

ORDINANCE NO. 2601

AMENDING CHAPTER 10

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. Section 10-17(c) is hereby amended by deleting the words and figures "Ten Dollars (\$10)" and inserting the words and figures "Twenty-five Dollars (\$25)."

Section 2. Section 10-23(1) is hereby amended by deleting the present language in its entirety and inserting in lieu thereof the following: "(1) A violation of § 10-17, §§ 10-30 through § 10-44; §§ 10-61 through 10-63; §§ 10-70 through 10-73; §§ 10-80 through 10-85; § 10-90; § 10-91 and § 10-30 shall subject the violator to a civil penalty in the amount specified therein. Violators shall be issued a written citation."

Section 3. Section 10-24(a) is hereby amended by deleting the last sentence in its entirety and inserting in lieu thereof the following: "Failure of person(s) to comply with a notice of leaves, weeds, grass or other growth violations within seven days will be deemed to be in violation of this article. Failure of person(s) to comply with notice of a refuse violation within three days will be deemed to be in violation of this article."

Section 4. Section 10-30(b) is hereby amended by deleting the words and figure "ten dollars (\$10)" and inserting the words and figure "twenty-five dollars (\$25)" and by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 5. Section 10-31(b) is hereby amended by deleting the subsection in its entirety and the following is inserted in lieu thereof: "Any person who places refuse at curbside prior to the day preceding the scheduled collection date or who fails to remove refuse and/or containers from curbside by midnight on the day of collection shall be issued a citation in the amount of twenty-five dollars \$25 for the first offense; fifty dollars \$50 for the second offense at the same location; and seventy-five dollars \$75 for each subsequent offense at the same location. Any person who fails to properly prepare or containerize refuse or backyard or curbside collection shall be issued a citation in the amount of fifty dollars \$50."

Section 6. Section 10-32(c) is hereby amended by deleting the words and figure "ten dollars (\$10)" and inserting the words and figure "twenty-five dollars (\$25)" and by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 7. Section 10-33(c) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 8. Section 10-34(b) is hereby amended by deleting the words and figure "ten dollars (\$10)" and inserting the words and figure "twenty-five dollars (\$25)" and by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 9. Section 10-35(c) is hereby amended by deleting the words and figure "ten dollars (\$10)" and inserting the words and figure "twenty-five dollars (\$25)" and by deleting the words and figure "twenty-five dollars (\$25)" and by inserting the words and figure "fifty dollars (\$50)."

Section 10. Section 10-36(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 11. Section 10-37(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 12. Section 10-38(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 13. Section 10-39(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 14. Section 10-40(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 15. Section 10-41(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 16. Section 10-42(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 17. Section 10-43(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 18. Section 10-44(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 19. Section 10-70(b) is deleted in its entirety and the following is inserted in lieu thereof: "Any person in violation of this section shall be issued a citation in the amount of fifty dollars (\$50) for the first offense; seventy-five dollars (\$75) for the second offense at the same location; and one hundred dollars (\$100) for each subsequent offense at the same location."

Section 20. Section 10-71(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 21. Section 10-72(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 22. Section 10-73(b) is hereby amended by deleting the words and figure "fifty dollars (\$50)" and inserting the words and figure "five hundred dollars (\$500)."

Section 23. Section 10-80(b) is hereby amended by deleting the subsection in its entirety and inserting in lieu thereof the following: "A citation in the amount of fifty dollars (\$50) will be issued to any person in violation of this section for the first offense; in the amount of seventy-five dollars (\$75) for the second offense at the same location; and one hundred dollars (\$100) for each subsequent violation at the same location."

Section 24. Section 10-81(b) is hereby amended by deleting the subsection in its entirety and inserting in lieu thereof the following: "A citation in the amount of fifty dollars (\$50) will be issued to any person in violation of this section for the first offense; in the amount of seventy-five dollars (\$75) for the second offense at the same location; and one hundred dollars (\$100) for each subsequent offense at the same location."

Section 25. Section 10-82(b) is hereby amended by deleting the words and figure "fifty dollars (\$50)" and inserting the words and figure "one hundred dollars (\$100)."

