

AN ORDINANCE DESIGNATING A PROPERTY KNOWN AS THE "STONE ENTRY GATES OF JOHNSON C. SMITH UNIVERSITY" AS HISTORIC PROPERTY, SAID PROPERTY BEING LOCATED ON THE CAMPUS OF JOHNSON C. SMITH UNIVERSITY AT 100 BEATTIES FORD ROAD, CHARLOTTE, NORTH CAROLINA, AND RECORDED ON TAX PARCEL NUMBER 078-201-06, IN THE MECKLENBURG COUNTY TAX OFFICE.

WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Chapter 160A, Article 19, Part 3B, as amended, of the General Statutes of North Carolina have been met; and

WHEREAS, the City Council of Charlotte, North Carolina, has taken into full consideration all statements and information presented at a joint public hearing held with the Charlotte-Mecklenburg Historic Properties Commission on the 17th day of June, 19 85, on the question of designating a property known as the "Stone Entry Gates of Johnson C. Smith University" as historic property; and

WHEREAS, the "Stone Entry Gates of Johnson C. Smith University" symbolize the revitalization of an important black institution of higher education through the generous gift of funds by Mrs. Johnson C. Smith in 1921-22; and

WHEREAS, the "Stone Entry Gates of Johnson C. Smith University", designed by New York architect A. G. Lamont, occupy a strategically important site, at the intersection of Beatties Ford Rd. and W. Fifth St., and are a unique element in the built environment of Charlotte-Mecklenburg; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has demonstrated that the property known as the "Stone Entry Gates of Johnson C. Smith University" possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the property known as the "Stone Entry Gates of Johnson C. Smith University" possesses integrity of design, setting, workmanship, materials, and/or association; and

WHEREAS, the property known as the "Stone Entry Gates of Johnson C. Smith University" is vested in fee simple to Johnson C. Smith University, Inc.

June 17, 1985  
Ordinance Book 34 - Page 17

Ordinance for the "Stone Entry Gates at Johnson C. Smith University"  
Page 2.

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

1. That the property known as the "Stone Entry Gates at Johnson C. Smith University" is hereby designated as historic property pursuant to Chapter 160A, Article 19, Part 3B, as amended, of the General Statutes of North Carolina. For purposes of description only, the location of said property is noted as being situated on the Campus of Johnson C. Smith University, 100 Beatties Ford Road, Charlotte, North Carolina, and recorded on Tax Parcel Number 078-201-06, in the Mecklenburg County Tax Office.

2. That said designated property may be materially altered, restored, moved, or demolished only following the issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Properties Commission. An application for a Certificate of Appropriateness authorizing the demolition of said property may not be denied. However, the effective date of such a Certificate may be delayed in accordance with Chapter 160A, Article 19, Part 3B, and amendments thereto, and hereinafter adopted.

3. That nothing in this ordinance shall be construed to prevent or delay the ordinary maintenance or repair of any architectural feature in or on said property that does not involve a change of design, material, or outer appearance thereof, nor to prevent or delay the making of emergency repairs, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition, or removal of any such feature when a building inspector or similar official certifies to the Commission that such action is required for the public safety because of an unsafe condition. Nothing herein shall be construed to prevent the property owner from making any use of this property not prohibited by other statutes, ordinances, or regulations.

4. That a suitable sign may be posted indicating that said property has been designated as historic property and containing any other appropriate

June 17, 1985  
Ordinance Book 34 - Page 18

Ordinance for the "Stone Entry Gates of Johnson C. Smith University"  
Page 3.

information. If the owner consents, the sign shall be placed on said property.

5. That the owners and occupants of the property known as the "Stone Entry Gates of Johnson C. Smith University" be given notice of this ordinance as required by applicable law and that copies of this ordinance be filed and indexed in the offices of the City Clerk, Building Inspection Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

6. That which is designated as historic property shall be subject to Chapter 160A, Article 19, Part 3B, and any amendments to it and any amendments hereinafter adopted.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, PAT SHARKEY, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 17th day of June, 1985, the reference having been made in Minute Book 84, and recorded in full in Ordinance Book 34, at Page(s) 16-18.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 18th day of June, 1985.

