

September 27, 1982  
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ORDINANCE NO. 1239-X

AN ORDINANCE TO AMEND ORDINANCE NO. 1184-X, THE 1982-83 BUDGET ORDINANCE TO APPROPRIATE FUNDS FROM THE GENERAL FUND CONTINGENCY FOR THE CITY'S CONTRIBUTION TO THE FAIRVIEW HOMES CRIME PREVENTION PROGRAM.

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

Section 1. That the sum of \$25,000 is hereby appropriated from the General Fund Contingency (530.00) account to the Fairview Homes Crime Prevention Program account (530.32). These funds represent the City's contribution to the Fairview Homes Crime Prevention Program.

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 All ordinances or parts of ordinances in conflict herewith are hereby repealed.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 27th day of September, 1982, the reference having been made in Minute Book 79 and is recorded in full in Ordinance Book 31 at Page 364.

Pat Sharkey  
City Clerk

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ORDINANCE 1240-X

AN ORDINANCE TO AMEND ORDINANCE NO. 1184-X, THE 1982-83 BUDGET ORDINANCE, ESTIMATING FEDERAL REVENUES, AND TRANSFERRING FUNDS FROM THE UNAPPROPRIATED BALANCE OF THE AIRPORT OPERATING FUND TO STRENGTHEN RUNWAY 18L/36R.

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

Section 1. That the sum of \$3,272,000 is hereby estimated to be available from the following sources:

<u>Source of Revenue</u>	<u>Amount</u>
Federal Aviation Agency Grant	\$2,454,000
Unappropriated Balance Airport Operating Fund.	818,000
Total	<u>\$3,272,000</u>

The sum of \$3,272,000 is hereby transferred to Airport CIP account 2073; 562.15 - Runway 18L/36R Improvements, to be used for paving and lighting Runway 18L/36R.

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 All ordinances or parts of ordinances in conflict herewith are hereby repealed.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 27th day of September, 1982, the reference having been made in Minute Book 79, and is recorded in full in Ordinance Book 31 at Page 365.

Pat Sharkey  
City Clerk

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ORDINANCE NO. 1241-X

AN ORDINANCE TO AMEND ORDINANCE NO. 1184-X, THE 1982-83 BUDGET ORDINANCE, ESTIMATING STATE GRANT REVENUES TO PROVIDE A SUPPLEMENTAL APPROPRIATION FOR 1980 ANNEXATION WATER PROJECTS.

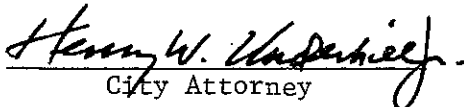
BE IT ORDAINED by the City Council of the City of Charlotte,  
North Carolina;

Section 1. That the sum of \$225,000 is hereby estimated to be available from State Grant SBH-1154 to be appropriated to 2071 Water and Sewer CIP account, 635.10 (Water Distribution Construction - 1980 Annexation Areas).

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 27th day of September, 1982, the reference having been made in Minute Book 79, and is recorded in full in Ordinance Book 31 at Page 366.

Pat Sharkey  
City Clerk

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ORDINANCE NO. 1242-X

AN ORDINANCE AMENDING ORDINANCE NO. 1184-X, THE 1982-83 BUDGET ORDINANCE, TO APPROPRIATE FUNDS TO PROVIDE THE CITY'S SHARE OF A CONTRACT FOR A STUDY OF THE LOCAL CRIMINAL JUSTICE SYSTEM.

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

Section 1. That the sum of \$30,317 is hereby appropriated from the General Fund, Fund Balance to the General Fund Criminal Justice Coordinator Account (530.59). These funds will provide the City's share of a jointly funded City and County contract with American University to conduct a study of the local Criminal Justice System.

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 27th day of September, 1982, the reference having been made in Minute Book 79, and is recorded in full in Ordinance Book 31 at Page 367.

Pat Sharkey  
City Clerk

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ORDINANCE NO. 1243-X

AN ORDINANCE TO AMEND ORDINANCE NO. 1184-X, THE 1982-83 BUDGET ORDINANCE, TRANSFERRING FUNDS FROM THE UNAPPROPRIATED BALANCE OF THE AIRPORT OPERATING FUND TO PROVIDE A SUPPLEMENTAL APPROPRIATION FOR IMPROVEMENTS AT THE NEW TERMINAL.

