

Ordinance No. 154-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-15 on the Official Zoning Map, City of Charlotte, N. C. the following described property:

BEGINNING at a point formed by the intersection of northerly margin of Billingsley Road and easterly margin of Randolph Road, running thence with the easterly margin of Randolph Road N.4-56-33W. 565.75 feet; thence with the arc of a circular curve to the right having a radius of 1823.85 feet, an arc distance of 397.90 feet; thence N.7-33-27E. 249.91 feet; thence N.9-09-00E. 681.43 feet; thence S.81-09-30E. 178.08 feet; thence S.0-47-00E. 503.0 feet; thence N.72-10E. 141.09 feet; thence N.78-57-40E. 114.60 feet; thence N.52-38-30E. 121.70 feet; thence N.77-24-40E. 86.69 feet; thence S.68-45E. 50.35 feet; thence N.80-35-40E. 42.41 feet; thence N.87-25-12E. 41.37 feet; thence S.0-47E. 37.79 feet; thence N.89-05E. 30.00 feet; thence S.81-18-07E. 1856.03 feet; thence S.5-50-54E. 334.99 feet; thence S.88-33-15W. 293.31 feet; thence S.5-57-50E. 743.94 feet to northerly margin of Billingsley Road, running thence with said margin S.78-59-00W. 663.88 feet; thence N.9-38-20W. 148.52 feet; thence N.9-38-28W. 162.69 feet; thence N.9-56-12W. 128.92 feet; thence S.55-55-59W. 398.59 feet; thence S.55-43-29W. 491.26 feet to the northerly margin of Billingsley Road, running thence with said margin and with the arc of a circular curve to the left having a radius of 2261.83 feet, an arc distance of 123.08 feet; thence N.80-26-39W. 137.82 feet; thence with the arc of a circular curve to the left having a radius of 1457.96 feet, an arc distance of 165.71 feet; thence N.86-55-26W. 642.38 feet to the point of BEGINNING.

Section 2. 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 5.

Ruth Armstrong, City Clerk

May 6, 1974
Ordinance Book 21 - Page 6

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

Ordinance No. 155-Z

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 I-1 on the Official Zoning Map, City of Charlotte, N. C. the following described property:

BEGINNING at a point located at the southwesterly corner of Lot 26 in Sterling Park subdivision as shown on a plat recorded in Map Book 7, Page 409 in the County Public Registry, running thence S.59-15E. 296.43 feet; thence S.12-01W. 656.4 feet; thence N.83-26W. 1445.0 feet, more or less, to an existing I-1 zoning line; running thence with said line N.1-06E. 700.0 feet; more or less, to an existing I-1 zoning line; running thence with said line N.81-44E. 1248.4 feet; thence S.15-18E. 249.94 feet to the point of BEGINNING.

Section 2. 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 6.

Ruth Armstrong, City Clerk

Ordinance No. 156-Z

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

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

WHEREAS, the City Council of the City of Charlotte finds that use of the property described in Section 1 below for temporary and annual outdoor amusement activities in conjunction with the existing shopping center use will conform to the requirements of Section 23-40.02 of the Code of the City of Charlotte; and

WHEREAS, said use will be as compatible with nearby residential districts as other uses which are permitted in the B-2 District; and

WHEREAS, said use will generally conform to the development plan for the neighborhood;

NOW, THEREFORE, be it ordained by the City Council of the City of Charlotte, North Carolina:

Section 1. That, pursuant to the provisions of Chapter 23, Section 23-40.02 of the Code of the City of Charlotte, temporary and annual outdoor amusement activities may be established on the following described property:

BEGINNING at a point on the northerly margin of Wilkinson Boulevard, said point being located from a point formed by the intersection of northerly margin of Wilkinson Boulevard and westerly margin of Ashley Road the following two (2) calls; 1 S.79-02-19W. 4.75 feet; 2 - S.87-00-30E. 145.30 feet; running thence from said point of BEGINNING N.79-02-19W. 96.23 feet; thence N.87-00-30W. 494.70 feet; thence N.2-59-30E. 610.0 feet; thence S.87-00-30E. 17.50 feet; thence N.2-59-30E. 451.40 feet; thence S.77-19-00E. 711.99 feet to the westerly margin of Ashley Road, running thence with said margin S.50-01E. 51.02 feet; thence with the arc of a circular curve to the right having a radius of 418.12 feet, an arc distance of 537.04 feet; thence S.23-34-30W. 207.17 feet; thence S.20-34-04W. 126.55 feet; thence N.87-00-30W. 190.70 feet; thence S.2-59-30W. 134.34 feet to the northerly margin of Wilkinson Boulevard and the point of BEGINNING.

