

DATE 10/24/88

CITY CD

Petition No. 88-34
Strawberry Hill
Associates

ORDINANCE NO. 2531-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 6.2 acres located off the northeasterly corner of Providence Road and Old Sardis Road changing from R-15MF to B-1(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 16, 1988; 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-15MF to B-1(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

LEGAL DESCRIPTION

BEGINNING at a point, said point being the northwesterly corner of tax parcel 185-121-18 as recorded in Deed Book 3530, at Page 274, running thence in a northerly direction with the arc of a circular curve to the left, having a radius of 2915.85 feet, an arc distance of 64.00 feet (N.35-00-07W. 64.00 feet), thence N.61-58-00E. 147.29 feet, thence N.19-27-02W. 60.73 feet, thence N.64-38-57E. 191.14 feet, thence N.25-21-03W. 11.00 feet, thence N.64-38-57E. 234.00 feet, thence in a southerly direction with the arc of a circular curve to the right, having a radius of 53.00 feet, an arc distance of 83.25 feet (S.70-21-02E. 74.95 feet), thence N.64-38-57E. 160.31 feet, thence in a southerly direction with the arc of a circular curve to the right, having a radius of 142.66 feet, an arc distance of 96.18 feet (N.83-57-51E. 94.37 feet), thence S.76-43-14 76.45 feet, thence N.50-19-00E. 79.23 feet, thence S.39-41-00E. 195.00 feet, thence S.53-55-00W. 37.59 feet, thence S.36-05-00E. 9.92 feet, thence in an easterly distance with the arc of a circular curve to the right, having a radius of 1497.67 feet, an arc distance of 366.38 feet (S.60-55-29W. 365.47 feet), thence S.57-56-00W. 505.15 feet, thence N.33-07-37W. 165.56 feet, thence S.57-55-51W. 128.62 feet, thence to the point of BEGINNING.

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 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 24th day of October, 19 88, the reference having been made in Minute Book 91, and is recorded in full in Ordinance Book 37, at page 253-254.

Pat Sharkey
City Clerk

October 24, 1988
Ordinance Book 37 - Page 255

ORDINANCE NO. 2532-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, APPROPRIATING FUNDS FOR PUBLIC NOTIFICATION PROCESS FOR PROPOSED ANNEXATION AREAS.

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

Section 1. That the sum of \$26,945 is hereby estimated to be available from the unappropriated unrestricted General Fund fund balance.

Section 2. That the sum of \$26,945 is hereby appropriated to the General Fund account 2010;399.00 - Reserve for Future Annexations for public notification of proposed annexation in five annexation areas.

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 24th day of October, 1988, the reference having been made in Minute Book 91, and is recorded in full in Ordinance Book 37, at page(s) 255.

Pat Sharkey
City Clerk

October 24, 1988
Ordinance Book 37 - Page 256

ORDINANCE NO. 2533-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, APPROPRIATING FUNDS TO ACCELERATE THE AIRPORT'S NOISE COMPATIBILITY PROGRAM FOR LAND ACQUISITION.

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

Section 1. That the sum of \$7,400,000 is hereby estimated to be available from the following sources:

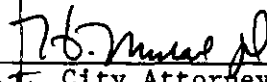
<u>Source</u>	<u>Amount</u>
Airport Fund 7401 Unrestricted Pre-DBO Balance	\$5,007,322.94
Airport Fund 2073 Bond Fund 41890	1,988,999.27
Airport Fund 2073 Bond Fund 41760	<u>403,677.79</u>
Total	\$7,400,000.00

Section 2. That the sum of \$7,400,000 is hereby appropriated to Airport Capital Improvement Program Fund 2073;562.28 - "Part 150 Program".

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:



Deputy City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of October, 1988, the reference having been made in Minute Book 91, and is recorded in full in Ordinance Book 37, at page(s) 256.

Pat Sharkey
City Clerk

October 24, 1988
Ordinance Book 37 - Page 257

ORDINANCE NO. 2534-X

AN ORDINANCE TO AMEND ORDINANCE NO 2428-X, THE 1988-89 BUDGET ORDINANCE, PROVIDING A SUPPLEMENTAL APPROPRIATION AND AMENDING THE ORGANIZATIONAL TABLE OF THE ENGINEERING DEPARTMENT TO CONTINUE THE LOCAL EROSION CONTROL PROGRAM.

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

Section 1. That the sum of \$48,268 is hereby estimated from the following sources:

<u>Source</u>	<u>Amount</u>
General Fund Contingency	\$24,134
Grading Permit Fees	<u>24,134</u>
Total	\$48,268

Section 2. That the sum of \$48,268 is hereby appropriated to the General Fund Engineering Department Operating Budget (0101; 512.00.011).