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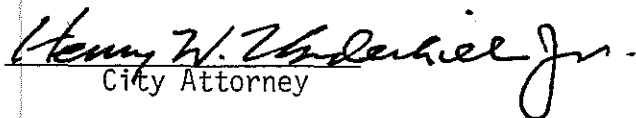
BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

Section 1. That the sum of \$400,000 is hereby transferred from the unappropriated balance of the Airport Operating Fund to Airport CIP Fund 2073; 562.76 - Passenger Terminal Complex Construction. These funds will finance miscellaneous improvements at the new terminal.

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 27th day of September, 1982, the reference having been made in Minute Book 79, and is recorded in full in Ordinance Book 31 at Page 368.

Pat Sharkey  
City Clerk

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ORDINANCE NO. 1244-X

AN ORDINANCE TO AMEND ORDINANCE NO. 1184-X, THE 1982-83 BUDGET ORDINANCE, TRANSFERRING FUNDS FROM THE UNAPPROPRIATED BALANCE OF THE AIRPORT OPERATING FUND TO RELOCATE FIXED BASED OPERATORS.

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

Section 1. That the sum of \$2,884,424 is hereby transferred from the unappropriated balance of the Airport Operating Fund to Airport CIP account 2073; 562.54 - Fixed Based Operators Development. These funds will provide site preparation to relocate Fixed Base Operators.

Section 2. That the Finance Director or his designee is hereby authorized to advance the sum of \$2,884,424 from the Airport Operating Fund, which will revert to the original source of funding when permanent financing has been arranged.

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:

  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of September, 1982, the reference having been made in Minute Book 79, and is recorded in full in Ordinance Book 31 at Page 369.

Pat Sharkey  
City Clerk

ORDINANCE 1245

AN ORDINANCE AMENDING CHAPTER 13, ARTICLE IV, "THE REGULATION OF CONDUCT IN PUBLIC PARKS" OF THE CITY CODE OF THE CITY OF CHARLOTTE.

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

Section 1. Article IV, Chapter 13, Sections 13-56 through and inclusive of Section 13-64 shall be amended in the following manner:

- (a) Whenever and wherever the word "Superintendent" appears, it shall be deleted and the word "Director" shall be substituted.
- (b) Whenever and wherever the word "Commission" appears, it shall be deleted and the word "Department" shall be substituted.

Sec. 2. Section 13-60(3)(b) shall be amended by the deletion of the words "commission or the superintendent" and the word "director" shall be substituted in lieu thereof.

Sec. 3. Section 13-60 shall be further amended by deleting subsection (5)(a) in its entirety and the following substituted in lieu thereof:

- (5)"(a) Use or occupy a permanent, enclosed picnic shelter except by reservation and in accordance with regulations established for such use by the director."

Sec. 4. Section 13-61 shall be amended by the deletion of subsection (d) in its entirety and redesignating the remaining subsections accordingly.

Sec. 5. Section 13-63(c) shall be deleted in its entirety and the following substituted in lieu thereof:

- "(c) Within fourteen (14) days after receipt of an application the director shall advise an applicant in writing of his reasons for refusing a permit, and any aggrieved person shall have the right to appeal in writing within seven (7) days to the Office of the City Manager, which shall consider the application under the standards set forth in subsection (b) hereof and sustain or overrule the director's decision within seven (7) days. The decision of the City Manager or his designee shall be final."

Sec. 6. 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 27th day of September, 1982, the reference having been made in Minute Book 79, and is recorded in full in Ordinance Book 31 at Page 370.

Pat Sharkey  
City Clerk

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ORDINANCE NO. 1246

AMENDING CHAPTER 13

AN ORDINANCE AMENDING CHAPTER 13, ARTICLE IV, ENTITLED "THE REGULATION OF CONDUCT IN PUBLIC PARKS" OF THE CODE OF THE CITY OF CHARLOTTE.

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

Section 1. Chapter 13, Article IV of the Code of the City of Charlotte is hereby amended by deleting in its entirety Sec. 13-64 and substituting in lieu thereof a new Sec. 13-64 as follows:

"Sec. 13-64. Enforcement.