Section 2. 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ord. Book 21, at Page 7.
Ruth Armstrong, City Clerk

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Ordinance No. 157-2

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

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

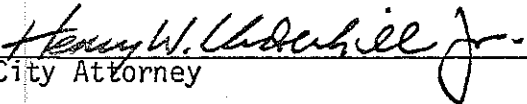
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That, Chapter 23, Section 23-8, of the Code of the City of Charlotte is hereby amended by changing from R-12 to O-6 on the Official Zoning Map, City of Charlotte, N. C. the following described property:

BEGINNING at a point on the southerly line of Lot 9 in M. J. Wallace Estate property as shown on a plat recorded in Map Book 5, Page 117 in the County Public Registry, said point being located S.57-09-53W. 301.17 feet from the centerline of Margaret Wallace Road, running thence S.27-46-44E. 108.98 feet; thence S.22-14-35E. 148.70 feet; thence S.65-15-38W. 438.05 feet; thence N.47-59-32W. 200.0 feet; thence N.57-09-53E. 522.91 feet to the 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 8.

Ruth Armstrong, City Clerk

Ordinance No. 158

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. Chapter 23, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

1. Amend "Section 23-45. Modification of maximum building height" to read as follows:

"Section 23-45. Modification of maximum building height.

- a. Principal buildings in single family and multi-family residential districts may be erected to a height above forty (40) feet to a maximum height of sixty (60) feet provided that minimum side yards on every side shall be increased by one (1) foot for every two (2) feet of building height in excess of forty (40) feet. In planned multi-family developments, principal buildings may be erected above forty (40) feet to a maximum height of sixty (60) feet provided that minimum side and rear yards at exterior property lines shall be increased by one (1) foot for every two (2) feet of building height in excess of forty (40) feet.
- b. Principal buildings in single family and multi-family residential districts to be erected to a height in excess of sixty (60) feet are governed by the provisions of Section 23-40.3. High Rise Buildings in Residential Districts."

2. Amend Division 3. Special Districts and Conditional Uses by adding a new Section 23-40.3. to read as follows:

"Section 23-40.3. High Rise Buildings in Residential Districts

- (a) Section 23-41 of this ordinance permits principal buildings in residential districts to a height of forty (40) feet.

Section 23-45 provides that multi-family residential buildings and other principal buildings in residential districts may be constructed above forty (40) feet to a maximum height of sixty (60) feet provided that the side yards on all sides be increased one (1) foot for each two (2) feet of building height above forty (40) feet.

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- (b) The purpose of this section is to provide for the consideration of buildings in residential districts which would exceed the height allowed by Section 23-41 and 23-45. Principal buildings in residential districts may be erected to a height in excess of the provisions of Sections 23-41 and 23-45 only upon conditional approval as provided herein. Such buildings shall, in addition to observing any special requirements imposed by this section, be subject to all conventional requirements imposed by the zoning district in which they are located.
- (c) It is recognized that a high rise building may be appropriately located adjacent to intense non-residential uses with no adverse effects to either the building or its environs. However, the same building located in an area of predominantly residential uses may have an adverse impact on the neighborhood because of its height.
- (d) An application for conditional approval for a high rise building or buildings in residential districts in excess of sixty (60) feet shall be accompanied by a schematic development plan showing:
1. Proposed site, location of buildings and their exterior dimensions and all land uses on adjoining properties.
 2. Proposed height and number of stories of all buildings, as well as the dimensions of all proposed yard spaces. In no event shall the side yard space be less than an amount equal to the sum of the basic requirement plus one (1) foot for every two (2) feet of building height in excess of forty (40) feet.
 3. Proposed building exterior features, elevations and architectural renderings.
 4. Traffic, parking and circulation plan, showing proposed location and arrangement of parking spaces and ingress and egress to and from adjacent streets and highways.
 5. Concepts of landscaping and treatment of significant natural features.
 6. Location of any walls, fencing or screen planting proposed.
 7. The summer and winter sun path diagram and the corresponding shadowing effects to be caused by the buildings.

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8. A general description of the visual character of the neighborhood and an explanation of the relationship of the proposed high rise building(s) to it.

(e) Prior to approving an application for conditional approval for high rise building development, the City Council shall find that the proposed building(s) will contribute to a desirable overall development pattern for the area, that the development plan provides for an acceptable relationship to adjacent properties and that the proposed building will not unduly shadow adjoining single family homes.

(f) Site development shall conform to the schematic plan and associated requirements approved by the governing body."

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

Approved as to form:

Henry W. Chesel Jr
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, beginning on Page 9.

Ruth Armstrong, City Clerk

May 6, 1974

Ordinance Book 21 - Page 12

ORDINANCE 159-X

AN ORDINANCE TO AMEND EXHIBIT "A" OF ORDINANCE 689-X ADOPTED BY THE CITY COUNCIL ON DECEMBER 11, 1972 AS TO THE METES AND BOUNDS OF THE PROPERTY DESCRIPTION OF THE ALBEMARLE ROAD-YORK ROAD ANNEXATION AREA.