Section 26. Section 10-83(b) is hereby amended by deleting the words and figure "fifty dollars (\$50)" and inserting the words and figure "one hundred dollars (\$100)."

Section 27. Section 10-84(b) is hereby amended by deleting the subsection in its entirety and inserting in lieu thereof the following: "A citation in the amount of fifty dollars (\$50) will be issued to any person in violation of this section for the first offense; in the amount of seventy-five dollars (\$75) for the second offense for the same location; and in the amount of one hundred dollars (\$100) for each subsequent offense at the same location."

Section 28. Section 10-85(b) is hereby amended by deleting the subsection in its entirety and inserting in lieu thereof the following: "A citation in the amount of fifty dollars (\$50) will be issued to any person in violation of this section for the first offense; in the amount of seventy-five dollars (\$75) for the second offense for the same location; and in the amount of one hundred dollars (\$100) for each subsequent offense at the same location."

Section 29. Section 10-90(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 30. Section 10-91(b) is hereby amended by deleting the words and figure "twenty-five dollars (\$25)" and inserting the words and figure "fifty dollars (\$50)."

Section 31. This ordinance shall become effective March 27, 1989.

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 March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37, at page(s) 430-433.

Pat Sharkey  
City Clerk

ORDINANCE NO. 2602

AMENDING CHAPTER 10

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

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

Section 1. Chapter 10 of the City Code of the City of  
Charlotte shall be amended as follows:

1. Amend § 10-24, "Notice of violation", in subsection (e),  
by deleting the entire subsection (e) and substituting in lieu  
thereof the following:

"(e) If a violator fails to respond to the citation and  
delinquency notice, then the Division shall have the  
authority to file a civil complaint for the unpaid  
citation and the unpaid delinquency charge to be  
recovered by the City in a civil action in the nature  
of debt or, alternatively, to have a criminal summons  
issued against the offender."

Sec. 2. 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 March, 1989, the reference  
having been made in Minute Book 92, and is recorded in full in Ordinance Book  
37, at page(s) 434.

Pat Sharkey  
City Clerk

ORDINANCE NO. 2603

AMENDING CHAPTER 10

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

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

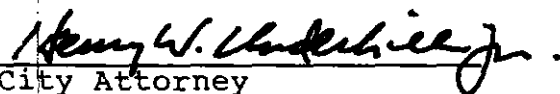
Section 1. Chapter 10, § 138, "Abandonment prohibited", of the City Code shall be deleted in its entirety and a new caption and a new subsection are substituted in lieu thereof to read as follows:

"Sec. 10-138. Abandoned vehicle.

It shall be unlawful for any person to leave a vehicle: (1) on any public street or highway longer than seven (7) days; or (2) on property owned or operated by the City for longer than twenty-four (24) hours; or (3) on private property without the consent of the owner, occupant, or lessee thereof for longer than two (2) hours."

Sec. 2. This ordinance shall become effective upon 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 March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37, at page(s) 435.

Pat Sharkey  
City Clerk

ORDINANCE NO. 2604

AMENDING CHAPTER 10

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

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

Section 1: Chapter 10 of the City Code of the City of  
Charlotte, North Carolina, shall be amended as follows:

1. Amend § 10-146, "Regulation of junked motor vehicles",  
(e), "Permitted concealment or enclosures of junked motor  
vehicle", specifically the first paragraph thereof, "(1)  
One junked motor vehicle", by deleting the words, "from public  
view from a public street and from abutting premises", and  
substituting in lieu thereof a new first paragraph for  
§ 10-146(e)(1) to read as follows:

"One junked motor vehicle. One junked motor  
vehicle, in its entirety, can be located in the rear  
yard, as defined by the City's Zoning Ordinance, if  
the junked motor vehicle is entirely concealed by an  
acceptable canvas covering."

Sec. 2. This ordinance shall become effective upon  
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 March,  
1989, the reference having been made in Minute Book 92, and is recorded  
in full in Ordinance Book 37, at page(s) 436.

