on Back)

THE WEEK OF SEPTEMBER 15 - SEPTEMBER 21

16	Monday, 4 30 p m	CITY COUNCIL/PLANNING COMMISSION (Consultant Presentation of Elizabeth Neighborhood Special Study) - Education Center, Rooms 237-239
	Monday, 6 00 p m	CITY COUNCIL MEETING (Zoning Hearings) - Education Center, Board Room
17	Tuesday, 2 00 p.m	HOUSING AUTHORITY - Administrative Offices, 1301 South Boulevard
	Tuesday, 6 00 p m	PARKS ADVISORY COMMITTEE - City Hall, 3rd Floor Conference Room
17-22	Tuesday-Friday	FESTIVAL IN THE PARK - Freedom Park (Tuesday - Friday 6 - 10·30 p m., Saturday 2 - 10 30 p.m, and Sunday 2 - 6 p m)
18	Wednesday, 7 00 a m.	PLANNING COMMISSION/2005 Plan Advisory Task Force - Cameron-Brown Bldg , 1st Floor Conference Room
	Wednesday, 7 45 a.m	PRIVATE INDUSTRY COUNCIL - Chamber of Commerce, 129 W. Trade Street
19	Thursday, 8 00 p.m	CLEAN CITY COMMITTEE - Cameron-Brown Bldg , 5th Floor Conference Room
	Thursday, 4 00 p m	PLANNING COMMISSION (Deferred Rezoning) - Cameron-Brown Bldg , 1st Floor Conference Room
	Thursday, 7 30 p m	CHARLOTTE TREE COMMISSION - Park Operations, 701 Tuckaseegee Road
20	Friday, 7 00 a.m	PLANNING COMMISSION/2005 Plan Advisory Task Force - Cameron-Brown Bldg., 1st Floor Conference Room

THE WEEK OF SEPTEMBER 22 - SEPTEMBER 28

23	Monday, 12 Noon	COUNCIL/MANAGER LUNCHEON - City Hall Annex, Training Center
	Monday, 2 00 p m.	CITIZENS HEARING - City Hall, Council Chamber
	Monday, 3 00 p m	CITY COUNCIL MEETING - City Hall, Council Chamber
	Monday, 7 30 p.m	SPECIALIZED TRANSPORTATION ADVISORY COMMITTEE - Metrolina Independent Living Center, Doctor's Bldg., 1012 S Kings Drive
24	Tuesday, 3 00 p m	COMMUNITY FACILITIES COMMITTEE - Utility Dept , 5100 Brookshire Blvd
	Tuesday, 4 30 p m	MUNICIPAL INFORMATION ADVISORY BOARD - Cameron-Brown Bldg , 3rd Floor Conference Room
25	Wednesday, 7 00 a m	PLANNING COMMISSION/2005 Plan Advisory Task Force - Cameron-Brown Bldg , 1st Floor Conference Room
	Wednesday, 7 00 p m	YOUTH INVOLVEMENT COUNCIL - City Hall, Council Chamber
26	Thursdav, 1 00 p m.	CIVIL SERVICE BOARD - City Hall, Council Chamber
	Thursday, 3 00 p m	CIVIL SERVICE BOARD (Hearing) - City Hall, Council Chamber
27	Friday, 7 00 a m	PLANNING COMMISSION/2005 Plan Advisory Task Force - Cameron-Brown Bldg., 1st Floor Conference Room

SEPTEMBER 29 - SEPTEMBER 30

30	Monday, 7 00 a m	PLANNING COMMISSION/2005 Plan Advisory Task Force - Cameron-Brown Bldg , 1st Floor Conference Room

Charlotte

IN MEETING ON SEPTEMBER 16, 1985

4:30 P.M. - Elizabeth Neighborhood Plan

5:00 P.M. - City Council/Planning Commission
Dinner - Rooms 237 and 239

6:00 P.M. - ZONING HEARINGS
Board Room, Education Center

ITEM NO.