WHEREAS, on December 11, 1972 the City Council of the City of Charlotte adopted Ordinance No. 689-X declaring that the corporate limits of the City of Charlotte would be extended to include territory described in Exhibit "A", containing the metes and bounds description of the Albemarle Road-York Road Annexation Area; and

WHEREAS, on January 9, 1973, a portion of this area became the subject of litigation in a lawsuit entitled, "In Re Annexation Ordinance Adopted by the City of Charlotte, December 11, 1972, Albemarle-York Road Area", in which Mrs. Ruth S. Lucas contested the annexation of a tract of land consisting of approximately 113 acres located on Margaret Wallace Road belonging to her and contained in the said Albemarle Road-York Road Annexation Area; and

WHEREAS, this litigation was concluded by an opinion of the North Carolina Supreme Court filed on January 25, 1974 in which the Superior Court of Mecklenburg County was directed to remand Ordinance No. 689-X to the Charlotte City Council for amendment of the annexation boundary to exclude property belonging to Mrs. Ruth S. Lucas; and

WHEREAS, the Superior Court of Mecklenburg County has entered a final judgment reflecting the decision of the North Carolina Supreme Court.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, in regular session, duly assembled on the 6th day of

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May _____, 1974, that Exhibit "A", a part of Ordinance 689-X adopted on December 11, 1972 containing the metes and bounds description of the Albemarle-York Road Annexation Area be and the same is hereby amended by the adoption of a new Exhibit "A", attached hereto and made a part hereof, which excludes the property description of that tract of land belonging to Mrs. Ruth Lucas.

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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Pages 12 and 13. D

Ruth Armstrong, City Clerk

ORDINANCE NO. 160-X

AN ORDINANCE TO AMEND ORDINANCE NO. 828-X, THE 1973-74 BUDGET ORDINANCE, AMENDING THE TABLE OF ORGANIZATION FOR THE POLICE AND PUBLIC WORKS DEPARTMENTS TRANSFERRING FOUR POSITIONS TO ESTABLISH A CENTREX SECURITY UNIT FOR THE LAW ENFORCEMENT CENTER.

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

Section 1. That the Table of Organization for the Charlotte Police Department is hereby amended to delete the following positions:

<u>Class No.</u>	<u>Job Class Title</u>	<u>No. of Positions</u>
660	Parking Meter Checker	3
014	Clerk I	<u>1</u>
Total		4

Section 2. That the Table of Organization for the Public Works Central Services is hereby amended to add the following positions:

<u>Class No.</u>	<u>Job Class Title</u>	<u>No. of Positions</u>
060	Switchboard Operator	3
014	Clerk I	<u>1</u>
Total		4

This transfer and reclassification of the Parking Meter Checker positions establish a consolidated Centrex Security Unit for the Law Enforcement Building, and mail delivery for the Cameron-Brown and Law Enforcement Buildings under the supervision of Public Works Central Services.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Pages 14 and 15.

Ruth Armstrong, City Clerk

ORDINANCE 161

AN ORDINANCE AMENDING CHAPTER 20 OF THE CODE OF THE CITY OF CHARLOTTE ESTABLISHING REGULATIONS FOR PARADES AND PROCESSIONS.

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

Section 1. That Chapter 20 of the Code of the City of Charlotte be amended by the deletion of Sections 20-80 and 20-81, and substituting in lieu thereof new Sections 20-80 and 20-81 to read as follows:

"Sec. 20-80. Funeral processions.

(a) Each driver in a funeral procession shall drive as near to the right-hand edge of the roadway as practical and follow the vehicle ahead as close as is practical and safe.

(b) A funeral composed of a procession of vehicles should be identified as such by the burning of the headlights on each vehicle.

(c) No driver of a vehicle shall drive between the vehicles comprising a funeral procession while they are in motion and when such vehicles are conspicuously designated as required in subsection (b). This provision shall apply at intersections where traffic is controlled by traffic-control signals or police officers."

"Sec. 20-81. Regulation of parades.

This ordinance shall be known and cited as the 'Parade Ordinance of the City of Charlotte'.

