

January 17, 1977
Ordinance Book 23 - Page 488

Ordinance No. 417-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 the zoning classifications as listed below on the Official Zoning Map, City of Charlotte, N. C. the following described property:

- A. Change from R-6MF to R-9
BEING various parcels of land in the Plumstead Road-Standish Place area and more specifically shown on the attached map.
- B. Change from R-6 to R-9
BEING various parcels of land in the Beatties Ford and Hoskins Roads area more specifically shown on the attached map.
- C. Change from R-6MF to R-12MF
BEING tracts of land fronting on both sides of Griers Grove Road in the Beatties Ford Road area and more specifically shown on the attached map.

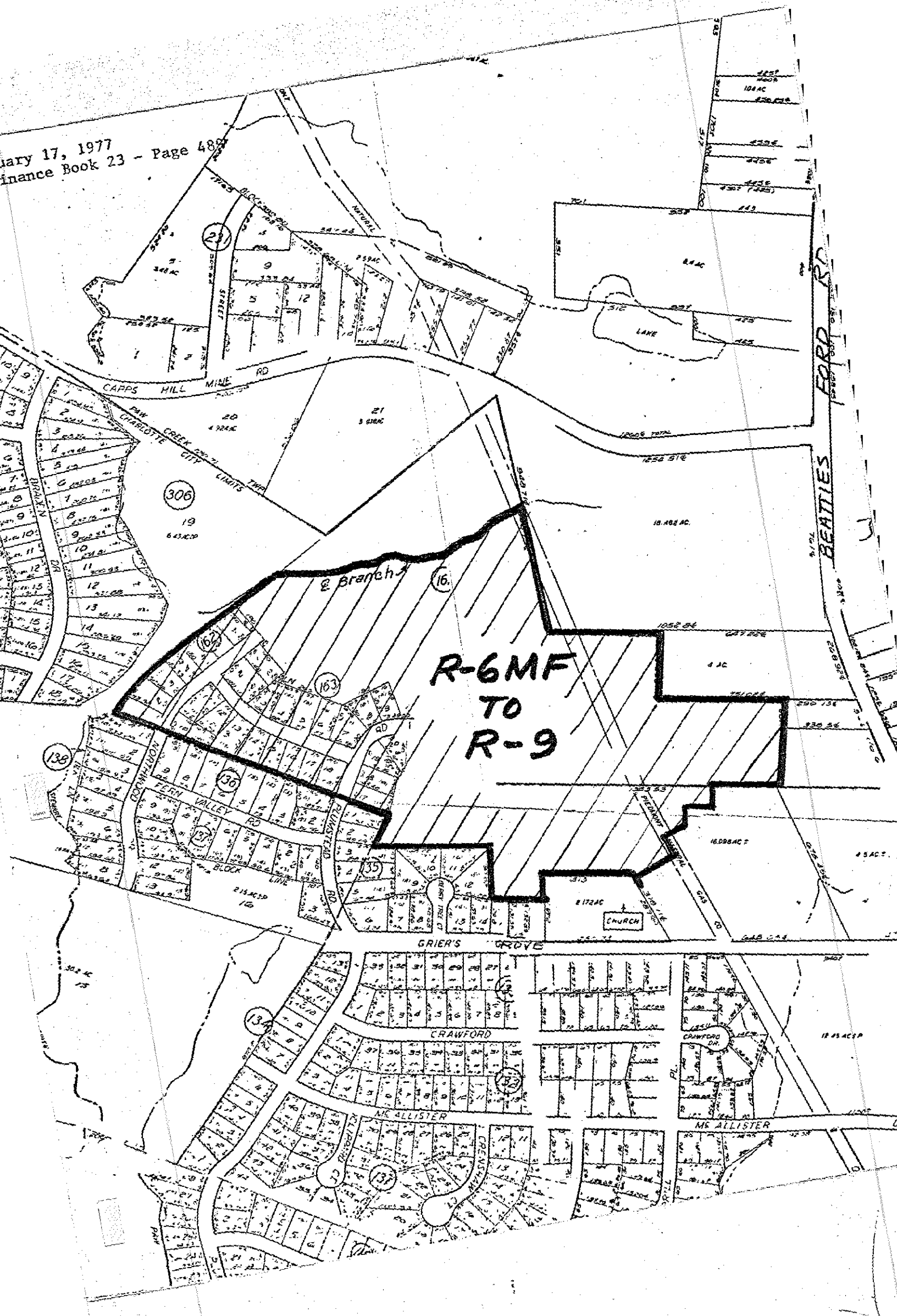
Section 2. That this ordinance shall become effective upon its adoption.

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 17th day of January, 19 77, the reference having been made in Minute Book 64, and recorded in full in Ordinance Book 23, Page 488-491.