1. Invocation: The invocation was given by The Reverend Fred McCullough, Steele Creek AME Zion Church.

PUBLIC HEARINGS

2. Hearing to consider designation of the "Thomas Trotter Building", located 108 South Tryon Street, Charlotte, North Carolina, (the exterior and interior of the building and the lot upon which the building is situated) as historic property.

The Historic Properties Commission bases its judgement on the following considerations:

(1) The Thomas Trotter Building, erected in 1850-51, is the oldest remaining masonry structure in Charlotte.

(2) The building was originally owned by Thomas Trotter (1800-1865), one of the State's finest silversmiths and the leading jeweler of Charlotte for over forty years.

(3) The Thomas Trotter Building's construction and subsequent remodelings reflect Charlotte's economic development over a 130-year period, as it grew from a small upcountry crossroads town to the largest city in North and South Carolina.

council agenda

Mayor Harvey B Gantt Mayor Pro Tem Minette Conrad Trosch

Charlie S Dannelly
Laura Page Frech
Ann Hammond
Paul Francis Juneau
Ron Leeper
Sue Myrick
Pamella G Patterson
Herbert Spaugh, Jr
Richard Vinroot
Velva W Woollen

Based on the current assessment and tax rate, the amount of deferrable taxes would be $863.86.

The Department Review Process revealed conflicts between historic designation and city projects. The North Carolina Division of Archives and History concurs in the proposed designation.

The property owner is supportive of the historic designation.

Consider adoption of an ordinance designating the "Thomas Trotter Building" and the ground upon which it sits as "historic property."

Attachment No. 1

3. Hearing on Petition No. 85-60 by James Douglas McQueen for a change in zoning from R-9 to R-15MF(CD) for a 7.14 acre site located 3401 Park Road.

Attachment No. 2-A

4. Hearing on Petition No. 85-61 by Elizabeth Square Associates, (a North Carolina Limited Partnership) for a site plan amendment to an already existing O-6(CD) and B-1(CD) for a 12.32 acre site located on the south side of East Fifth Street and west side of East Seventh Street adjoining Briar Creek.

Attachment No. 2-B

5. Hearing on Petition No. 85-62 by NCF Financial Corporation, for a change in zoning from R-9 to R-9MF(CD) for a 27.59 acre site north of and adjacent to Campbell Creek along proposed Lumarka Drive Extension.

Attachment No. 2-C

6. Hearing on Petition No. 85-63 by Lawrence Properties Group, Inc. for a change in zoning from R-6MF to O-15(CD) for a 1.2 acre site located at 4938 Central Avenue.

Attachment No. 2-D

7. Hearing on Petition No. 85-64 by Nalley, Garrett & Gray, for a site plan amendment to an already existing B-1SCD, for a 5.4 acre site located east of Delta Road and south of Lawyers Road.

Attachment No. 2-E

8. Hearing on Petition No. 85-65 by Sharon Forest Baptist Church, for a change in zoning from R-9 to B-2 on an 11,250 square foot site at 7300 Wallace Lane.

Attachment No. 2-F

9. Hearing on Petition No. 85-66 by L. R. Associates, for a change in zoning from R-12 to O-15(CD) for a 3.25 acre site at the southeast corner of Little Rock Road and Tuckaseegee Road.

Attachment No. 2-G

10 Hearing on Petition No. 85-67 by Charlotte-Mecklenburg Planning Commission for a change in zoning from R-9MF and B-1 to R-12MF for a 44.12 acre site that fronts on York Road directly across from the York Road Landfill site.

Attachment No. 2-H

11. Hearing on Petition No. 85-68 by Charlotte-Mecklenburg Planning Commission for a change in zoning from B-2 to R-9 for a 2.83 acre site located on the northwest and southwest corners of the intersection of Nations Ford Road and Glenrock Drive.

Attachment No. 2-I

POLICY AGENDA

12. Decision on SUP 85-1 by Timothy and Regina Gordon, on appeal from the Special Use Permit Board, seeking the issuance of a minor special use permit for a day care center in a residential district.