\_\_\_\_\_  
PAT SHARKEY, CITY CLERK

AN ORDINANCE DESIGNATING A PROPERTY KNOWN AS THE "MOORE-GOLDEN HOUSE" (THE EXTERIOR AND THE INTERIOR OF THE BUILDING AND THE LOT UPON WHICH THE BUILDING IS SITUATED) AS HISTORIC PROPERTY, SAID PROPERTY BEING LOCATED AT 1701 EAST EIGHTH STREET, CHARLOTTE, NORTH CAROLINA, AND RECORDED ON TAX PARCEL NUMBER 127-012-01 IN THE MECKLENBURG COUNTY TAX OFFICE.

WHEREAS, all the prerequisites to the adoption of this ordinance prescribed in Chapter 160A, Article 19, Part 3B, as amended, of the General Statutes of North Carolina have been met; and

WHEREAS, the City Council of Charlotte, North Carolina, has taken into full consideration all statements and information presented at a joint public hearing held with the Charlotte-Mecklenburg Historic Properties Commission on the 17th day of June, 1985, on the question of designating a property known as the "Moore-Golden House" as historic property; and

WHEREAS, the "Moore Golden House", erected in Elizabeth Heights in 1910, is a rare local example of the English Cottage style; and

WHEREAS, Norman A. Cocke, a high official of the Southern Power Company, eventually becoming president, resided in the "Moore-Golden House" from 1912 until 1915; and

WHEREAS, the "Moore-Golden House" was the home of Harry Golden, internationally-known author, journalist, and humorist, from 1973 until his death in 1981 and is the only home still standing in Charlotte in which Mr. Golden resided; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has demonstrated that the property known as the "Moore-Golden House" possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the property known as the "Moore-Golden House" possesses integrity of design, setting, workmanship, materials, and/or association; and

WHEREAS, the property known as the "Moore-Golden House" is vested in fee simple to Anita Stewart Brown.

June 17, 1985  
Ordinance Book 34 - Page 20

Ordinance on the "Moore-Golden House"  
Page 2.

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

1. That the property known as the "Moore-Golden House" (the exterior and the interior of the building and the lot upon which the building is situated) is hereby designated as historic property pursuant to Chapter 160A, Article 19, Part 3B, as amended, of the General Statutes of North Carolina. For purposes of description only, the location of said property is noted as being situated at 1701 East Eighth Street, Charlotte, North Carolina, and recorded on Tax Parcel Number 127-012-01, in the Mecklenburg County Tax Office.

2. That said designated property may be materially altered, restored, moved, or demolished only following the issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Properties Commission. An application for a Certificate of Appropriateness authorizing the demolition of said property may not be denied. However, the effective date of such a Certificate may be delayed in accordance with Chapter 160A, Article 19, Part 3B, and amendments thereto, and hereinafter adopted.

3. That nothing in this ordinance shall be construed to prevent or delay the ordinary maintenance or repair of any architectural feature in or on said property that does not involve a change of design, material, or outer appearance thereof, nor to prevent or delay the making of emergency repairs, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition or removal of any such feature when a building inspector or similar official certifies to the Commission that such action is required for the public safety because of an unsafe condition. Nothing herein shall be construed to prevent the property owner from making any use of this property not prohibited by other statutes, ordinances, or regulations.

June 17, 1985  
Ordinance Book 34 - Page 21

Ordinance on the "Moore-Golden House"  
Page 3.

4. That a suitable sign may be posted indicating that said property has been designated as historic property and containing any other appropriate information. If the owner consents, the sign shall be placed on said property.

