

September 13, 1982
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ORDINANCE NO. 1225-X

AN ORDINANCE TO AMEND ORDINANCE NO. 1184-X, THE 1982-83 BUDGET ORDINANCE, TO APPROPRIATE FUNDS FROM THE GENERAL FUND CONTINGENCY TO FUND A CONTRACT WITH THE UNCC URBAN INSTITUTE TO STUDY MINORITY AND WOMEN CONTRACTOR'S PARTICIPATION IN CITY CONSTRUCTION PROJECTS

Section 1. That the sum of \$7,000 is hereby appropriated from the General Fund Contingency (530.00) account to the City Manager's Office (102.00.199) for a contract with the UNCC Urban Institute. This contract will provide for a study of the degree of participation by minority and women contractors operating as prime and subcontractors on City construction projects.

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 All ordinances or parts of ordinances in conflict herewith are hereby repealed.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


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of September, 1982, the reference having been made in Minute Book 78 and is recorded in full in Ordinance Book 31 at Page 343.

Pat Sharkey
City Clerk

September 13, 1982
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ORDINANCE NO. 1226-X

AN ORDINANCE ORDERING THE SUPERINTENDENT OF THE BUILDING INSPECTION DEPARTMENT TO CAUSE THE DWELLING LOCATED AT 629 Pennsylvania Avenue IN THE CITY OF CHARLOTTE TO BE REPAIRED, ALTERED OR IMPROVED, SAID BUILDING BEING THE PROPERTY OF Mr. Ernest W. Rowell and Wife, Pearline RESIDING AT 408 Huntsmoor Drive, Charlotte, N.C.

WHEREAS, the dwelling located at 629 Pennsylvania Avenue in the City of Charlotte has been found by the Superintendent of Building Inspection to be unfit for human habitation; and

WHEREAS, said dwelling was occupied at the time of the initial inspection in which violations of the Housing Code of the City of Charlotte were found to exist; and

WHEREAS, said dwelling is located in A Depressed Area - Census Tract 45 under the current Housing Assistance Plan; and

WHEREAS, pursuant to the provisions of Section 160A-443 of the North Carolina General Statutes and Section 10A-12 of the Housing Code of the City of Charlotte, the owner (s) of said dwelling have been ordered by the Superintendent of Building Inspection to repair, alter or improve or to vacate and close said dwelling; and

WHEREAS, the owner (s) of said dwelling has failed to comply with said order to repair, alter or improve or to vacate and close said dwelling, served upon them by Certified Mail on 2/11/81 and 3/4/81; and

WHEREAS, the cost of repairs necessary to bring said dwelling into compliance with requirements of the Housing Code is less than 50% of the fair market value of the dwelling; and

WHEREAS, among the Housing Code violations existing in and upon said dwelling is a violation of Section (s) 10A8-7-b-6 and 10A8-8a1.

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 629 Pennsylvania Ave. in the City of Charlotte to be repaired, altered or improved as provided in the Order of the Superintendent dated 3/4/81, and all other repairs necessary to bring said dwelling into compliance with the Housing Code of the City of Charlotte, and to cause a lien in the amount of the cost incurred in making such repairs, alterations or improvements to be placed against the real property at said location, pursuant to the provisions of Section 160A-443 of the North Carolina General Statutes and Sections 10A-12 and 10A-15 of the Charlotte City Code.

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 13th day of September, 1982 the reference having been made in Minute Book 78, and is recorded in full in Ordinance Book 31, at Page 344.

Pat Sharkey
City Clerk

ORDINANCE NO. 1227-X

AN ORDINANCE ORDERING THE SUPERINTENDENT OF THE BUILDING INSPECTION DEPARTMENT TO CAUSE THE DWELLING LOCATED AT 4035 Dinglewood Avenue IN THE CITY OF CHARLOTTE TO BE REPAIRED, ALTERED OR IMPROVED, SAID BUILDING BEING THE PROPERTY OF Emory D. Stephens RESIDING AT 1618 Medford Drive, Charlotte, N.C.