Pat Sharkey  
City Clerk

ORDINANCE NO. 2605-X

**AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR DISCOVERY PLACE EXPANSION - PHASE II.**

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

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

<u>Source</u>	<u>Amount</u>
1988 Cultural Facility Bonds	\$1,000,000
Discovery Place Contribution	<u>1,000,000</u>
Total	\$2,000,000

Section 2. That the sum of \$2,000,000 is hereby appropriated to General Capital Improvement Fund 2010; 384.00 - Discovery Place Expansion - Phase II.

Section 3. That the Finance Director or his designee is hereby authorized to advance the sum of \$1,000,000 from the unappropriated balance of the Municipal Debt Service Fund to the Discovery Place Expansion - Phase II project (2010; 384.00) until such time that the 1988 Cultural Facility Bonds are issued.

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:

*Henry W. Underhill Jr.*

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37, at page(s) 437.

Pat Sharkey  
City Clerk



ORDINANCE NO. 2606-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, TO APPROPRIATE \$87,749.39 FROM PUBLIC TRANSPORTATION FUND BALANCE FOR THE INDEPENDENCE SHUTTLE CONTRACT.

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

Section 1. That the sum of \$87,749.39 is hereby estimated to be available from unappropriated Public Transportation Fund balance;

Section 2. That the sum of \$87,749.39 is hereby appropriated to the Public Transportation Operating Fund account 7801.812.00.199 - Independence Shuttle Contract.

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 March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37, at page(s) 438.

Pat Sharkey  
City Clerk

ORDINANCE NO. 2607-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, PROVIDING A SUPPLEMENTAL APPROPRIATION FOR THE EXPANSION OF THE CHARLOTTE-MECKLENBURG UTILITY DEPARTMENT ADMINISTRATION BUILDING.

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

Section 1. That the sum of \$925,000 is hereby estimated to be available from the unappropriated Water and Sewer Fund fund balance.

Section 2. That the sum of \$925,000 is hereby appropriated to the Water and Sewer Capital Improvement Fund account 2071;635.72 - CMUD Administration Building Expansion.

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 March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37, at page(s) 439.

Pat Sharkey  
City Clerk

ORDINANCE NO. 2608-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, PROVIDING A SUPPLEMENTAL APPROPRIATION FOR MINOR WATER SYSTEMS IMPROVEMENTS.

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

Section 1. That the sum of \$250,000 is hereby estimated to be available in the following Water and Sewer Capital Improvement Fund

## Accounts:

2072;635.32 - Relining Water Mains	\$200,000
2071;635.31 - Raw Water Feed Improvement	50,000

and is hereby transferred to the Water and Sewer Capital Improvement Account 2071;635.09 - Minor Water Systems Improvements.

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 March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37, at page(s) 440.

Pat Sharkey  
City Clerk

ORDINANCE NO. 2609-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET  
ORDINANCE, PROVIDING A SUPPLEMENTAL APPROPRIATION FOR PHASE I  
MODIFICATIONS TO THE MINT MUSEUM HVAC SYSTEM.

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

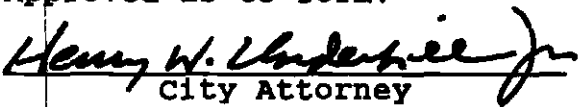
Section 1. That the sum of \$130,000 is hereby  
estimated to be available from the Mint Museum Board of  
Directors.

Section 2. That the sum of \$130,000 is hereby  
appropriated to General Capital Improvement Fund 2010; 495.00 -  
Mint Museum HVAC Modifications.

Section 3. All ordinance 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 March, 1989,  
the reference having been made in Minute Book 92, and is recorded in full  
in Ordinance Book 37, at page(s) 441.

Pat Sharkey  
City Clerk

ORDINANCE NO. 2610-X**AN ORDINANCE TO AMEND ORDINANCE NO. 2428-X, THE 1988-89 BUDGET ORDINANCE, PROVIDING SUPPLEMENTAL APPROPRIATION FOR THE RENOVATION OF SPIRIT SQUARE.**

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

Section 1. That the sum of \$100,000 is hereby estimated to be available from the following sources:

<u>Source</u>	<u>Amount</u>
Spirit Square Contributions - Interest Income	\$ 50,000
Spirit Square Contributions - Private Donations	50,000
Total	<u>\$100,000</u>

Section 2. That the sum of \$100,000 is hereby appropriated to General Capital Improvement Fund 2010; 370.00 - Spirit Square Completion.