5. That the owners and occupants of the property known as the "Moore-Golden House" be given notice of this ordinance as required by applicable law and that copies of this ordinance be filed and indexed in the offices of the City Clerk, Building Inspection Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

6. That which is designated as historic property shall be subject to Chapter 160A, Article 19, Part 3B, and any amendments to it and any amendments hereinafter adopted.

Approved as to form

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, PAT SHARKEY, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 17th day of June, 19 85, the reference having been made in Minute Book 84, and recorded in full in Ordinance Book 34, at Page(s) 19-21.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 18th day of June, 19 85.

\_\_\_\_\_  
PAT SHARKEY, CITY CLERK

June 17, 1985

Ordinance Book 34 - Page 22

ORDINANCE NO. 1739-X

AN ORDINANCE DESIGNATING A PROPERTY KNOWN AS THE "OLD CARNEGIE LIBRARY" (EXTERIOR AND INTERIOR OF THE BUILDING AND A PARCEL OF LAND UPON WHICH THE BUILDING SITS AND EXTENDING TWENTY FEET FROM THE PERIMETER OF THE BUILDING) AS HISTORIC PROPERTY, SAID PROPERTY BEING LOCATED ON THE CAMPUS OF JOHNSON C. SMITH UNIVERSITY AT 100 BEATTIES FORD ROAD, CHARLOTTE, NORTH CAROLINA, AND RECORDED ON TAX PARCEL NUMBER 078-201-06, IN THE MECKLENBURG COUNTY TAX OFFICE.

WHEREAS, all the prerequisites to the adoption of this ordinance prescribed in Chapter 160A, Article 19, Part 3B, as amended, of the General Statutes of North Carolina have been met; and

WHEREAS, the City Council of Charlotte, North Carolina, has taken into full consideration all statements and information presented at a joint public hearing held with the Charlotte-Mecklenburg Historic Properties Commission on the 17th day of June, 19 85, on the question of designating a property known as the "Old Carnegie Library" as historic property; and

WHEREAS, the "Old Carnegie Library" at Johnson C. Smith University, erected in 1911-12 and designed by the Charlotte architectural firm of Hunter and Gordon, is one of the older examples of the Neo Classical style that survives locally; and

WHEREAS, Hunter and Gordon were influential architects in Charlotte in the first quarter of the twentieth century; and

WHEREAS, the "Old Carnegie Library" served as the library of Johnson C. Smith University from 1912 until 1978 and continues to contribute to the success of this important black institution of higher learning; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has demonstrated that the property known as the "Old Carnegie Library" possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the property known as the "Old Carnegie Library" possesses integrity of design, setting, workmanship, materials, and/or association; and

June 17, 1985  
Ordinance Book 34 - Page 23

WHEREAS, the property known as the "Old Carnegie Library" is vested in fee simple to Johnson C. Smith University, Inc.

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

1. That the property known as the "Old Carnegie Library" (exterior and interior of the building and a parcel of land upon which the building sits and extending twenty feet from the perimeter of the building) is hereby designated as historic property pursuant to Chapter 160A, Article 19, Part 3B, as amended, of the General Statutes of North Carolina. For purposes of description only, the location of said property is noted as being situated on the Campus of Johnson C. Smith University, 100 Beatties Ford Road, Charlotte, North Carolina, and recorded on Tax Parcel Number 078-201-06, in the Mecklenburg County Tax Office.

2. That said designated property may be materially altered, restored, moved, or demolished only following the issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Properties Commission. An application for a Certificate of Appropriateness authorizing the demolition of said property may not be denied. However, the effective date of such a Certificate may be delayed in accordance with Chapter 160A, Article 19, Part 3B, and amendments thereto, and hereinafter adopted.