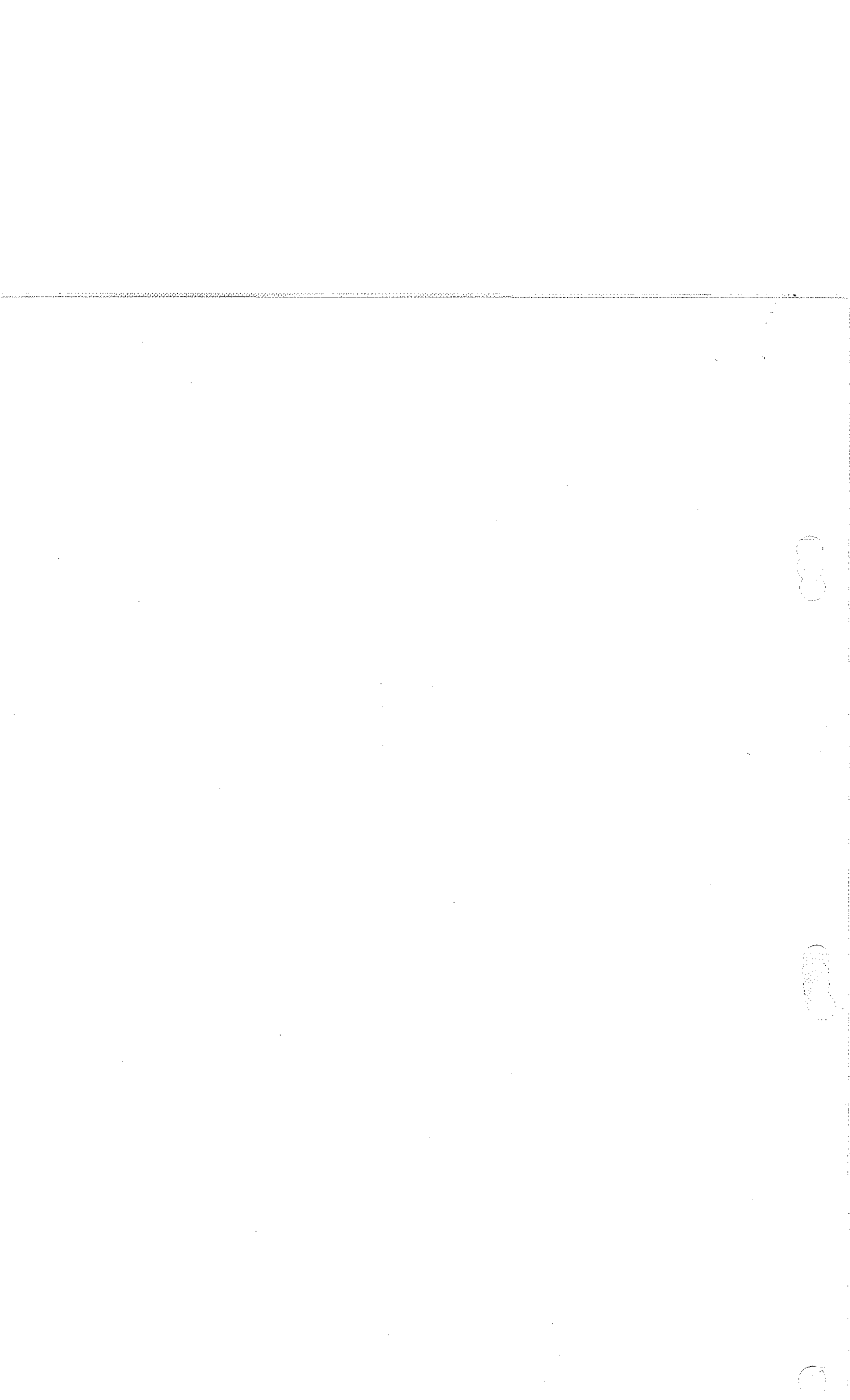
Sec. 20-81.1 Definitions.

The following definitions shall apply in the interpretation and the enforcement of this ordinance:

EXHIBIT A

described in Deed Book 2475, Page 562, as having a bearing of N84-30E, approximately 2,845.0 feet, to a corner of said tract; thence in an easterly direction in two courses following along the southerly property line of a lot described in Deed Book 1652, Page 113, as having bearings of (1) N85-24E, 320.8 feet, and (2) N63-17E, approximately 30.0 feet to a point, said point being 40.0 feet west of and normal to the centerline of Monroe Road, thence in a southerly direction following along a line parallel to the centerline of Monroe Road, approximately 2,950.0 feet to a point, said point being the intersection of said parallel line and the northerly property line of a lot described in Deed Book 2826, Page 348; thence in a westerly direction following along the northerly property line of the lot described in Deed Book 2826, Page 348, approximately 234.0 feet to a point, said point being the centerline of the Seaboard Coast Line Railroad; thence in a southerly direction following along the centerline of the Seaboard Coast Line Railroad, approximately 1,300.0 feet to a point, said point being 40.0 feet west of and normal to the centerline of Monroe Road; thence in a southerly direction following along a line parallel to the centerline of Monroe Road, approximately 1,000.0 feet to a point, said point being the centerline of McAlpine Creek; thence in a northeasterly direction following along the centerline of McAlpine Creek crossing Monroe Road, Independence Boulevard, and Margaret Wallace Road, to a point, said point being ^{30.0 9th 4/16/74} ~~40.0~~ feet north of and normal to the centerline of Margaret Wallace Road; thence in a westerly direction with a line ^{30.0 9th 4/16/74} ~~40.0~~ feet north of and parallel to the centerline of Margaret Wallace Road to a point, said point being the intersection with the easterly boundary of the first tract described in Deed Book 2873, Page 177; thence in a northerly direction with said easterly boundary

3/1/74
 Your () to Alameda Rd. Association
 Reverted to L. Lucade Mrs. Lucade property. J.H.



- (1) "City" is the City of Charlotte, North Carolina.
- (2) "Parade" is any parade, march, ceremony, pageant, or procession of any kind moving upon any public street of the "City".
- (3) "Parade Permit Committee" is the committee having the authority to issue permits under this section.
- (4) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

Sec. 20-81.2 Creation of committee; appointment of members; terms of office.