WHEREAS, the dwelling located at 4035 Dinglewood Avenue in the City of Charlotte has been found by the Superintendent of Building Inspection to be unfit for human habitation; and

WHEREAS, said dwelling was occupied at the time of the initial inspection in which violations of the Housing Code of the City of Charlotte were found to exist; and

WHEREAS, said dwelling is located in a Deteriorating Area - Census Tract 14 under the current Housing Assistance Plan; and

WHEREAS, pursuant to the provisions of Section 160A-443 of the North Carolina General Statutes and Section 10A-12 of the Housing Code of the City of Charlotte, the owner (s) of said dwelling have been ordered by the Superintendent of Building Inspection to repair, alter or improve or to vacate and close said dwelling; and

WHEREAS, the owner (s) of said dwelling has failed to comply with said order to repair, alter or improve or to vacate and close said dwelling, served upon them by certified mail on 8/10/81 and 8/26/81; and

WHEREAS, the cost of repairs necessary to bring said dwelling into compliance with requirements of the Housing Code is less than 50% of the fair market value of the dwelling; and

WHEREAS, among the Housing Code violations existing in and upon said dwelling is a violation of Section (s) 10A8-4-c and 10A8-4-n.

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 4035 Dinglewood Drive in the City of Charlotte to be repaired, altered or improved as provided in the Order of the Superintendent dated 8/26/81, and all other repairs necessary to bring said dwelling into compliance with the Housing Code of the City of Charlotte, and to cause a lien in the amount of the cost incurred in making such repairs, alterations or improvements to be placed against the real property at said location, pursuant to the provisions of Section 160A-443 of the North Carolina General Statutes and Sections 10A-12 and 10A-15 of the Charlotte City Code.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Henry W. Underhill
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of September, 1982 the reference having been made in Minute Book 78, and is recorded in full in Ordinance Book 31, at Page 345.

Pat Sharkey
City Clerk

ORDINANCE NO. 1228-X

AN ORDINANCE ORDERING THE DWELLING AT 428-30 E. Worthington 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
Vincent L. Miller and Wife, Jettie B. RESIDING AT
2407 Marshall Place, Charlotte, N.C.

WHEREAS, the dwelling located at 428-30 E. Worthington Avenue
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 6/30/81 and
7/30/81: 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 428-30 E. Worthington Avenue
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:

76 [Signature]
Deputy City Attorney

Read, approved and adopted by the City Council of the City of Charlotte,
North Carolina, in regular session convened on the 13th day of September, 1982
the reference having been made in Minute Book 78, and is recorded in full
in Ordinance Book 31, at Page 346.

Pat Sharkey
City Clerk

ORDINANCE NO. 1229-X

AN ORDINANCE ORDERING THE DWELLING AT 417-19 E. Tremont Ave.
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
Vincent L. Miller and Wife, Jettie B. RESIDING AT
2407 Marshall Place, Charlotte, N. C.

WHEREAS, the dwelling located at 417-19 E. Tremont Avenue
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 6/29/81 and
7/30/81: 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 417-19 E. Tremont Avenue
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:

J. H. Michael
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte,
North Carolina, in regular session convened on the 13th day of September, 1982
the reference having been made in Minute Book 78, and is recorded in full
in Ordinance Book 31, at Page 347.

Pat Sharkey
City Clerk

ORDINANCE NO. 1230-X

AN ORDINANCE ORDERING THE DWELLING AT 1919-21 Winthrop 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
Vincent L. Miller and Wife, Jettie B. RESIDING AT
2407 Marshall Place, Charlotte, N.C.

WHEREAS, the dwelling located at 1919-21 Winthrop Avenue
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 6/30/81 and
7/30/81: 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 1919-21 Winthrop Avenue
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:

76 [Signature]
Deputy City Attorney

Read, approved and adopted by the City Council of the City of Charlotte,
North Carolina, in regular session convened on the 13th day of September, 1982
the reference having been made in Minute Book 78, and is recorded in full
in Ordinance Book 31, at Page 348.

Pat Sharkey
City Clerk

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ORDINANCE 1231

AN ORDINANCE AMENDING CHAPTER 10, ENTITLED "HEALTH AND SANITATION", OF THE CODE OF THE CITY OF CHARLOTTE

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

Section 1. Chapter 10 of the city code shall be amended to add a new section to read as follows:

"Sec. 10-24 City of Charlotte Landfill Fee Schedule.

