ORDINANCE NO. 65-X

AN ORDINANCE AUTHORIZING CONSTRUCTION OF STORM DRAIN PIPE ON PRIVATE PROPERTY AND TO CHARGE THE COSTS THEREOF TO THE PROPERTY OWNER.

WHEREAS, Section 6.101 of the Charter of the CIty of Charlotte provides that the City Council shall have power "to require that all property owners provide adequate drainage facilities to the end that their premises be free from standing water and permit the natural flow of water thereon to be taken care of, and to provide that in case of failure on the part of such owner or owners to so provide the same, to go upon their premises and construct the necessary facilities and to charge the costs thereof against the premises so improved"; and

WHEREAS, the natural flow of water across the property of R. J. Blalock, 1314 Downs Avenue is impeded by an inadequate storm drain conduit located on his property, which causes the street to flood and overflow across his property constituting a public nuisance and causing damage to public and private property; and

WHEREAS, efforts to have corrective action taken by Mr. R. J. Blalock have been unsuccessful; and

WHEREAS, in order to abate the public nuisance and eliminate damage to public and private properties resulting from the failure of Mr. R. J. Blalock to provide adequate drainage facilities as set forth above, it is necessary that a new storm drain be constructed through his property to the catch basin on Downs Avenue.

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

1. The City Engineer is authorized to notify Mr. R. J. Blalock by certified mail to make the necessary construction within fifteen (15) days and in the event he does not comply by that time, the City Engineer is authorized to go upon the premises and perform the necessary construction,

and to charge the costs thereofagainst the property of Mr. R. J. Blalock, all in accordance with the provisions of Sections 6.101 and 6.104 of the Charter of the City of Charlotte,

2. This ordinance shall become effective upon its adoption.

Approved as to form:

_____
Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at pages 12-13.

Ruth Armstrong
City Clerk

ORDINANCE NO. 66-X

AN ORDINANCE AUTHORIZING CONSTRUCTION OF STORM DRAIN PIPE ON PRIVATE PROPERTY AND TO CHARGE THE COSTS THEREOF TO THE PROPERTY OWNER.

WHEREAS, Section 6.101 of the Charter of the City of Charlotte provides that the City Council shall have power "to require that all property owners provide adequate drainage facilities to the end that their premises be free from standing water and permit the natural flow of water thereon to be taken care of, and to provide that in case of failure on the part of such owner or owners to so provide the same, to go upon their premises and construct the necessary facilities and to charge the costs thereof against the premises so improved"; and

WHEREAS, the natural flow of water across the property of Robert L. Newell, 1316 Downs Avenue is impeded by an inadequate storm drain conduit located on his property, which causes the street to flood and overflow across his property constituting a public nuisance and causing damage to public and private property; and

WHEREAS, efforts to have corrective action taken by Mr. Robert L. Newell have been unsuccessful; and

WHEREAS, in order to abate the public nuisance and eliminate damage to public and private properties resulting from the failure of Mr. Newell to provide adequate drainage facilities as set forth above, it is necessary that a new storm drain be constructed through his property to the catch basin on Downs Avenue.

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

1. The City Engineer is authorized to notify Mr. Newell by certified mail to make the necessary construction within fifteen (15) days and in the event he does not comply by that time, the City Engineer is authorized to go upon the premises and perform the necessary construction, and to

charge the costs thereof against the property of Mr. Robert L. Newell, all in accordance with the provisions of Sections 6.101 and 6.104 of the Charter of the City of Charlotte.

2. This ordinance shall become effective upon its adoption.

Approved as to form:

_____
Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at pages 14-15.

Ruth Armstrong
City Clerk

ORDINANCE NO. 67-X

AN ORDINANCE AUTHORIZING CONSTRUCTION OF STORM DRAIN PIPE ON PRIVATE PROPERTY AND TO CHARGE THE COSTS THEREOF TO THE PROPERTY OWNERS.