There is hereby created a Parade Permit Committee which shall be composed of seven (7) members appointed by the City Council to serve without compensation. One member from each of the Police, Fire, and Traffic Engineering Departments, and four (4) citizens from the community shall serve a term of three years and no member shall serve more than two (2) consecutive terms. The Council shall designate one of the members as chairman and another as vice chairman. In order to effect staggered expiration terms, the initial appointment shall be as follows: One member for a one-year term; two members for two-year terms; and four members for three-year terms. When a vacancy occurs, the Council shall appoint a person to serve for the unexpired term of the vacant position. A majority of the members shall constitute a quorum. Any member who fails to attend at least 75% of the regular and special meetings held by the committee during any one-year period shall be automatically removed from said committee. Vacancies resulting from a member's failure to attend

the required number of meetings shall be filled as herein provided.

Sec. 20-81.3 Permit Required.

No person shall engage or participate in, aid, form or start any parade unless a parade permit shall have been obtained from the Parade Permit Committee.

- (1) Exceptions: This section shall not apply to the following:
 - (a) Funeral processions supervised by a licensed mortuary.
 - (b) Picketing or other orderly processions on the sidewalks that do not violate any other city or state law.
 - (c) An parade as defined above that is conducted on the property of or under the control of the Charlotte Parks & Recreation Commission.

Sec. 20-81.4. Application for permit.

A person seeking the issuance of a parade permit shall file an application with the City Clerk on forms provided by the Parade Permit Committee. Upon receipt of an application, the City Clerk shall notify the members of the committee who shall decide upon the application as expeditiously as possible.

(1) Filing period. An application shall be filed with the City Clerk not less than 15 days before the date on which the parade is to be conducted. However, where good cause is shown therefor, the Committee shall have the authority to consider any application which is filed less than 15 days before such parade is to be conducted.

(2) Fee. A fee of ten dollars (\$10.00) shall be paid by the person applying for the permit at the time of application to cover expenses incidental to processing the application.

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(3) Contents. The application shall be signed by the applicant and notarized and shall include, but not be limited to, the following:

- (a) The name, address and telephone number of the person seeking to conduct such parade.
- (b) If the parade is proposed to be conducted for, on behalf of, or by an organization, the name, address and telephone number of the headquarters of the organization, and of the authorized and responsible head of such organization.
- (c) The name, address and telephone number of the person who will be the parade chairman and who will be responsible for its conduct.
- (d) The date when the parade is to be conducted.
- (e) The route to be traveled, the starting point and the termination point.
- (f) The approximate number of persons, animals and vehicles participating in the parade; the type of animals and a description of the vehicles.
- (g) The hours when parade will start and terminate.
- (h) A statement as to whether the parade will occupy all or only a portion of the width of the streets proposed to be traversed.
- (i) The location by streets of any assembly areas for such parade.
- (j) The time when units of the parade will begin to assembly at any such assembly area or areas.
- (k) If the parade is to be sponsored by, or on behalf of, any person other than the applicant, the applicant for such permit shall file with the Parade Permit Committee, a communication in writing from the person proposing to hold the parade authorizing the applicant to apply for the permit on his behalf.

Sec. 20-81.5. Standards for issuance of permit.

The Parade Permit Committee shall issue a permit for the proposed parade unless it finds that:

- (1) The conduct of the parade will substantially interrupt the safe and orderly movement of other traffic contiguous to its route; or
- (2) The conduct of the parade will require the diversion of so great a number of police officers of the City to properly police the line of movement of the parade and of contiguous areas that adequate police protection cannot be provided the remainder of the City; or
- (3) The conduct of the parade will require the diversion of so great a number of ambulances that adequate ambulance service to portions of the City and contiguous areas not occupied by the parade will be impeded; or
- (4) The concentration of persons, animals and vehicles at assembly points of the parade will substantially interfere with adequate fire and police protection of, or ambulance service to, areas contiguous to such assembly areas; or
- (5) The conduct of the parade is reasonably likely to result in violence to persons or property causing serious harm to the public; or
- (6) The parade is to be held for the primary purpose of advertising a product, goods, or an event and is designed to be held primarily for private profit; or
- (7) The conduct of the parade will interfere with the movement of fire fighting equipment to such an extent that adequate fire protection cannot be provided to the City.

Upon issuance of a parade permit, a copy thereof shall be sent to the City Manager, Fire Chief, Traffic Engineer, and Chief of Police. The Parade Permit Committee shall have the authority to revoke a parade permit issued hereunder upon violation of the standards for issuance as herein set forth.

to a point, said point being the intersection with a southerly line of the tract devised to Hazeline W. Haigler by will of S. M. Wallace, recorded in Will Book 8, Page 454; thence in a southeasterly direction along a line of said tract to a point in the center of Campbell Creek; thence in three courses with the centerline of Campbell Creek described in Will Book 8, Page 454, as having bearings of (1) N7-01E, 347.2 feet, (2) N23-27E, 230.0 feet, (3) N0-42W, 167.9 feet to a point, said point being the southeasterly corner of a tract described in Deed Book 2985, Page 235; thence with the easterly property line of said tract to a point, said point being the southwesterly corner of the second tract described in Deed Book 2873, Page 177; thence with the southerly property line of said tract in an easterly direction approximately 50.0 feet to a point; thence with the easterly property line of said tract to a point, said point being the centerline of Campbell Creek; thence with the centerline of Campbell Creek in a northerly direction to a point, said point being an old iron pin, the northwest corner of a tract described in Deed Book 866, Page 133; thence in an easterly direction with the northerly property line described in said Deed Book approximately 1,024.0 feet to a point, said point being the northwesterly corner of a tract described in Deed Book 1925, Page 236; thence in two courses described in said Deed Book as having bearings of (1) S16-41-30W, 1,276.28 feet; (2) S70-53E, 919.08 feet to a point; thence in two courses described in Deed Book 866, Page 133, as having bearings of (1) S36-15W, approximately 424.0 feet, (2) S9E, approximately 1,340.0 feet to a point, said point being the centerline of McAlpine Creek; thence with the centerline of McAlpine Creek in a northerly direction crossing Idlewild Road to a point, said point being 40.0 feet north of and normal to the centerline of