Ruth Armstrong,
City Clerk





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Ordinance Book 23 - Page 492

Ordinance No. 418-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 and R-9 to R-6MF on the Official Zoning Map, City of Charlotte, N. C. the following described property:

BEGINNING at a point, said point being S.86-34-50E. 68.76 feet from the southeasterly corner of the intersection of Archdale Drive and Ingleside Drive; thence running S.86-34-50E. 35.0 feet plus or minus to a point; thence S.04-02-43W. 144.60 feet; thence N.79-01-33W. 35.0 feet; thence N.04-02-43E. 140.0 feet to the point of BEGINNING; the same being a portion of tax parcel number 173-023-01.

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 17 day of January, 19 77, the reference having been made in Minute Book 64, and recorded in full in Ordinance Book 23, Page 492.

Ruth Armstrong,
City Clerk

January 17, 1977
Ordinance Book 23 - Page 493

Ordinance No. 419-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 B-1 to B-2 on the Official Zoning Map, City of Charlotte, N. C. the following described property:

BEGINNING at a point in the westerly right-of-way of Pecan Avenue, N.15-41-20E. 190.0 feet from the intersection of Pecan Avenue and Central Avenue; thence N.84-25-16W. 81.51 feet; thence N.75-10-17W. 149.71 feet; thence N.15-41-20E. 100.0 feet; thence S.75-10-17E. 149.71 feet; thence S.84-25-16E. 81.51 feet to the westerly right-of-way of Pecan Avenue; thence S.15-41-20W. 100.0 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 17th day of January, 19 77, the reference having been made in Minute Book 64, and recorded in full in Ordinance Book 23, Page 493.

Ruth Armstrong,
City Clerk

ORDINANCE NO. 420

AMENDING CHAPTER 13

AN ORDINANCE AMENDING CHAPTER 13 OF THE CHARLOTTE CITY CODE BY ADDING A SECTION RELATING TO THE PUBLIC DISPLAY OF SEXUALLY EXPLICIT MATERIAL IN ESTABLISHMENTS FREQUENTED BY MINORS.

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

Section 1. Chapter 13 of the City Code is hereby amended by the deletion of the present provisions of Section 31 and substituting in lieu thereof the following:

"Section 30-31. PUBLIC DISPLAY OF SEXUALLY EXPLICIT MATERIAL IN ESTABLISHMENTS FREQUENTED BY MINORS

(a) Declaration Of Policy And Findings.

The City Council of the City of Charlotte does hereby find that there exists an increasing trend in the display of sexually explicit material in commercial establishments in such a manner that such material is within the open view of minors and is thereby easily accessible to them. The City Council further finds that the public display of such material is adverse and detrimental to the health, safety and welfare of its citizens, particularly minors, and the peace and dignity of the city, and as a matter of policy such display should be regulated under the police power of this City.

(b) Definition.

For the purpose of this section, the following definitions shall apply:

- (1) Sexually explicit material shall mean any book, magazine or newspaper which contains on the cover any photograph, picture, drawing, depiction or other visual representation depicting human sexual intercourse, masturbation, homosexual acts, direct physical

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stimulation or touching of unclothed genitals or pubic areas of the human male or female, flagellation or torture by or upon a person who is nude or clad in revealing or bizarre costumes, uncovered or less than opaquely covered post pubertal human genitals or pubic areas, and the exposure of the female breast or breasts below the top of the nipple except those of infants.

- (2) Public display shall mean the placing, exposing or exhibiting of sexually explicit material in or on a newsstand, display rack, window, showcase, display case or similar place so that said material is easily visible from a public thoroughfare, sidewalk or from that portion of the interior of any business or commercial establishment frequented by minors or where minors are or may be invited as part of the general public.
- (3) Knowingly shall mean having knowledge of the character and content of the cover of the material, or failure to exercise reasonable inspection which would disclose the character and content of the cover of said material.
- (4) Person shall mean any individual, partnership, firm, association, corporation or other legal entity.
- (5) Minor shall mean any person under the age of eighteen (18) years.

(c) Prohibited Acts.

It shall be unlawful for any person to knowingly place on public display sexually explicit material in any business establishment frequented by minors or

where minors are or may be invited as a part of the general public. Provided, however, such sexually explicit material may be displayed on any shelf, rack, stand or ledge which has an opaque screen or border of sufficient height so that only the title of any such material is visible.

(d) Penalties.

- (1) Violation of this ordinance shall constitute a misdemeanor.

Any person convicted of violating this ordinance shall be punished by a fine not to exceed fifty (\$50.00) dollars or by imprisonment not to exceed thirty (30) days or both. Each day during which a violation continues shall be determined a separate and distinct offense.