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:

Harry 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 March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37, at page(s) 442.

Pat Sharkey  
City Clerk

ORDINANCE 2611

AMENDING CHAPTER 14

AN ORDINANCE AMENDING CHAPTER 14, ENTITLED "MOTOR VEHICLES", 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 14, Section 131, Subsection (c) shall be amended by repealing and deleting only those city speed limit ordinances in Schedule X, which Schedule X is incorporated by reference in Section 14-131(c) as listed below, that pertain to the specific city speed limits on the following state highway system streets:

1. Little Rock Road (SR 1641) between Wilkinson Boulevard (US 29/74) and a point 500 feet south of Manderly Drive.
2. Woodlawn Road (US 521) between Tryon Street (NC 49) and South Boulevard (US 521)

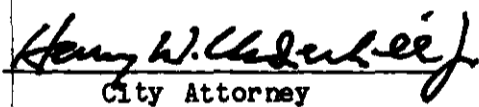
Section 2. Chapter 14, Section 131, Subsection (c) shall be amended by repealing and deleting only those city speed limit ordinances in Schedule X, which Schedule X is incorporated by reference in Section 14-131(c) as listed below, that pertain to the specific city speed limits on the following City system streets:

1. Tyvola Road between South Boulevard and I-77.

Section 3. Section 1 and Section 2 of this ordinance shall become effective upon adoption by the City Council and after existing signs are removed. Further Section 2 of this ordinance shall not become effective until the North Carolina Board of Transportation has passed concurring ordinances as required by N.C.G.S. Section 20-141(f) for those speed limits on streets that are part of the state highway system.

Section 4. This ordinance shall become effective upon 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 March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37 at page(s) 443.

Pat Sharkey, City Clerk

ORDINANCE 2612AN ORDINANCE AMENDING CHAPTER 14, SECTION 131 OF THE CHARLOTTE CITY CODE

WHEREAS, on May 14, 1984, the Charlotte City Council approved a policy to provide for a 25 miles per hour speed limit on non-thoroughfare residential streets; and

WHEREAS, the residents of certain streets have submitted a petition signed by at least 75 percent of the residents of the streets affected; and

WHEREAS, it has been determined, upon the basis of an engineering and traffic investigation, that a lowered speed limit on certain streets of the City of Charlotte is not inappropriate; and

WHEREAS, G. S. 20-141 (speed restrictions) requires adoption of a speed limit ordinance to amend Chapter 14, Section 131(c) of the Charlotte City Code,

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

SECTION 1: That Schedule X referred to in Chapter 14-131(c) of the Charlotte City Code be amended by declaring speed limits on the following City System streets as described below:

<u>STREET AND DESCRIPTION</u>	<u>SPEED LIMIT</u>
1. Barwick Road between Sharon Amity and end-of-street	25
2. Belcross Drive between Medford Drive and Langhorne Avenue	25
3. Burlwood Road between Medearis Drive and Regency Drive	25
4. Chelsea Drive between Brandywine Avenue and Ridgewood Drive	25
5. Cheswick Road between Barwick Circle and Colwick Road	25
6. Heathermoor Court between Heather Lane and end-of-street	25

- |  |    |
|--|----|
| 7. Langhorne Avenue between Medford Drive<br>and Sheridan Drive  | 25 |
| 8. Medford Drive between Eastway Drive<br>and Central Avenue     | 25 |
| 9. Nassau Boulevard between Hamorton Place<br>and Thurmond Place | 25 |
| 10. Sheridan Drive between Central Avenue<br>and end-of-street   | 25 |
| 11. Thomas Avenue between Central Avenue<br>and Belvedere Avenue | 25 |

SECTION 2: Section 1 shall become effective upon adoption and after signs are erected giving notice of the speed limits, as required by N.C.G.S. Section 20-141.

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 March, 1989, the reference having been made in Minute Book 92, and is recorded in full in Ordinance Book 37, at page(s) 444-445.

Pat Sharkey  
City Clerk