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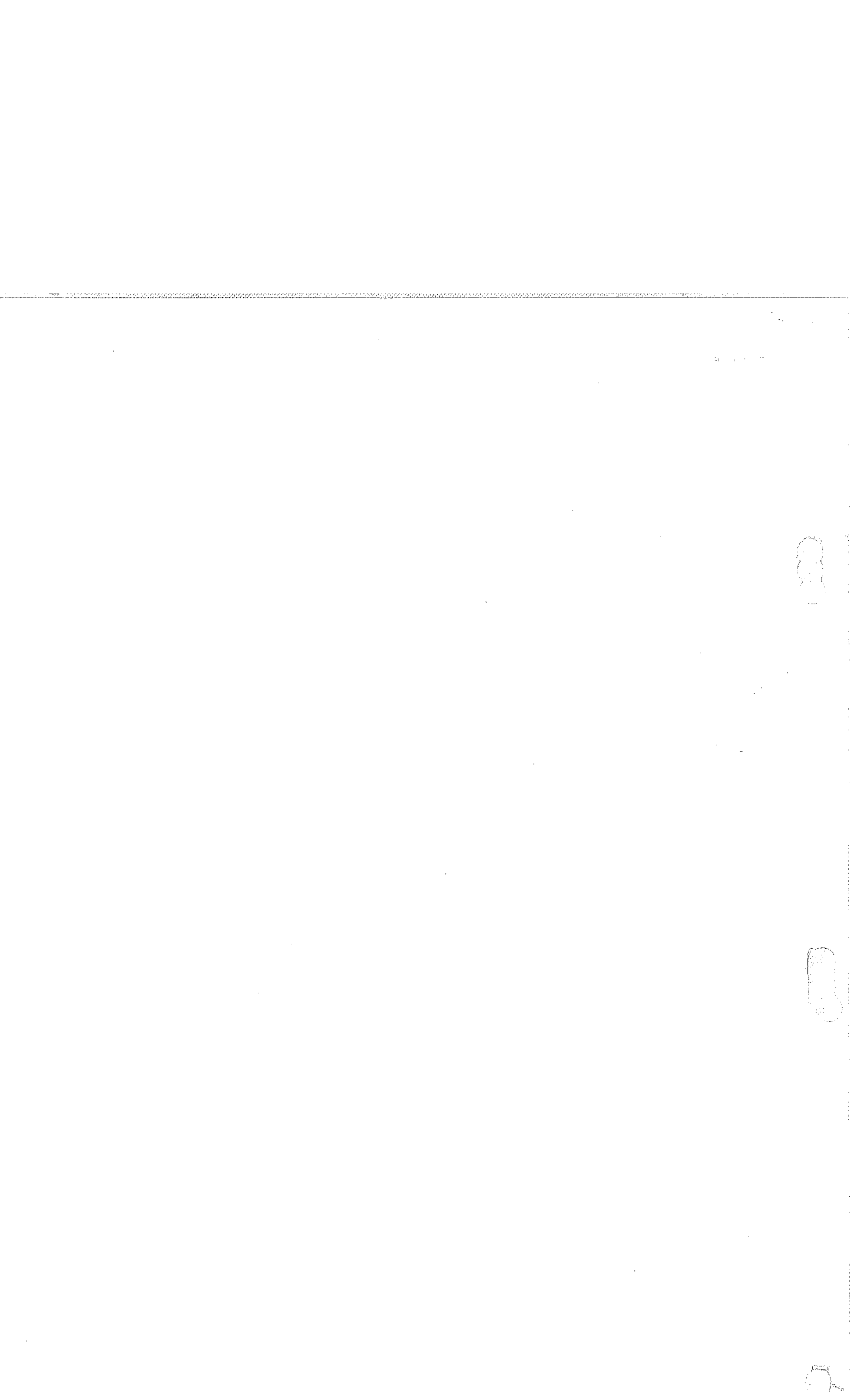
Idlewild Road; thence in a westerly direction following along a line parallel to the centerline of Idlewild Road, approximately 710.0 feet to a point, said point being the intersection of said parallel line with the easterly property line of a tract as shown in Map Book 8, Page 243, having a bearing of N18-23-20E; thence in a northerly direction in five courses following along the easterly property line of a tract shown in Map Book 8, Page 243, having bearings of (1) N18-23-20E, approximately 1,866.0 feet, (2) N61-36-10W, 461.0 feet, (3) N28-23-50E, 463.26 feet, (4) S61-36-10E, 743.49 feet, and (5) N28-23-50E, 263.70 feet; thence in a northerly direction in two courses following along the easterly property line of the lot shown in Map Book 8, Page 243, as having bearings of (1) N43-33W, 347.74 feet, and (2) N14-36W, 458.56 feet; thence in a northerly direction in two courses following along the westerly boundary of the tract described in Deed Book 837, Page 293, as having bearings (1) N15-30W, approximately 1,440.0 feet, and (2) N47-30E, approximately 800.0 feet to a point, said point being the southwesterly corner of a tract described in Deed Book 1491, Page 51; thence in a westerly direction following along the southerly property line of a tract described in Deed Book 1491, Page 51, as having a bearing of N59-00W, approximately 2,470.0 feet to a point, said point being 40.0 feet east of and normal to the centerline of Idlewild Road North; thence in a northeasterly direction following along a line parallel to the centerline of Idlewild Road North, crossing Lawyers Road to a point, said point being 40.0 feet north of and parallel to the centerline of Lawyers Road; thence in a westerly direction following along a line parallel to the centerline of Lawyers Road, approximately 2,000.0 feet, crossing Albemarle Road to a point, said point being 60.0 feet north of and normal to the centerline