WHEREAS, Section 6.101 of the Charter of the City of Charlotte provides that the City Council shall have power "to require that all property owners provide adequate drainage facilities to the end that their premises be free from standing water and permit the natural flow of water thereon to be taken care of, and to provide that in case of failure on the part of such owner or owners to so provide the same, to go upon their premises and construct the necessary facilities and to charge the costs thereof against the premises so improved"; and

WHEREAS, the natural flow of water across the property of Mr. O. E. Johnson, 1320 Downs Avenue is impeded by an inadequate storm drain conduit located on his property, which causes the street to flood and overflow across his property constituting a public nuisance and causing damage to public and private property; and

WHEREAS, efforts to have corrective action taken by Mr. Johnson have been unsuccessful; and

WHEREAS, in order to abate the public nuisance and eliminate damage to public and private properties resulting from the failure of Mr. Johnson to provide adequate drainage facilities as set forth above, it is necessary that a new storm drain be constructed through his property to the catch basin on Downs Avenue.

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

1. The City Engineer is authorized to notify Mr. Johnson by certified mail to make the necessary construction within fifteen (15) days and in the event he does not comply by that time, the City Engineer is authorized to upon the premises and perform the necessary construction, and to charge

the costs thereof against the property of Mr. O. E. Johnson, all in accordance with the provisions of Sections 6.101 and 6.104 of the Charter of the City of Charlotte.

2. This ordinance shall become effective upon its adoption.

Approved as to form:

_____
Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at pages 16-17.

Ruth Armstrong
City Clerk

ORDINANCE NO. 68-X

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

WHEREAS, the City Council of the City of Charlotte, North Carolina, has been petitioned under G. S. 160-452, as amended, to annex the area described herein, and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held in the Council Chamber, in the City Hall, at 3:00 o'clock P. M., on the 28th day of October, 1968, and

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G. S. 160-452, as amended.

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

Section 1. By virtue of the authority granted by G. S. 160-452, as amended, the territory described on "Exhibit A" hereto attached and made a part hereof is hereby annexed and made part of the City of Charlotte, as of the 28th day of October, 1968.

Section 2. Upon and after the 28th day of October, 1968, 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 levied for the fiscal year beginning July 1, 1969.

Section 3. 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 hereof, together with a duly certified copy of this ordinance.

Section 4. This ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the City of Charlotte.

Adopted this 28th day of October, 1968.

_____
Mayor

Attest:

_____
City Clerk

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 28th of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at pages 18-19.

Ruth Armstrong
City Clerk

Ordinance No. 69-Z

An Ordinance Amending Chapter 23
of the City Code - Zoning Ordinance

An Ordinance Amending the City Code
with respect to the Zoning Ordinance

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

Section 1. That, Chapter 23, Section 23-8, of the Code of the City of Charlotte is hereby amended by changing from R-6MF to B-1 on the Official Zoning Map, City of Charlotte, N. C. and Perimeter Area the following described property:

Being all of Lots 1, 2, and 3 in Block 1 of Plaza Forest as shown on a plat recorded in Map Book 5, Page 203 in the County Public Registry.

Section 2. 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 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 20.

Ruth Armstrong
City Clerk

EXHIBIT A

SITUATE, lying and being in Sharon Township, Mecklenburg County, North Carolina, and being more particularly described and defined as follows:

BEGINNING at the point of intersection between the southeasterly margin of Rama Road and the center line of the Seaboard Railroad right-of-way, and runs thence with said margin of Rama Road North 43-35-30 East 1,314.06 feet to an iron in said margin; thence with three lines of Mrs. Jessie Hunter (now or formerly) as follows: (1) South 71-06-30 East 149.26 feet to an iron, (2) South 3-35-50 West 748.42 feet to an iron; and (3) North 63-26-30 East 470.39 feet to an iron; thence with a line of the Wallace property (now or formerly) South 10-40-10 East 965.04 feet to an iron; thence with a line of the property of the Margaret W. McLaughlin heirs South 15-56-30 East 513.10 feet to an iron; thence South 61-45-10 West 226.76 feet to an iron; thence in a southeasterly direction with the arc of a circular curve to the right, the radius of which is 2,199.86 feet, a distance of 49.26 feet to an iron; thence South 63-02-10 West 290.0 feet to a point in the center line of the Seaboard Railroad right-of-way; thence with the center line of said right-of-way in a northwesterly direction in two courses and distances as follows: (1) with the arc of a circular curve to the left, the radius of which is 1,909.86 feet, a distance of 688.05 feet to a point, and (2) North 47-36-20 West 1,205.81 feet to the point and place of BEGINNING, and containing 42,2705 acres all as shown on "Plat of Property to be Annexed to City of Charlotte" made by Keith R. Moen, Registered Surveyor, dated September 24, 1968.

