Ordinance No. 624.

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AN ORDINANCE AMENDING CHAPTER 10A OF THE CODE OF THE CITY OF CHARLOTTE RELATING TO HOUSING

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

Section 1. Subsection (1)(h) of Section 10A-8 of the Code of the City of Charlotte is hereby amended by deleting the words, number and punctuation", six (6) inches." at the end of the first sentence and substituting a period (".") therefor.

<u>Section 2.</u> Subsection (1)(m) of Section 10A-8 of The Code of the City of Charlotte is hereby rewritten to read as follows:

"(m) There shall be no holes or excessive cracks in walls, ceilings, outside doors or outside windows."

Section 3. Subsection (1)(p) of Section 10A-8 of the Code of the City of Charlotte is hereby amended by deleting, immediately following the word "shall", the words and punctuation "be capable of being locked." and substituting therefor the following:

"have operable locks."

Section 4. Subsection (2)(a) of Section 10A-8 of the Code of the City of Charlotte is hereby amended by deleting the words, number and punctuation "ten percent (10%)" and substituting therefor the words, number and punctuation "eight percent (8%)," and by deleting the words, number and punctuation "ten (10) square feet," and substituting therefor the words, number and punctuation "eight (8) square feet,"

<u>Section 5.</u> Subsection (2)(c) of Section 10A-8 of the Code of the City of Charlotte is hereby amended by adding thereto, at the end of the present sentence, a new sentence to read as follows:

"Screens shall fit openings snugly and the screen mesh shall not be torn or otherwise defective."

Section 6. Subsection (5)(1) of Section 10A-8 of the Code of

of the City of Charlotte is hereby rewritten to read as follows:

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"(1) Fireplaces shall be closed with masonry when chimney is used as flue for a stove." 155

<u>Section 7.</u> Subsection (7)(b)(3) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows:

"(3) Joists shall not be overloaded, sagging or broken, and shall be structurally sound and not likely to cause structural weakness in the future."

<u>Section 8.</u> Subsection (7)(c)(3) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows:

"(3) Studs shall be structurally sound and not likely to cause structural weakness in the future."

<u>Section 9</u>. Subsection (7)(d)(6) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows:

"(6) Studs shall be structurally sound and not likely to cause structural weakness in the future."

<u>Section 10.</u> Subsection (7)(e)(7) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows:

"(7) Ceiling joists shall be structurally sound and not likely to cause structural weakness in the future."

<u>Section 11.</u> Subsection (7)(f)(5) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows:

"(5) Sheathing shall not be loose and shall be structurally sound and not likely to cause structural weakness in the future."

<u>Section 12.</u> Subsection (7)(g)(3) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows:

"(3) If post and railings are provided, they shall be structurally sound and not likely to cause structural weakness in the future."

Section 13. Subsection (7)(h)(5) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows: "(5) Supports shall not sag and shall be structurally sound

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and not likely to cause structural weakness in the future.' <u>Section 14.</u> Subsection (7)(d)(1) of Section 10A-8 of the Code of the City of Charlotte is hereby amended by deleting the period (".") and substituting therefor the following:

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", and if painted or papered shall be free of chips or excessive peeling."

<u>Section 15.</u> Subsection (7)(g)(2) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows:

"(2) Every porch, terrace or entrance platform 48 inches or more above adjacent finished grade shall be equipped with railings or guards not less than 30 inches high, unless other effective barriers provide adequate safety."

Section 16. This ordinance shall be effective upon adoption.

Approved as to form:

W. Waderhill Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the <u>14th</u> day of <u>May</u>, 1979, the reference having been made in Minute Book 71, and recorded in full in Ordinance Book 27, at page 154.

May	14,	1979
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Ordinance Book 27 - Page 157 AN ORDINANCE AMENDING CHAPTER 10A OF THE CODE OF THE CITY OF CHARLOTTE RELATING TO HOUSING

ORDINANCE NO. 625 BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina that:

Section 1. Subsection (5)(b) of Section 10A-8 of the Code of the City of Charlotte is hereby rewritten to read as follows:

- "(b) Heating System. Every dwelling and dwelling unit shall have facilities for providing heat in accordance with either (1) or (2) below.
  - (1) Central and Electric Heating Systems. Every central or electric heating system shall be of sufficient capacity so as to heat all habitable rooms, bathrooms and water closet compartments in every dwelling unit to which it is connected to a minimum temperature of sixty-eight (68) degrees Fahrenheit measured at a point three feet (3') above the floor with an outside temperature of twenty (20) degrees Fahrenheit.
  - (2) Other Heating Facilities. Where a central or electric heating system is not provided, or is inadequate, each dwelling and dwelling unit shall be provided with sufficient chimneys, flues, or gas vents, with heating appliances connected, so as to heat all habitable rooms to a minimum temperature of sixty-eight (68) degrees Fahrenheit measured three feet (3') above the floor with an outside temperature of twenty (20) degrees Fahrenheit."