(1) Park officers shall have the power of special peace officers while on park property and shall diligently enforce the provisions of this article.

(2) The Director, park officers, or park attendants shall have the authority to eject from any park any person acting in violation of this or any section of the City Code, or any law of the State of North Carolina.

(3) When there is a violation of any provision of this Article IV, the City, in its discretion, may take one or more of the following courses of action:

(A) (i) A penalty of ten dollars (\$10.00), may be levied against any person who violates sub-section 13-59, 13-60, 13-61, or 13-62 of this Article IV and who has been issued a citation as specified hereunder. A penalty of twenty-five dollars (\$25.00) may be levied against any person who violates sub-section 13-57 or 13-58 of this Article and who has been issued a citation as specified hereunder.

(ii) Any park officer or city police officer is empowered to issue a citation to any person if there is reasonable cause to believe that the person has violated a provision of this chapter. The citations may be delivered in person to the violator or, if



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the violator cannot be readily found, the citation may be mailed. The citation shall direct the violator to appear before the city violations bureau within fifteen (15) days of the date of the citation, or alternatively, pay the citation by mail.

- (iii) If the violator does not appear before the city's violations bureau and does not pay the citation by mail within fifteen (15) days of its issuance, a delinquency charge of ten dollars (\$10.00) shall be added to the amount shown on the citation and a notice thereof will be mailed to the violator. This notice shall inform the violator that a criminal summons will be issued if the citation and delinquency charge are not paid within fifteen (15) days from the date of the delinquency notice.
- (iv) If a violator fails to respond to the citation and delinquency notice, a complaint shall be entered against the violator for violation of the cited ordinance and a criminal summons requested. Upon conviction, the violator shall be liable for not only the penalty and delinquency charge prescribed by the citation, but also for any criminal penalty the court may impose pursuant to section 1-6 and court costs.
- (v) All citation forms shall be maintained in triplicate and shall be serially numbered. Records of all citations shall be maintained so that account may be kept of all such forms.

The city accountant, or his representative, shall periodically investigate the records of the department of Parks and Recreation for the purpose of determining the disposition of the citations and shall report the result of such investigation to the city manager. For the purpose of this investigation, he shall have access to the necessary records of the department.

- (vi) Nothing in this section shall preclude the issuance of an arrest warrant when appropriate.
- (B) A citation may be issued under Sec. 20-92, et seq. of the City of Charlotte Code for any violation of traffic laws or ordinances.

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- (C) The violator may be charged with a misdemeanor and be subject to any penalty prescribed by section 1-6; or
- (D) The city may apply to the appropriate court for an injunction or any other allowable civil penalty."

Section 2. This ordinance shall become effective upon adoption.

Approved as to form:

Henry W. Chadwell Jr.  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of September, 1982, the reference having been made in Minute Book 79, and is recorded in full in Ordinance Book 31 at Pages 371-373.

Pat Sharkey  
City Clerk

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ORDINANCE NO. 1247-X

AN ORDINANCE TO AMEND ORDINANCE NO. 1184-X, THE 1982-83 BUDGET ORDINANCE, TO APPROPRIATE FUNDS FOR THE RIDE-SHARE PROGRAM.

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

Section 1. That the sum of \$56,998 is available from the following sources for the purpose of funding the operation of the Ride-Share program.

NC Department of Transportation	\$22,616
Mecklenburg County	11,766
General Fund Contingency (530.00)	22,616
Total	<u>\$56,998</u>

General Fund Revenues from non-property tax sources are available in the amount of the City's contribution to the program.

Section 2. That the sum of \$56,998 is hereby appropriated to the following accounts:

Transportation Planning and Research (522.02)	\$51,003
FICA and Retirement (530.01)	5,005
Employee Insurance (530.02)	930
Worker's Compensation (530.80)	60
Total	<u>\$56,998</u>

These funds will be used for the operation of the Ride-Share program from October 6, 1982 through the continuation of fiscal year 1982-83.

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. Woodruff Jr.*  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of September, 1982, the reference having been made in Minute Book 79, and is recorded in full in Ordinance Book 31 at Page 374.

Pat Sharkey, City Clerk