Ordinance No. 70-Z

An Ordinance Amending Chapter 23
of the City Code - Zoning Ordinance

An Ordinance Amending the City Code
with respect to the Zoning Ordinance

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

Section 1. That, Chapter 23, Section 23-8, of the Code of the City of Charlotte is hereby amended by changing from R-9MF to B-2 & O-6 on the Official Zoning Map, City of Charlotte, N. C. and Perimeter Area the following described property:

Tract A
From: R-9MF to B-2

BEGINNING at a point on the centerline of Mallard Creek Road said point being located 436.15 feet in a northerly direction from the intersection of the centerlines of Mallard Creek Road and Sugar Creek Road; thence with said centerline of Mallard Creek Road in a northerly direction 46.27 feet; thence S. 57-29-36 E. 281.35 feet; thence S. 32-30-24 W. 86.10 feet; thence N. 71-06-36 W. 62.19 feet; thence N. 43-48-36 W. 230.77 feet to point of BEGINNING.

Tract B
From: R-9MF to O-6

BEGINNING at a point on the centerline of Mallard Creek Road, said point being located 482.42 feet in a northerly direction from the intersection of the centerlines of Mallard Creek Road and Sugar Creek Road; thence with said centerline of Mallard Creek Road in a northerly direction 279.84 feet; thence S. 85-07-30 E. 355.35 feet; thence S. 17-56-35 W. 419.50 feet; thence N. 57-29-36 W. 156.29 feet; thence S. 32-30-24 W. 30.0 feet; thence N. 57-29-36 W. 281.35 feet to point of BEGINNING.

Section 2. 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 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 21.

Ruth Armstrong
City Clerk

Ordinance No. 71-Z

An Ordinance Amending Chapter 23
of the City Code - Zoning Ordinance

An Ordinance Amending the City Code
with respect to the Zoning Ordinance

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

Section 1. That, Chapter 23, Section 23-8, of the Code of the City of Charlotte is hereby amended by changing from R-6MF to B-1 on the Official Zoning Map, City of Charlotte, N. C. and Perimeter Area the following described property:

Being all of Lots 6 and 7 in Block 13 and Lots 8 and 9 in Block 14 of Wilmore - Section 1 as shown on a plat recorded in Map Book 332, Page 96 in the County Public Registry.

Section 2. 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 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 22.

Ruth Armstrong
City Clerk

Ordinance No. 72-Z

An Ordinance Amending Chapter 23 of the City Code - Zoning Ordinance

An Ordinance Amending the City Code with respect to the Zoning Ordinance

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

Section 1. That, Chapter 23, Section 23-8, of the Code of the City of Charlotte is hereby amended by changing from R-12MF to B-1 on the Official Zoning Map, City of Charlotte, N. C. and Perimeter Area the following described property:

Being all of Lots 9 and 10 as shown on a plat of Mrs. Lula S. Nicholson Land recorded in Map Book 3, Page 68 in the County Public Registry.

Section 2. 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 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 23.

Ruth Armstrong
City Clerk

Ordinance No. 73-Z

An Ordinance Amending Chapter 23
of the City Code - Zoning Ordinance

An Ordinance Amending the City Code
with respect to the Zoning Ordinance

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

Section 1. That, Chapter 23, Section 23-8, of the Code of the City of Charlotte is hereby amended by changing from R-6MF to O-6 on the Official Zoning Map, City of Charlotte, N. C. and Perimeter Area the following described property:

Being all of Lots 7, 8, 9, 10, 11, and 12 in Block 4 of East Dilworth as shown on a plat recorded in Map Book 230, Page 55 in the County Public Registry.

Section 2. 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 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 24.

Ruth Armstrong
City Clerk

Ordinance No. 74-Z

An Ordinance Amending Chapter 23
of the City Code - Zoning Ordinance

An Ordinance Amending the City Code
with respect to the Zoning Ordinance

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

Section 1. That, Chapter 23, Section 23-8, of the Code of the City of Charlotte is hereby amended by changing from R-9 to R-9MF on the Official Zoning Map, City of Charlotte, N. C. and Perimeter Area the following described property:

BEGINNING at a point in the centerline of Sharon Amity Road said point being 1100 feet, more or less, from the intersection of the centerlines of Sharon Amity Road and Albemarle Road, said point being further located at the southwesterly corner of an existing R-9MF zoning district; thence S. 61-32-40 E. 356.98 feet; thence N. 52-43-16 E. 1268.76 feet; thence S. 58-18-10 E. 518.67 feet; thence S. 17-37-40 W. 847.82 feet to the centerline of Albemarle Road; thence with said centerline in a westerly direction 512.81 feet; thence N. 21-06 W. 225.0 feet; thence S. 68-54 W. 340.0 feet; thence N. 21-06 W. 65.0 feet; thence S. 62-33-45 W. 181.0 feet; thence S. 73-57 W. 277.27 feet; thence N. 25-19 W. 264.56 feet; thence S. 58-06-30 E. 10.00 feet; thence N. 15-28-04 E. 39.71 feet; thence N. 44-06-28 W. 237.40 feet to the centerline of Sharon Amity Road; thence with said centerline in a northerly direction 225.28 feet to point of BEGINNING.

Section 2. 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 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 25.

Ruth Armstrong
City Clerk

ORDINANCE NO. 75-X

AN ORDINANCE TO AMEND ORDINANCE NO. 939-X, THE 1968-69 BUDGET ORDINANCE, AUTHORIZING THE TRANSFER OF A PORTION OF THE GENERAL FUND CONTINGENCY APPROPRIATION.

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

Section 1. That $650.00 of the General Fund Contingency Appropriation is hereby transferred to the appropriations made in the 1968-69 Budget for the General Fund - Police Department - School Guards, Account No. 401, said amount then to be used for the employment of an adult crossing guard to serve Elizabeth Elementary School at the intersection of Elizabeth Avenue and Torrence Street.

Section 2. That this ordinance shall become effective upon its adoption.

Approved as to form:

Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 26.

Ruth Armstrong
City clerk

AMENDING CHAPTER 20,
SECTION 21(a)

27

ORDINANCE NO. 76

AN ORDINANCE AMENDING CHAPTER 20, ARTICLE I, SECTION 21, OF THE CODE OF THE CITY OF CHARLOTTE WITH RESPECT TO RATES CHARGED FOR WRECKER SERVICE.

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

Section 1. Chapter 20, Article 1, Section 21(a), of the Code of the City of Charlotte is hereby amended by deleting the words and figures "ten dollars ($10.00)" in the first line of subsection (a), and inserting in lieu thereof the following words and figures, "fifteen dollars ($15.00)"; be deleting the words and figures "five dollars ($5.00)" in the fifth and sixth lines of subsection (a), and inserting in lieu thereof the words and figures "seven dollars ($7.00)"; and by the addition of a new sentence at the end of subsection (a) to read as follows: "In those instances where the use of a dolly is necessary or where the vehicle is overturned, an additional charge of five dollars ($5.00) shall be made."

Section 2. That this ordinance shall become effective October 28, 1968.

Approved as to form:

_____
Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 27.

Ruth Armstrong
City Clerk

AMENDING CHAPTER 20

ORDINANCE NO. 77

AN ORDINANCE AMENDING CHAPTER 20, SECTION 20, OF THE CODE OF THE CITY OF CHARLOTTE.

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

Section 1. Chapter 20, Section 20 of the Code of the City of Charlotte is hereby amended by making the following changes:

1. On the seventh line of the first paragraph, delete the word "shall", and substitute in lieu thereof the word "may".

2. On the eighth line of the first paragraph, delete the words "the municipal storage lot", and substitute in lieu thereof the words "a police storage area".

3. On line (a) delete the word "That" and substitute in lieu thereof the word "The".

4. On the second line of the second paragraph, delete the words "the municipal vehicle storage lot" and substitute in lieu thereof the words "a police storage area".

5. On the third line of the second paragraph, delete the word "is".

Section 2. This ordinance shall become effective upon its adoption.

Approved as to form:

_____
Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at page 28.

Ruth Armstrong
City Clerk

AMENDING CHAPTER
13, SECTION 1.2

ORDINANCE NO. 78

AN ORDINANCE AMENDING CHAPTER 13, SECTION 13-1.2, OF THE CODE OF THE CITY OF CHARLOTTE

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

Section 1. Chapter 13 of the Code of the City of Charlotte is hereby amended by the deletion of Section 13-1.2 entitled "Abandoned motor vehicles on private property.", and substituting in lieu thereof the following:

"Section 13-1.2. Abandoned motor vehicles.