3. That nothing in this ordinance shall be construed to prevent or delay the ordinary maintenance or repair of any architectural feature in or on said property that does not involve a change of design, material, or outer appearance thereof, nor to prevent or delay the making of emergency repairs, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition, or removal of any such feature when a building inspector or similar official certifies to the Commission that such action is required for the public safety because of an unsafe condition. Nothing herein shall be construed to prevent the property owner from making any use of this property not prohibited by



June 17, 1985  
Ordinance Book 34 - Page 24

other statutes, ordinances, or regulations.

4. That a suitable sign may be posted indicating that said property has been designated as historic property and containing any other appropriate information. If the owner consents, the sign shall be placed on said property.

5. That the owners and occupants of the property known as the "Old Carnegie Library" be given notice of this ordinance as required by applicable law and that copies of this ordinance be filed and indexed in the offices of the City Clerk, Building Inspection Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

6. That which is designated as historic property shall be subject to Chapter 160A, Article 19, Part 3B, and any amendments to it and any amendments hereinafter adopted.

Approved as to form:

  
City Attorney

CERTIFICATION

I, PAT SHARKEY, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 17th day of June, 1985, the reference having been made in Minute Book 84, and recorded in full in Ordinance Book 34, at Page(s) 22-24.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 18th day of June, 1985.

\_\_\_\_\_  
PAT SHARKEY, CITY CLERK

June 17, 1985  
Ordinance Book 34 - Page 25

ORDINANCE NO. 1740-X

AN ORDINANCE DESIGNATING A PROPERTY KNOWN AS THE "WILLIAM TRELOAR HOUSE" (THE EXTERIOR OF THE BUILDING, EXCLUDING THE ONE STORY ADDITION ON THE RIGHT AND THE REAR APPENDAGE, AND THE LAND UPON WHICH THE BUILDING SITS, EXCLUDING THE LAND UPON WHICH THE ONE STORY ADDITION ON THE RIGHT AND THE REAR APPENDAGE SIT) AS HISTORIC PROPERTY, SAID PROPERTY BEING LOCATED AT 328 NORTH BREVARD STREET, CHARLOTTE, NORTH CAROLINA, AND RECORDED ON TAX PARCEL NUMBER 080-051-16 IN THE MECKLENBURG COUNTY TAX OFFICE.

WHEREAS, all the prerequisites to the adoption of this ordinance prescribed in Chapter 160A, Article 19, Part 3B, as amended, of the General Statutes of North Carolina have been met; and

WHEREAS, the City Council of Charlotte, North Carolina, has taken into full consideration all statements and information presented at a joint public hearing held with the Charlotte-Mecklenburg Historic Properties Commission on the 17th day of June, 1985, on the question of designating a property known as the "William Treloar House" as historic property; and

WHEREAS, the "William Treloar House" is a rare remnant of the Old First Ward neighborhood; and

WHEREAS, the "William Treloar House" is one of only two examples of "row house" architecture that survive in the central business district of Charlotte; and

WHEREAS, the original owner, William Treloar (1825-1894), a native of Cornwall, England, and, therefore, initially attracted to this region because of the gold mines, established himself as a leading businessman of this community; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has demonstrated that the property known as the "William Treloar House" possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the property known as the "William Treloar House" possesses integrity of design, setting, workmanship, materials, and/or association; and

June 17, 1985  
Ordinance Book 34 - Page 26

Ordinance on the "William Treloar House"  
Page 2.

WHEREAS, the property known as the "William Treloar House" is vested in fee simple to Dora M. Dellinger.

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

1. That the property known as the "William Treloar House" (the exterior of the building, excluding the one story addition on the right and the rear appendage, and the land upon which the building sits, excluding the land upon which the one story addition on the right and the rear appendage sit) is hereby designated as historic property pursuant to Chapter 160A, Article 19, Part 3B, as amended, of the General Statutes of North Carolina. For purposes of description only, the location of said property is noted as being situated at 328 North Brevard Street, Charlotte, North Carolina, and recorded on Tax Parcel Number 080-051-16, in the Mecklenburg County Tax Office.