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of Albemarle Road; thence in a westerly direction following along a line parallel to the centerline of Albemarle Road, crossing Jenkins Avenue, Wilora Lake Road to a point, said point being the intersection of said parallel line with a line 60.0 feet north and parallel to the centerline of Central Avenue; thence in a westerly direction following along a line 60.0 feet north and parallel to the centerline of Central Avenue to the present City Limits line, approximately 350.0 feet east of Sharon Amity Road.



Sec. 20-81.6 Notice of Rejection and Appeal Procedure.

(a) The Parade Permit Committee shall act upon the application as expeditiously as possible, notifying the applicant by registered mail of its decision. If the application is disapproved, the Committee shall set out in written form the basic facts upon which it based its decision. If the Committee disapproves the application on the grounds stated in Sec. 20-81.5(5), the decision of the Committee must be ratified by the City Council.

(b) Any person aggrieved shall have the right to appeal the denial of a parade permit to the City Council, and Council shall hear the appeal at its first regularly scheduled meeting after receipt of the appeal.

Sec. 20-81.7 Alternative Permit.

The Parade Permit Committee in denying an application for a parade permit shall be empowered to authorize the conduct of the parade on a date, at a time, or over a route different from that named by the applicant. An applicant desiring to accept an alternative permit shall, within five (5) days after notice of the action of the Parade Permit Committee, file a written notice of acceptance with the Parade Permit Committee. An alternate parade permit shall conform to the requirements of, and shall have the effect of a parade permit under this section.

Sec. 20-81.8 Duties of Permittee

A permittee hereunder shall comply with all permit directions and conditions and with applicable laws and ordinances.

The parade chairman or other person leading such activity shall carry the parade permit upon his person during the conduct of the parade.

Sec. 20-81.9 Public Conduct during Parade

(1) Interference. No person shall unreasonably hamper, obstruct or impede, or interfere with any parade or parade assembly or with any person, vehicle or animal participating or used in the parade.

(2) Driving through parades. No driver of any vehicle shall drive between the vehicles or persons comprising a parade when such vehicles or persons are in motion and are conspicuously designated as a parade.


(3) Parking on parade route. The Parade Permit Committee shall have the authority, when reasonable necessary, to prohibit or restrict the parking of vehicles along a street or highway or part thereof constituting a part of the route of a parade. When necessary, the Parade Permit Committee shall see that signs are posted to such effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street unposted in violation of this ordinance.

Sec. 20-81.9 Severability

If any part, subsection, paragraph, sentence, clause, phrase or word of this ordinance shall be held to be void, invalid, or unconstitutional by a valid judgment or decree of a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance, and such remaining portions shall remain in full force and effect."

Section 2. This ordinance shall become effective upon 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Pages 16 through 23.

Ruth Armstrong, City Clerk

My 6, 1974
Ordinance Book 21 - Page 24

ORDINANCE NO. 162-X

AN ORDINANCE TO AMEND ORDINANCE NO. 828-X, THE 1973-74 BUDGET ORDINANCE, AMENDING REVENUES AND APPROPRIATIONS TO CONTINUE AN APPROPRIATION FOR THE OPERATION OF THE LEAA FUNDED COMPREHENSIVE DRUG ABUSE PROJECT.

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

Section 1. That Section I, Schedule A (General Fund Expenditures) is hereby amended to add an appropriation in the amount of \$69,033 for the operation of the LEAA funded Comprehensive Drug Abuse Project through June 30, 1975, these funds are made retroactive to February 1, 1974.

Section 2. That Section II, Schedule A (General Fund Revenues) is hereby amended to increase the Intergovernmental Revenue Estimate by \$69,033, these funds represent the amount of the LEAA sub-grant award.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 24.

Ruth Armstrong, City Clerk

ORDINANCE NO. 163-X

AN ORDINANCE ORDERING THE REMOVAL OF TRASH AND RUBBISH PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA

Section 1.