<u>Section 2.</u> Subsection (1)(f) of Section 10A-10 of the Code of the City of Charlotte is hereby rewritten to read as follows:

"(f) <u>Heating</u>. Every owner shall be responsible for providing adequate operable facilities and appliances for supplying heat throughout the dwelling unit in compliance with the standards of fitness; every occupant shall be responsible for exercising reasonable care in the use of such facilities and appliances."

Section 3. This ordinance shall become effective upon adoption.

Approved as to form:

W. Zhalehel Actorney

Read, approved, and adopted by the City Council of the City of Charlotte, in regular session convened on the 14th day of May, 1979, the reference having been made in Minute Book 71, and recorded . in full in Ordinance Book 27, at Page 157.

AN ORDINANCE AMENDING CHAPTER 10A OF THE CODE OF THE CITY OF CHARLOTTE RELATING TO HOUSING

ORDINANCE NO. 626

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

Section 1. Subsections (1)(k) and (1)(1) of Section 10A-8 of the Code of the City of Charlotte are hereby repealed.

Section 2. Subsections (m), (n), (o), (p), (q) of Subsection (1) of Section 10A-8 of the Code of the City of Charlotte are hereby amended by designating them Subsections (k), (1), (m), (n), and (o), respectively.

Section 3. This ordinance shall become effective upon adoption.

Approved as to form: Howelle Tr. City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of May 1979, the reference having been made in Minute Book 71, and recorded in full in Ordinance Book 27 at page 158

AMENDING CHAPTER 19

ORDINANCE 627

# AN ORDINANCE AMENDING CHAPTER 19 OF THE CITY CODE OF THE CITY OF CHARLOTTE.

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

#### Article I,

<u>Section 1</u>: Chapter 19/of the City Code is amended by the addition of the following new sections:

"Sec. 19-8. Taxicab Review Board - Created.

(a) There is hereby established a Taxicab Review Board whose function is to hear appeals from the suspension or revocation of taxicab permits.

(b) The Board shall be composed of five members. Two appointed by the City Council, and three appointed by the City Manager. Of the Manager's appointments, one shall be from the City Manager's office, one from the Personnel Department, and one from the local taxicab industry. All members shall serve without compensation. Terms of office shall be for three (3) years, and no member shall serve more than two (2) consecutive terms. The City Manager shall designated one of the members as Chairman. In order to effect staggered expiration terms, the initial appointment shall be as follows: One member for a one year term; one member for a two year term, and three members for a three year term. When a vacancy occurs the appointing body 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 seventy-five percent (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. 19-8.1 Duties and Responsibilities.

The Taxicab Review Board shall have the following duties and responsibilities:

(1) to hear appeals from the suspension or revocation of taxicab permits.

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### Sec. 19-8.2. Appeal.

(a) An appeal from any decision of the Taxicab Inspector relative to taxicab permits, suspensions, or revocations may be taken by any person aggrieved thereby. The appeal shall be filed with the Taxicab Review Board within ten (10) working days from the rendering of the decision, and shall be in writing specifying the grounds upon which the appeal is based.

(b) The Board shall fix a reasonable time for the hearing of the appeal, shall give due notice to all parties, and shall render a decision on the appeal within ten (10) working days of the date of the hearing. Any aggrieved party may appear in person or by agent or attorney. The proceedings of the hearing shall be recorded, and the decision of the Board shall be in writing and a copy given to all parties concerned. The final decision of the Board shall be subject to review by proceedings in the nature of certiorari instituted in the Superior Court of Mecklenburg County within thirty (30) days of the final decision of the Board.

#### Sec. 19-75.1. Suspension or Revocation Stayed Pending Appeal

Whenever a taxicab driver's permit is suspended or revoked, the Taxicab Inspector shall give the driver written notification of his right to appeal the decision as set out in Sec. 19-8.2. The suspension or revocation of the permit shall be stayed until the time to appeal has expired, or if a hearing is held, until the final decision of the Taxicab Review Board."

Sec. 2. This ordinance shall become effective upon adoption.

Approved as to form:

Hony W. Walesheep.

Read, approved, and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of May, 1979, the reference having been made in Minute Book 71, and recorded in full in Ordinance Book 27, beginning at Page 159.

ORDINANCE NO. 628-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 4010 Plato Circle FURSUANT TO THE		
HOUSING CODE CF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6,		
CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID		
BUILDING BEING THE PROPERTY OF Amos and Viola McDowell		
RESIDING AT 4010 Plato Circle, Charlotte, N.C		

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WHEREAS, the dwelling located at <u>4010 Plato Circle</u> 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 11/1/78 and

1/10/79

BE IT ORDAINED by the City Council of the City of Action North Carolina, that the Superintendent of Building Inspection is hereby ordered to cause the demolition and removal of the dwelling located at

: NOW, THEREFORE,

4010 Plato Circle 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:

Chyward Gre-City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of May, 1979 the reference having been made in Minute Book 71, and is recorded in full in Ordinance Book 27, at Page 161.

ORDINANCE NO. 629-X

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AN ORDINANCE ORDERING THE DWELLING AT 3019-21 Clemson Avenue 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 Mrs. Lydia Virginia Warren RESIDING AT 3616 Rodwell Avenue, Charlotte, N.C.