2. That said designated property may be materially altered, restored, moved, or demolished only following the issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Properties Commission. An application for a Certificate of Appropriateness authorizing the demolition of said property may not be denied. However, the effective date of such a Certificate may be delayed in accordance with Chapter 160A, Article 19, Part 3B, and amendments thereto, and hereinafter adopted.

3. That nothing in this ordinance shall be construed to prevent or delay the ordinary maintenance or repair of any architectural feature in or on said property that does not involve a change of design, material, or outer appearance thereof, nor to prevent or delay the making of emergency repairs, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition or removal of any such feature when a building inspector or similar official certifies to the Commission that such action is required for the public safety because of an unsafe condition. Nothing herein shall be construed to prevent

June 17, 1985  
Ordinance Book 34 - Page 27

Ordinance on the "William Treloar House"  
Page 3.

the property owner from making any use of this property not prohibited by other statutes, ordinances, or regulations.

4. That a suitable sign may be posted indicating that said property has been designated as historic property and containing any other appropriate information. If the owner consents, the sign shall be placed on said property.

5. That the owners and occupants of the property known as the "William Treloar House" be given notice of this ordinance as required by applicable law and that copies of this ordinance be filed and indexed in the offices of the City Clerk, Building Inspection Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

6. That which is designated as historic property shall be subject to Chapter 160A, Article 19, Part 3B, and any amendments to it and any amendments hereinafter adopted.

Approve as to form

Henry W. Zanderhill Jr.  
City Attorney

CERTIFICATION

I, PAT SHARKEY, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 17th day of June, 1985, the reference having been made in Minute Book 84, and recorded in full in Ordinance Book 34, at Page(s) 25 - 27.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 18th day of June, 1985.

\_\_\_\_\_  
PAT SHARKEY, CITY CLERK

June 17, 1985  
Ordinance Book 34 - Page 28

Petition No. 85-31  
Evans Construction, Inc.

ORDINANCE NO. 1741-Z

AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of a 19.02 acre site on the southeast side of Providence Road between Cloister Drive and McMullen Creek from R-15 to R-15MF(CD); and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 3201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 3202.1 and 3202.2, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Section 1300 and a public hearing was held on May 20, 1985; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and each of the following which are required by Section 3202.3:

1. The policies and objectives of the comprehensive plan, particularly in relation to the proposed site and surrounding area.
2. The potential adverse impacts on the surrounding area, especially in regards but not limited to traffic, storm drainage, land values and compatibility of land use activities.

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

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from R-15 to R-15MF(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

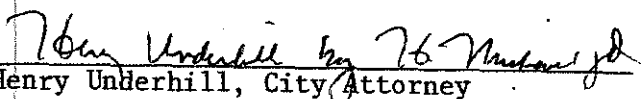
BEGINNING in the northwesterly corner and running thence from said beginning point southeasterly N.19-30E. 629.0 feet; thence southeasterly to a point N.28-10E. 178.29 feet; thence westerly to a point N.60-42-50E. 852.5 feet; thence southeasterly to a point N.26-39-10W. 476.4 feet; thence northeasterly to a point S.77-21-25W. 42.34 feet; thence easterly to a point S.71-43-58W. 72.76 feet; thence easterly to a point S.72-03-11W. 247.31 feet; thence easterly to a point S.64-44-01W. 508.59 feet; thence northeasterly to a point S.23-12-29W. 369.16 feet; thence northerly to a point S.7-14-53W. 362.96 feet; thence northeasterly S.58-25-55W. 79.31 feet; thence northwesterly running with Providence Road S.25-09-45E. 572.5 feet to the point and place of BEGINNING.

June 17, 1985  
Ordinance Book 34 - Page 29

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

  
Henry Underhill, 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 June, 1985, the reference having been made in Minute Book 84, and recorded in full in Ordinance Book 34, beginning on Page 28.