(a) Abandonment unlawful. It shall be unlawful to abandon any motor vehicle on any public street or public grounds or upon any privately owned property, and it shall be unlawful for any person controlling privately owned property to abandon or to permit the abandonment thereupon of any motor vehicle. Violation of this section shall be a misdemeanor punishable by fine or imprisonment, or both; provided, however, that no person controlling privately owned property shall be criminally liable for the abandonment of motor vehicles thereupon by others if he shall assist the duly designated officials and agents of the City in disposing of said vehicles in the manner prescribed by this section.

(b) Abandoned vehicles defined. For the purposes of this section, a vehicle shall be determined to have been abandoned in the following circumstances:

(1) It has been left upon a street or highway in violation of a law or ordinance prohibiting parking; or

(2) The vehicle fails to display a current license plate; or

(3) It is partially dismantled or wrecked; or

(4) It is incapable of self-propulsion or being moved in the manner for which it was originally intended; or

(5) It is left on property owned or operated by the City of Charlotte for a period of not less than 24 hours; or

(6) It is left on private property without the consent of the owner, occupant or lesee thereof for a period of not less than 24 hours; or

(7) It is left on any public street or highway of the City of Charlotte for a period of not less than seven days.

(c) Removal.

(1) Any abandoned motor vehicle may be removed to a storage area for safekeeping by or under the direction of a police officer or other person, firm or corporation so designated by the City Council. Written notice by mail of such removal shall be promptly given to the registered owner of the vehicle and to any holders of any lien of record in the office of the Department of Motor Vehicles.

(2) No such vehicle shall be so removed from privately owned premises without the written request of the owner, lessee or occupant of the premises unless the same has been declared by the City Council to be a health or safety hazard.

(d) Disposition of vehicles.

(1) The owner of any removed vehicle, before obtaining possession thereof, shall pay to the agent of the City storing said vehicle all reasonable costs incidental to the removal, storage and locating of the owner.

(2) Should such owner fail or refuse to pay the costs, or should his identity or whereabouts be unknown and unascertainable after a diligent search and after notice as prescribed in section (c) (1) of this section, the stored vehicle may be sold after 20 days' notice has been given to the Department of Motor Vehicles before the date of sale, and after the vehicle has been held for not less than 30 days.

(3) The vehicle may be sold by public or private sale, but no vehicle may sold until its value has been determined by three disinterested dealers or garagemen.

(4) A vehicle of an appraised value of less than fifty dollars ($50) may be disposed of by any means in the discretion of the storing agent of the City.

(5) The proceeds of any sale shall be forwarded to the Treasurer of the City, who shall pay from the proceeds of said sale the cost of removal, storage, investigation as to ownership and sale, and liens in that order. If, after the sale, the ownership at the time of the removal is established satisfactorily to the Treasurer, the owner shall be paid so much of the proceeds as remains after payment of the foregoing costs and liens. Otherwise, any remaining proceeds shall be deposited in the general fund of the City.

(e) Junk motor vehicles.

(1) Any abandoned vehicle which is inoperable, dismantled or damaged, five years old or older, and worth less than fifty dollars ($50) shall be deemed a junk vehicle. A junk vehicle shall be held at least 15 days, during which time the owner may reclaim it by exhibiting proof of ownership and paying all reasonable costs incident to removal and storage and administrative expenses.

(2) An unclaimed junk vehicle may be destroyed or otherwise disposed of after 15 days. Notice shall be given within 15 days after final deposition to the Department of Motor Vehicles that it was deemed a junk vehicle and disposed of as such. This notice shall fully and accurately describe said vehicle.

(3) Any proceeds derived from the disposition of junk vehicles shall be deposited in the general fund of the city.

(f) Disposition with owner's consent. With the owner's consent, the city may remove and dispose of any vehicle as a junk motor vehicle regardless of value or condition of said vehicle and without waiting the aforesaid 15 day period.

(g) Immunity. No person shall be held to answer in any civil or criminal action to any owner, lien holder or other person legally entitled to the possession of any abandoned, lost or stolen motor vehicle for disposing of it as contemplated herein.

(h) This section shall not apply to authorized automobile dealers

or to authorized junk dealers in the operation of their businesses.

Section 2. This ordinance shall become effective upon its adoption.

Approved as to form:

_____
Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 28th day of October, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Ordinance Book 16, at pages 29-32.

Ruth Armstrong
City Clerk