WHEREAS, the dwelling located at <u>3019-21 Clemson Avenue</u> 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 <u>wasakakana</u> 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 <u>1/9/79</u> and 2/14/79 ; 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 <u>3019-21 Clemson Avenue</u> in the City of Charlotte to be **warakedward** 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:

Sy thilly City Attorney

Read, approved and adopted by the City Council of the City of Charlette, North Carolina, in regular session convened on the 14th day of May, 1979 the reference having been made in Minute Book  $71^\circ$ , and is recorded in full in Ordinance Book  $27^\circ$ , at Page 162

ORDINANCE NO. 630-X

AN ORDINANCE ORDERING THE DWELLING AT 1624 Kenilworth Avenue 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 American United Properties, of Charlotte, INC RESIDING AT 1944 Morse Rd., Columbus, Ohio 163

WHEREAS, the dwelling located at <u>1624 Kenilworth Ave.</u> 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 \_\_\_\_\_\_2/29/78 \_\_\_\_\_\_ and

5/17/78

; 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 <u>1624 Kenilworth Ave.</u> 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:

Andrhill & City Attorney /

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of May, 1979 the reference having been made in Minute Book 71 , and is recorded in full in Ordinance Book 27 , at Page 163.

ORDINANCE NO. 631-X

AN ORDINANCE ORDERING THE DWELLING AT 846 Belmont Ave. TO BE VACATED AND CLOSED PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, FART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF Betty Ann G. Alverson RESIDING AT 600 Hermitage Court, Charlotte, N.C.

WHEREAS, the dwelling located at \_\_\_\_\_\_\_\_ 846 Belmont Ave. 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 \_\_\_\_\_\_ and \_\_\_\_\_ and

8/21/78 ; 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 <u>846 Belmont Ave.</u> 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:

<u>\_</u>,

ity Attorney

Read, approved and adopted by the City Council of the City of Charlette, North Carelina, in regular session convened on the 14th day of May, 1979 the reference having been made in Minute Book 71, and is recorded in full in Ordinance Book 27, at Page 164

## ORDINANCE NO. 632-X

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WHEREAS, said owner (s) has/have failed to comply with said order served by registered mail on April 9, 1979 : 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 removal of said abandoned motor vehicle (s) located at <u>623 Fortune St.</u>

in the City of Charlotte in accordance with Article 10-29 of the Code of the City of Charlotte and Chapter 160A-303 of the General Statutes of North Carolina.

Approved as to form:

Deputy

City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of May, 1979 the reference having been made in Minute Book 71 and is recorded in full in Ordinance Book 27 at Page 165.

ORDINANCE NO. 633-X

AN ORDINANCE ORDERING THE <u>Removal of trash and rubbish</u> PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE II B SECTION 10-30 AND 10-31 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Section 1, WHEREAS, trash and rubbish located on the premises at (address) has been found to be a nuisance by the 2030 East 7th St. 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 II B, Section 10-30 and 10-31 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 April 4, 1979 : 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 from the aforesaid premises in the City of and rubbish 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 II B, Section 10-30 and 10-31 of the Code of the City of Charlotte.

Section 1. That this Ordinance shall become effective upon its adoption. Approved as to form:

Deputy City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session, convened on the 14th day of May, 1979, the reference having been made in Minute Book 71 and is recorded in full in Ordinance Book 27 at Page 166.

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QRDINANCE NO. 634-X

Junk AN ORDINANCE ORDERING THE <u>Removal of trash mubbish and miscellaneous/</u> PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE II B SECTION 10-30 AND 10-31 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Section 1, trash, rubbish and WHEREAS, <u>miscellaneous junk</u> located on the premises at (address) <u>1211 Charles Avenue</u> 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 II B, Section 10-30 and 10-31 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 <u>March 27, 1979</u>: 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, rubbish and miscellaneous junk.

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 <u>trash</u>, <u>rubbish</u> <u>and miscellaneous junk</u> 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 II B, Section 10-30 and 10-31 of the Code of the City of Charlotte.

Section 1. That this Ordinance shall become effective upon its adoption. Approved as to form:

Deputy City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session, convened on the 14th day of May, 1979, the reference having been made in Minute Book 71 and is recorded in full in Ordinance Book 27 at Page 167.

635-X ORDINANCE NO.

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AN ORDINANCE ORDERING THE <u>Removal of trash, rubbish and junk</u> PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE II B SECTION 10-30 AND 10-31 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Section 1, WHEREAS, trash, rubbish and junk located on the premises at (address) 430 Faison Street 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 II B, Section 10-30 and 10-31 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, 1979 : 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, rubbish and junk

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 rubbish and junk 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 II B, Section 10-30 and 10-31 of the Code of the City of Charlotte.

Section 1. That this Ordinance shall become effective upon its adoption. Approved as to form:

Deputy City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session, convened on the 14th day of May, 1979 the reference having been made in Minute Book 71) and is recorded in full in Ordinance Book 27 at Page 168.