Pat Sharkey  
City Clerk

June 17, 1985  
Ordinance Book 34 - Page 30

Petition No. 85-33  
Richard Atkinson

ORDINANCE NO. 1742-Z

AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of a 52,352 square foot lot at 1501 Monroe Road from B-1(CD) to O-6(CD); and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 3201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 3202.1 and 3202.2, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Section 1300 and a public hearing was held on May 20, 1985; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and each of the following which are required by Section 3202.3:

1. The policies and objectives of the comprehensive plan, particularly in relation to the proposed site and surrounding area.
2. The potential adverse impacts on the surrounding area, especially in regards but not limited to traffic, storm drainage, land values and compatibility of land use activities.

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

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from B-1(CD) to O-6(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

BEGINNING at a point in the northwesterly corner of the property and running thence from said beginning point southwesterly N.30-16-06E. 425.0 feet; thence southeasterly to a point N.65-04-44W. 94.6 feet; thence northeasterly to a point S.29-52-14W. 256.2 feet; thence southeasterly to a point N.59-93-52W. 87.7 feet; thence northeasterly to a point S.30-16-08W. 160.0 feet; thence northwesterly to a point S.59-43-52E. 180 feet to the point and place of BEGINNING.

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

June 17, 1985  
Ordinance Book 34 - Page 31

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

*Henry Underhill by J. H. Williams, Jr.*  
Henry Underhill, 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 June, 1985, the reference having been made in Minute Book 84, and recorded in full in Ordinance Book 34, beginning on Page 30.

Pat Sharkey  
City Clerk



June 17, 1985  
Ordinance Book 34 - Page 32

Petition No. 85-37  
CMPC

ORDINANCE NO. 1743-2

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

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from B-2 and I-3 to U-MUD on the Official Zoning Map, City of Charlotte, N.C. the following described property:

See attached map

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

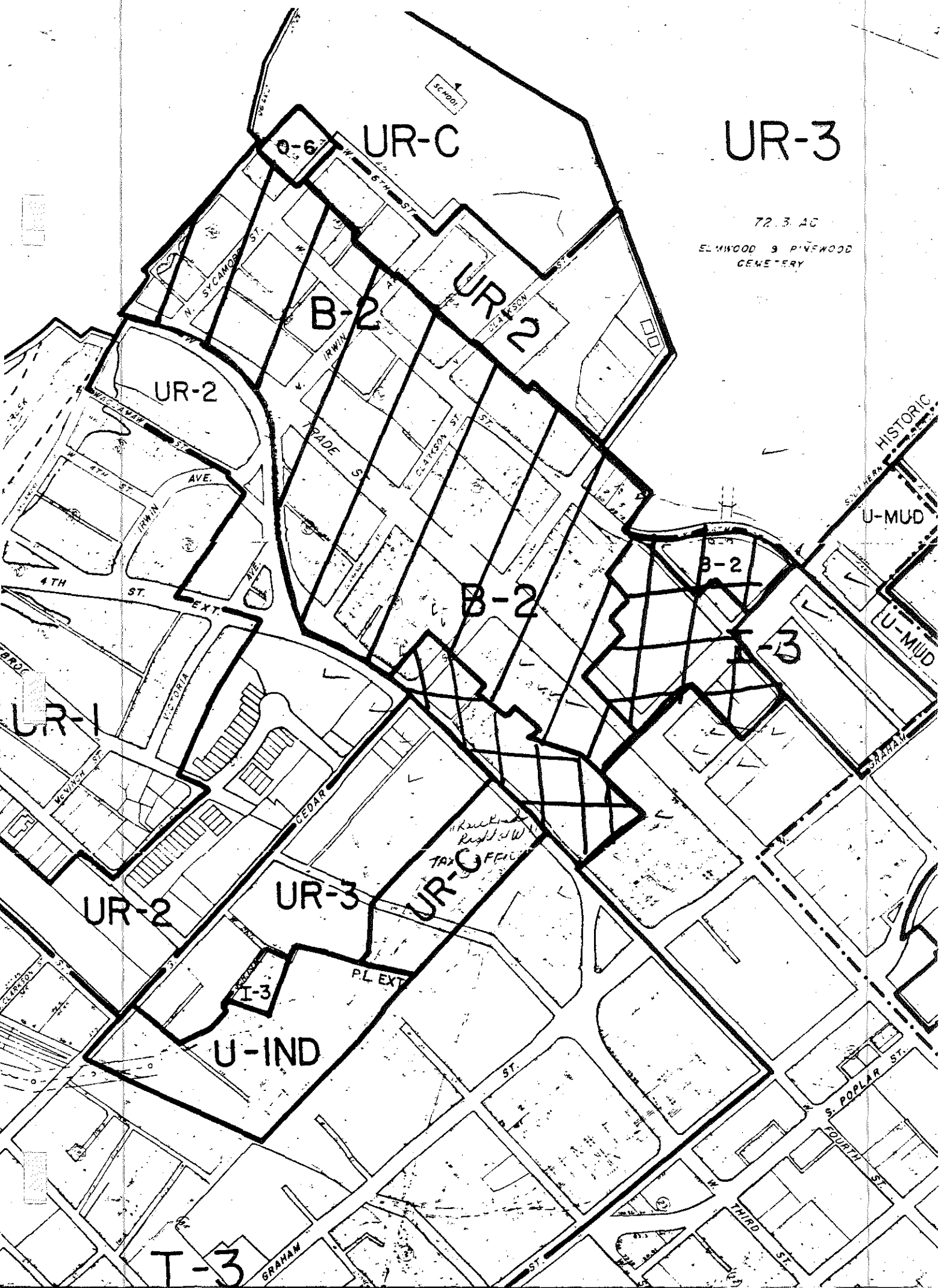
Section 3. That this ordinance shall become effective upon its adoption.