WHEREAS, trash & rubbish located on the premises at (address) Adj. 423 Manning Drive, (vacant lot) has been found to be a nuisance by the Supervisor of Community Improvement Division of the Public Works Department, and the owner or those responsible for the maintenance of the premises has/have been ordered to remove the same, pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte; and

WHEREAS, the owner (s) or person (s) responsible for the maintenance of these premises has (have) failed to comply with the said order served by registered mail on March 20, 1974: and

WHEREAS, The City Council, upon consideration of the evidence, finds as a fact that the aforesaid premises are being maintained in a manner which constitutes a public nuisance because of trash and rubbish

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Supervisor of the Community Improvement Division, of the Public Works Department, is hereby ordered to cause removal of trash and rubbish from the aforesaid premises in the City of Charlotte, and that the City assess costs incurred, and this shall be a charge against the owner (owners), and shall be a lien against this property, all pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte.

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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 25.

Ruth Armstrong, City Clerk

May 6, 1974
Ordinance Book 21 - Page 26

ORDINANCE NO. 164-X

AN ORDINANCE ORDERING THE REMOVAL OF AN ABANDONED MOTOR VEHICLE (s) LOCATED AT 535 Fawnbrook Lane PURSUANT TO THE ARTICLE 13-1.2 OF THE CODE OF CHARLOTTE AND CHAPTER 160A-303 OF THE GENERAL STATUTES OF NORTH CAROLINA.

WHEREAS, an abandoned motor vehicle (s) located at 535 Fawnbrook Lane in the City of Charlotte has been found by the Supervisor of the Community Improvement Division of the Public Works Department to be unsafe and to constitute a health hazard, and the owner (s) thereof has/have been ordered to remove said abandoned motor vehicle (s), all pursuant to the Article 13-1.2 of the Code of the City of Charlotte and Chapter 160A-303 of the General Statutes of North Carolina, and

WHEREAS, said owner (s) has/have failed to comply with said order served by registered mail on March 28, 1974; and,

WHEREAS, The City Council, upon consideration of the evidence, finds as a fact that the aforesaid vehicle (s) is unsafe and constitutes a health hazard;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Supervisor of the Community Improvement Division of the Public Works Department is hereby ordered to cause the removal of said abandoned motor vehicle (s) located at 535 Fawnbrook Lane, in the City of Charlotte in accordance with Article 13-1.2 of the Code of the City of Charlotte and Chapter 160A-303 of the General Statutes of North Carolina.

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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 26.

Ruth Armstrong, City Clerk

May 6, 1974
Ordinance Book 21 - Page 27

ORDINANCE NO. 165-X

AN ORDINANCE TO TRANSFER FUNDS WITHIN THE PARK AND RECREATION CAPITAL IMPROVEMENT BUDGET TO PROVIDE FUNDS FOR SUBSOIL STABILIZATION FOR FREEDOM PARK PARKING LOTS AND DRIVES.

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

Section 1. That the sum of \$40,000 is hereby transferred from the Park and Recreation Capital Improvement Account 420.04 (Major Maintenance-Community Centers) to Account 700.44 (Improvements to Freedom Park Parking Lots and Drives), these funds will be used to stabilize the subsoil before resurfacing parking lots and drives at Freedom Park.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 27.

Ruth Armstrong, City Clerk

May 6, 1974

Ordinance Book 21 - Page 28

ORDINANCE NO. 166-X

AN ORDINANCE TRANSFERRING FUNDS FROM THE UNAPPROPRIATED BALANCE OF BOND FUND 4130 TO PROVIDE AN APPROPRIATION FOR PRELIMINARY ENGINEERING DESIGN AND RIGHT OF WAY ACQUISITION FOR THE CAMPBELL CREEK OUTFALL.

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

Section 1. That the sum of \$300,000 is hereby transferred from the Unappropriated Balance of Bond Fund 4130 to the Capital Improvement Account 631.17 (Campbell Creek Outfall); these funds will be used to provide preliminary engineering design and right of way acquisition for the Campbell Creek Outfall.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall become effective upon its adoption.

Approved as to form:

Henry W. Cheshire, Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 28.

Ruth Armstrong, City Clerk

May 6, 1974
Ordinance Book 21 - Page 29

ORDINANCE NO. 167-X

AN ORDINANCE TO TRANSFER FUNDS FROM THE UNAPPROPRIATED BALANCE OF BOND FUND 4130 TO PROVIDE AN APPROPRIATION TO COMPLETE CONSTRUCTION OF THE UPPER IRWIN CREEK SANITARY SEWER OUTFALL.

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

Section 1. That the sum of \$159,700 is hereby transferred from the Unappropriated Balance of Bond Fund 4130 to the Capital Improvement Account 631.11 (Upper Irwin Creek Sanitary Sewer Outfall from Statesville Road to Derita Woods Treatment Plant), these funds will be used to award the construction contract to complete the Upper Irwin Creek Sanitary Sewer Outfall.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. 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 6th day of May, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 29.

Ruth Armstrong, City Clerk