- (2) In addition to the criminal penalties herein provided, violations of this ordinance may be enforced by the institution of proceedings in the form of a civil action for equitable and injunctive relief to restrain or prohibit the violation. The proceeding shall be brought in the Superior Court of Mecklenburg County. The institution of any proceeding for equitable or injunctive relief under this subsection shall not relieve any party to such proceedings for any criminal penalty prescribed for violations of any part of this ordinance.

Section 2. This ordinance shall become effective March 1, 1977.

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 17th day of January, 1977, the reference having been made in Minute Book 64, and is recorded in full in Ordinance Book 23, at Page 494-496.

Ruth Armstrong
City Clerk

ORDINANCE NO. 421-X

AN ORDINANCE ORDERING THE DWELLING AT 1905-07 Gibbs Street
TO BE ~~VACATED AND~~ CLOSED PURSUANT TO THE HOUSING CODE OF THE CITY
OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL
STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF
Urban Development Corp. RESIDING AT
% A. F. Swisher, P.O. Box 707, Matthews, NC 28105

WHEREAS, the dwelling located at 1905-07 Gibbs Street
in the City of Charlotte has been found by the Superintendent of Building
Inspection to be unfit for human habitation and the owners thereof have
been ordered to ~~vacate and~~ close said dwelling, all pursuant to the
Housing Code of the City of Charlotte and Article 19, Part 6, Chapter
160A of the General Statutes of North Carolina, and

WHEREAS, said owners have failed to comply with said order served
by registered mail on the 9/2/76 and
9/29/76; NOW THEREFORE,

BE IT ORDAINED by the City Council of the City of Charlotte,
North Carolina, that the Superintendent of Building Inspection is hereby
ordered to cause the dwelling located at 1905-07 Gibbs Street
in the City of Charlotte to be ~~vacated and~~ closed in accordance with the
Housing Code of the City of Charlotte and Article 19, Part 6, Chapter
160A of the General Statutes of North Carolina.

Approved as to form:

Henry W. Anderson Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte,
North Carolina, in regular session convened on the 17th day of January,
1977, the reference having been made in Minute Book 64, and is recorded
in full in Ordinance Book 23, at Page 497.

Ruth Armstrong
City Clerk

ORDINANCE NO. 422-X

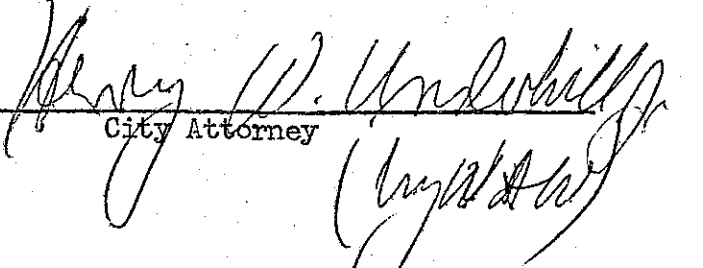
AN ORDINANCE ORDERING THE DWELLING AT 1912-14 Gibbs Street
 TO BE ~~VACATED AND~~ CLOSED PURSUANT TO THE HOUSING CODE OF THE CITY
 OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL
 STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF
 Urban Development Corp. RESIDING AT
% A. F. Swisher, P.O. Box 707, Matthews, NC 28105

WHEREAS, the dwelling located at 1912-14 Gibbs Street
 in the City of Charlotte has been found by the Superintendent of Building
 Inspection to be unfit for human habitation and the owners thereof have
 been ordered to ~~vacate and~~ close said dwelling, all pursuant to the
 Housing Code of the City of Charlotte and Article 19, Part 6, Chapter
 160A of the General Statutes of North Carolina, and

WHEREAS, said owners have failed to comply with said order served
 by registered mail on the 10/4/76 and
11/4/76; NOW THEREFORE,

BE IT ORDAINED by the City Council of the City of Charlotte,
 North Carolina, that the Superintendent of Building Inspection is hereby
 ordered to cause the dwelling located at 1912-14 Gibbs Street
 in the City of Charlotte to be ~~vacated and~~ closed in accordance with the
 Housing Code of the City of Charlotte and Article 19, Part 6, Chapter
 160A of the General Statutes of North Carolina.

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 17th day of January,
 1977, the reference having been made in Minute Book 64, and is recorded
 in full in Ordinance Book 23, at Page 498.

Ruth Armstrong
 City Clerk

ORDINANCE NO. 423-X

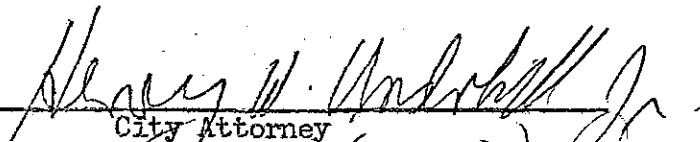
AN ORDINANCE ORDERING THE DWELLING AT 1413 Kennon Street
TO BE VACATED AND CLOSED PURSUANT TO THE HOUSING CODE OF THE CITY
OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL
STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF
L. G. Carter and Wife, Mary H. RESIDING AT
422 Roselawn Rd., Charlotte, N. C.