(A) Fees. Sec. 10-24.0 shall apply to landfills operated by the City of Charlotte and shall be so construed throughout this section. It shall be unlawful for any vehicle, except as otherwise provided herein, to enter and use a landfill operated by the City of Charlotte except upon the payment of the following fees:

- (1) Auto, includes vans, half-ton or less; pickup trucks, half-ton or less; trailers, less than ten (10) feet, single-axle, no dual wheels
 - No Charge
(Provided that the vehicle is loaded with household garbage and/or trash)
- (2) Trucks, small, open, no dual wheels..... \$5.00 per load
- (3) Compacter, rear loading, front loading, roll-off container, roll-off container with open top..... 1.10 per cubic yard vehicle capacity
- (4) Van, commercial..... 0.55 per linear foot of cargo body
- (5) Trailers, commercial:
 - (a) Closed..... 0.55 per linear foot of cargo body
 - (b) Open
 - To ten (10) feet, no dual wheels or tandem axle..... 5.00 per load
 - To twenty (2) feet.....16.50 per load
 - To thirty (30) feet.....22.00 per load
 - To forty (40) feet.....27.50 per load

- (6) Trucks (large):
 - (a) Open or dump, single-axle 11.00 per load
 - (b) Open or dump, tandem-axle 16.50 per load
 - (c) Open, non-dump..... 19.25 per load

(7) Any vehicle owned and operated by the City of Charlotte shall pay the appropriate fee designated by this schedule for the particular type of vehicle using the landfill.

(B) Exemption. The operations department of the City of Charlotte shall have the authority to issue landfill entry exemption permits, eliminating the fee required under sub-section (A) above, to nonprofit institutions. Those nonprofit institutions must provide direct rehabilitation services, consisting of employment and training to disabled and disadvantaged citizens of the City of Charlotte and Mecklenburg County and must include the routine collection of household items from the residents of the city and county in order to carry out the purposes of such institutions.

(C) Credit application. The finance department of the city is authorized to accept, review and approve applications for credit by users of the landfill and to provide for periodic billing to frequent users of the landfill. This shall also include the authority to establish the time periods within which periodic billing must be paid and the authority to apply a one and one-half (1½) per cent monthly penalty delinquency charge. The finance department is authorized to charge a fifteen dollar (\$15.00) fee for each permit for each vehicle in order to implement and carry out the billing process.

(D) Decal. If an owner or agent of the owner seeks to have a vehicle use a landfill and does not intend to pay at the time of use of the landfill, then the vehicle must have a decal issued by the finance department. A prenumbered decal will be the method by which the city recognizes customers to be billed for use of the landfill. The decal must be affixed to the driver's side of the vehicle.

(E) Authority to refuse use of a city operated landfill. The operations department of the city shall have the authority to deny a vehicle the use of a landfill it operates in the following circumstances:

- (1) The vehicle does not have the decal identified in sub-section D above, and the operator of the vehicle refused to pay the fee, at the time of using the landfill, required by the City of Charlotte Landfill Fee Schedule identified in subsection (A) above.

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(2) Any person failing or refusing to pay the fees described herein within the times prescribed by the finance department of the city in its periodic billing may be denied further use of a landfill operated by the City of Charlotte for any purpose.

(F) Enforcement. In addition to the city's authority to deny any use of a landfill as provided for in subsection E above, the finance department of the city may, at its discretion take any one or more of the following courses of action:

- (1) The violator may be charged with a misdemeanor and be subject to any penalty prescribed by section 1-6 of this code; or
- (2) The city may apply to the appropriate court for an injunction and order of abatement in order to require that any violator comply with the provisions of this section; or
- (3) The city shall have the power to collect delinquent accounts by any remedy provided by law for collecting and enforcing private debts as provided for in North Carolina General Statutes Section 160A-314(b)."

Sec. 2. This ordinance shall be effective upon 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 13th day of September, 1982, the reference having been made in Minute Book 78 and is recorded in full in Ordinance Book 31 at Pages 349-351.

Pat Sharkey
City Clerk