Eligible to vote on SUP 85-1 are Councilmembers Dannelly, Frech, Hammond, Leeper, Myrick, Patterson, Trosch and Woollen.

The Charlotte-Mecklenburg Planning Commission recommends that the special use permit be granted, and that Council make Findings of Fact.

Attachment No. 3

13. Decision on Petition No. 85-38 by Eastland Limited for a site plan amendment to an already existing B-1SCD for a 79.8 acre site on the north side of Central Avenue, east of Sharon Amity Road (the Eastland Mall Shopping Center).

The Planning Commission recommends that the petition be approved.

Attachment No. 4-J

14. Decision on Petition No. 85-40 by Jesse M. Waller for a site plan amendment to an already existing B-1SCD for a 4.3 acre site along the east side of Delta Road just south of Albemarle Road.

The Planning Commission recommends that the petition be approved.

Attachment No. 4-K

15. Decision on Petition No. 85-41 by Cardinal Industries Development Corporation for a change in zoning from R-9MF to B-1(CD) for a 3.88 acre site located at the northeast corner of Mulberry Church Road and I-85 Service Road.

The Planning Commission recommends that the petition be denied.

Attachment No. 4-L

16. Decision on Petition No. 85-42 by Concerned Homeowners of Parkview East for a change in zoning from O-6 to R-12 for a 12.4 acre site along Wallace Road off East Independence Boulevard and adjacent to the Parkview East neighborhood.

Three protest petitions have been filed and all found sufficient to invoke the 3/4 rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property.

The Planning Commission recommends that the petition be denied except for a 40' strip which is recommended for O-6.

Attachment No. 4-M

17. Decision on Petition No. 85-50 by Village Oaks Properties and L. R. Associates for a change in zoning from R-12 to B-1(CD) for a 4.26 acre site along the east side of Little Rock Road south of Tuckaseegee Road.

The Planning Commission recommends that the petition be approved.

Attachment No. 4-N

18. Decision on Petition No. 85-52 by Providence Park Offices Association (A North Carolina General Partnership) for a change in zoning from R-15 to O-15(CD) for a 5.09 acre site located on the northeast side of Providence Road from Westbury Road, 650 feet in the direction of Sharon Amity Road.

A protest petition has been filed and found sufficient to invoke the 3/4 rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property.

The Planning Commission recommends that the petition be denied.

Attachment No. 4-O

19. Decision on Petition No. 85-53 by Samuel Lerner for a change in zoning from R-9MF to O-6(CD) for a 131,581.4 square foot site located at 5007 Monroe Road.

The Planning Commission recommends that the petition be approved.

Attachment No. 4-P

20. Decision on Petition No. 85-55 by Henry Devon Purser for a change in zoning from O-6 to B-2 for a 14,040 square foot site located at 1536 St. George Street.

The Planning Commission recommends that the petition be approved.

Attachment No. 4-Q

21. Decision on Petition No. 85-56 by Kinder-Care Learning Centers, Inc. for a change in zoning from I-1 to B-1 for a 0.759 acre site located at 9500 Monroe Road.

The Planning Commission recommends that the petition be approved.

Attachment No. 4-R

22. Decision on Petition No. 85-57 by the Charlotte-Mecklenburg Planning Commission to consider a text amendment to the City of Charlotte Zoning Ordinance by adding a new section: 3402, Business Park District.

The Planning Commission recommends that the text amendment be approved.

Attachment No. 4-S

23. Recommend adoption of a resolution calling for public hearings on Monday, October 21, 1985, at 6:00 p.m. in the Board Room of the Education Center, on Petition Nos. 85-69 through 85-78 for zoning changes.

- SCHEDULE OF MEETINGS -
September 16 - 20, 1985

Monday, September 16	Presentation of Elizabeth Neighborhood Plan Rooms 237 and 239	4:30 p. m.
	Dinner	5:00 p. m.
	ZONING HEARINGS Board Room, Education Center	6:00 p. m.