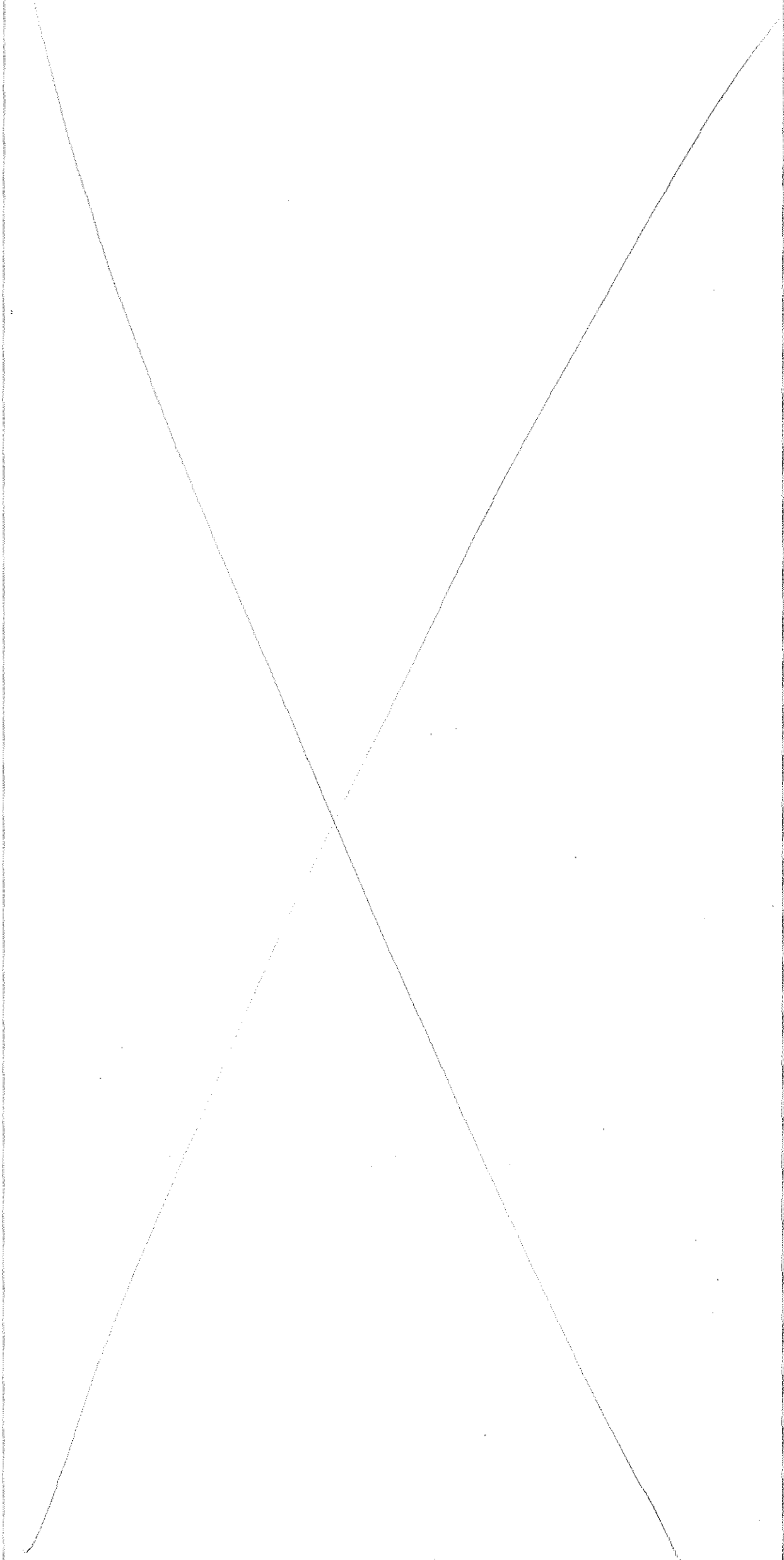
APPROVED AS TO FORM:

76 Murray 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 June, 1985, the reference having been made in Minute Book 84, and is recorded in full in Ordinance Book 34, at page 32.

Pat Sharkey  
City Clerk





ORDINANCE NO. 1744-Z

AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING ORDINANCE.

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of an 8.001 acre site south of the 7500 block of East Independence Boulevard between Village Lake Drive and McAlpine Creek from R-12MF to B-2(CD); and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 3201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 3202.1 and 3202.2, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Section 1300 and a public hearing was held on May 20, 1985; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and each of the following which are required by Section 3202.3:

1. The policies and objectives of the comprehensive plan, particularly in relation to the proposed site and surrounding area.
2. The potential adverse impacts on the surrounding area, especially in regards but not limited to traffic, storm drainage, land values and compatibility of land use activities.

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

Section 1. That Section 1005 of the City of Charlotte Zoning Ordinance is hereby amended by changing from R-12MF to B-2(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

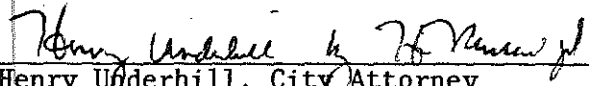
BEGINNING at a concrete monument located in the northernly boundary of the property titled to Mecklenburg County in Deed Book 3805, Page 244 of the Mecklenburg County Registry; thence with said property line S.53-36-30W. 898.24 feet to a concrete monument; thence with a new line N.8-22-20W. 759.22 feet to a concrete monument; thence S.73-36-11E. 70.0 feet to an iron; thence N.85-42-23E. 379.15 feet to a concrete monument; thence S.59-42-52E. 449.78 feet to the point of BEGINNING, containing 8.001 acres.

June 17, 1985  
Ordinance Book 34 - Page 34

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

Section 3. That this ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

  
Henry Underhill, 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 June, 1985, the reference having been made in Minute Book 84, and recorded in full in Ordinance Book 34, beginning on Page 33.

Pat Sharkey  
City Clerk