WHEREAS, the dwelling located at 1413 Kennon Street
in the City of Charlotte has been found by the Superintendent of Building
Inspection to be unfit for human habitation and the owners thereof have
been ordered to vacate and close said dwelling, all pursuant to the
Housing Code of the City of Charlotte and Article 19, Part 6, Chapter
160A of the General Statutes of North Carolina, and

WHEREAS, said owners have failed to comply with said order served
by registered mail on the 5/19/76 and
8/9/76; NOW THEREFORE,

BE IT ORDAINED by the City Council of the City of Charlotte,
North Carolina, that the Superintendent of Building Inspection is hereby
ordered to cause the dwelling located at 1413 Kennon Street
in the City of Charlotte to be vacated and closed in accordance with the
Housing Code of the City of Charlotte and Article 19, Part 6, Chapter
160A of the General Statutes of North Carolina.

Approved as to form:


City Attorney
(WAW)

Read, approved and adopted by the City Council of the City of Charlotte,
North Carolina, in regular session convened on the 17th day of January,
1977, the reference having been made in Minute Book 64, and is recorded
in full in Ordinance Book 23, at Page 499.

Ruth Armstrong
City Clerk

ORDINANCE NO. 424-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING
AT 1821-23 Gibbs Street PURSUANT TO THE
HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6,
CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID
BUILDING BEING THE PROPERTY OF Urban Development Corp.
RESIDING AT % A. F. Swisher, P.O. Box 707, Matthews, NC 28105

WHEREAS, the dwelling located at 1821-23 Gibbs St.

in the City of Charlotte has been found by the Superintendent of Building
Inspection to be unfit for human habitation and the owners thereof have
been ordered to demolish and remove said dwelling, all pursuant to the
Housing Code of the City of Charlotte and Article 19, Part 6, Chapter
160A of the General Statutes of North Carolina, and

WHEREAS, said owners have failed to comply with said order served
by registered mail on the 8/5/76 and
9/27/76: NOW, THEREFORE,

BE IT ORDAINED by the City Council of the City of Charlotte, North
Carolina, that the Superintendent of Building Inspection is hereby ordered
to cause the demolition and removal of the dwelling located at
1821-23 Gibbs St. in the City of Charlotte in accordance
with the Housing Code of the City of Charlotte and Article 19, Part 6,
Chapter 160A of the General Statutes of North Carolina.

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 17th day of January,
1977, the reference having been made in Minute Book 64, and is recorded
in full in Ordinance Book 23, at Page 500.

Ruth Armstrong
City Clerk

ORDINANCE NO. 425-X

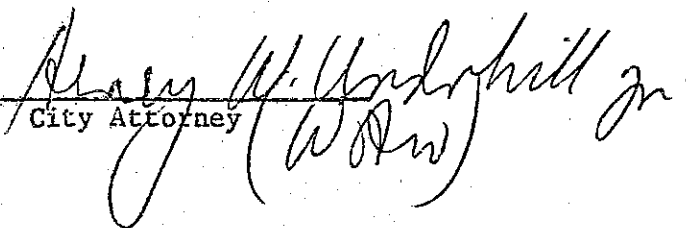
AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING
AT 318 State Street PURSUANT TO THE
HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6,
CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID
BUILDING BEING THE PROPERTY OF Annie Pride Heirs
RESIDING AT % Jessie Dixon, 47 Maryner Homes, Buffalo, N. Y. 14201

WHEREAS, the dwelling located at 318 State Street
in the City of Charlotte has been found by the Superintendent of Building
Inspection to be unfit for human habitation and the owners thereof have
been ordered to demolish and remove said dwelling, all pursuant to the
Housing Code of the City of Charlotte and Article 19, Part 6, Chapter
160A of the General Statutes of North Carolina, and

WHEREAS, said owners have failed to comply with said order served
by registered mail on the 8/30/76 and
10/11/76 : NOW, THEREFORE,

BE IT ORDAINED by the City Council of the City of Charlotte, North
Carolina, that the Superintendent of Building Inspection is hereby ordered
to cause the demolition and removal of the dwelling located at
318 State Street in the City of Charlotte in accordance
with the Housing Code of the City of Charlotte and Article 19, Part 6,
Chapter 160A of the General Statutes of North Carolina.

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 17th day of January,
1977, the reference having been made in Minute Book 64, and is recorded
in full in Ordinance Book 24, at Page 1.

Ruth Armstrong
City Clerk