Section 3. That the table of organization of the Engineering Department is hereby amended to add the following positions:

<u>Class Number</u>	<u>Class Title</u>	<u>Salary Range</u>	<u>Number of Positions</u>
2375	Construction Inspector	116	1
2393	Engineering Assistant	318	1
2310	Civil Engineer I	321	1

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. 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 24th day of October, 1988, the reference having been made in Minute Book 91, and is recorded in full in Ordinance Book 37, at page(s) 257.

Pat Sharkey
City Clerk

October 24, 1988
Ordinance Book 37 - Page 258

ORDINANCE NO. 2535-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, ESTIMATING FEDERAL AND STATE GRANT FUNDING AND PROVIDING APPROPRIATIONS FOR PURCHASE OF TRANSIT CAPITAL EQUIPMENT.

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

Section 1. That the sum of \$2,050,000 is hereby estimated to be available from the following sources of revenue:

<u>Source</u>	<u>Amount</u>
Urban Mass Transportation Administration	\$1,640,000
N.C. Department of Transportation	205,000
1981 Transit Facility Bonds	<u>205,000</u>
Total	\$2,050,000

Section 2. That the sum of \$2,050,000 is hereby appropriated to the Public Transportation Capital Improvement Fund (2078) according to the following schedule:

<u>Center No./Title</u>	<u>Amount</u>
858.01 - Replacement of Two Service Vehicles	\$ 24,000
858.02 - Purchase of Forklift	18,000
858.03 - Purchase of Lube and Fuel Balancing System	4,000
858.04 - Purchase of Passenger Amenities	54,000
858.05 - Purchase of Ten Replacement Buses	1,800,000
858.06 - Purchase of Spare Components, Radios and Fareboxes	150,000
Total	\$2,050,000

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 24th day of October, 1988, the reference having been made in Minute Book 91, and is recorded in full in Ordinance Book 37, at page(s) 258.

Pat Sharkey
City Clerk

October 24, 1988
Ordinance Book 37 - Page 259

ORDINANCE NO. 2536-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, PROVIDING A SUPPLEMENTAL APPROPRIATION AND AMENDING THE ORGANIZATIONAL TABLE OF THE COMMUNITY IMPROVEMENT DIVISION TO ENHANCE THE ENFORCEMENT OF THE JUNKED CARS ORDINANCE.

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

Section 1. That the sum of \$7,500 is hereby transferred from the General Fund Contingency (0101; 530.00) to the General Fund Community Improvement Division (0101; 519.00.014).

Section 2. That the organizational table of the Operations Department - Community Improvement Division is hereby amended to add a permanent, part-time (20 hours per week) Office Assistant IV.

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 24th day of October, 1988, the reference having been made in Minute Book 91, and is recorded in full in Ordinance Book 37, at page(s) 259.

Pat Sharkey
City Clerk

October 24, 1988
Ordinance Book 37 - Page 260

ORDINANCE NO. 2537-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE,
APPROPRIATING FUNDS FOR THE CONSTRUCTION OF LONG CREEK OUTFALL - PHASE V.

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

Section 1. That the sum of \$200,000 is hereby estimated to be available from the unappropriated Water and Sewer Fund balance.

Section 2. That the sum of \$200,000 is hereby appropriated to the Water and Sewer Capital Improvement Fund account 2071;632.30 - Long Creek Outfall - Phase V.

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 24th day of October, 1988, the reference having been made in Minute Book 91, and is recorded in full in Ordinance Book 37, at page(s) 260.

Pat Sharkey
City Clerk

October 24, 1988
Ordinance Book 37 - Page 261

ORDINANCE NO. 2538-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, ADVANCING FUNDS FOR THE DESIGN OF A STORAGE TANK ON N.C. 51 AT SARDIS ROAD.

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

Section 1. That the sum of \$260,000 is hereby estimated to be available from 1988 Water Bonds.

Section 2. That the sum of \$260,000 is hereby appropriated to the Water and Sewer Capital Improvement Fund account 2071;636.64 - Storage Tank on N.C. 51 at Sardis Road.

Section 3. That the Finance Director or his designee is hereby authorized to advance the sum of \$260,000 from the unappropriated Water and Sewer fund balance to the Water and Sewer Capital Improvement Fund account 2071;636.64 until 1988 Water Bonds are approved and issued. Upon approval/issuance of these bonds, funds will be returned to the Water and Sewer Fund balance. If the bonds are not approved, then the advance from the unappropriated Water and Sewer fund balance will become the authorized source of funding.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. 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 24th day of October, 1988, the reference having been made in Minute Book 91, and is recorded in full in Ordinance Book 37, at page(s) 261.

Pat Sharkey
City Clerk