

ORDINANCE NO. 2969-X

**AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET
ORDINANCE, PROVIDING AN APPROPRIATION FOR A RESIDENTIAL
LANDLORD TENANT MEDIATION PROCESS.**

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

Section 1. That the sum of \$55,792 is hereby
available in the General Fund Contingency.

Section 2. That the sum of \$55,792 is hereby
appropriated to the General Fund - Community Relations
Department.

Section 3. That the project is anticipated to
extend beyond FY91 and shall remain in effect for the duration
of the project.

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conflict herewith are hereby repealed.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 23rd day of July, 1990, the reference having
been made in Minute Book 96, and is recorded in full in Ordinance Book 39, at page(s) 134.

Pat Sharkey,
City Clerk

ORDINANCE NO. 2970

AMENDING CHAPTER 15

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING
CHAPTER 15, ARTICLE I OF THE CITY CODE.

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

Section 1. Chapter 15, Article I of the Charlotte City Code is hereby amended by adding a new Section 15-31 to read as follows:

Section 15-31. "Loitering for the purpose of engaging in drug related activity."

- (a) For purposes of this section, "public place" means: any public street, public highway, public sidewalk, public vehicular area (as defined in N.C.G.S. 20-4.01), public park and/or plaza, other publicly owned or leased property, public transportation facility, school and school grounds or property, common areas of apartment and condominium communities, common areas of public housing projects, any place of business or amusement which is open to the public, any private property which adjoins any of the above described areas and to which the public has ready access, any other property which is open to the public, whether publicly or privately owned, and any motor vehicle in or on the above described areas.
- (b) For purposes of this section, a "known unlawful drug user, possessor, or seller" is a person who has been convicted in any court within this State of any crime involving the use, possession or sale of any substance referred to in the North Carolina Controlled Substances Act, Chapter 90, Article 5, of the North Carolina General Statutes, or has been convicted of any violation of any substantially similar law of any other State or of the United States.
- (c) For the purposes of this ordinance, "repeatedly" means three or more times.
- (d) It shall be unlawful for a person to remain or wander about in a public place for the purpose of engaging in a violation of any provision of the North Carolina Controlled Substances Act (North Carolina General Statutes 90, Article 5.)

The following conduct or factors can be considered in determining whether a person is remaining or wandering in a public place for the purpose of violating any provision of N.C.G.S. 90, Article 5:

- (1) Repeatedly beckoning to, stopping, or attempting to stop passers-by, or attempting to engage passers-by in conversation; or
 - (2) Repeatedly stopping or attempting to stop motor vehicles; or
 - (3) Repeatedly interfering with the free passage of other persons; or
 - (4) Being a known unlawful user, possessor, or seller; or
 - (5) Repeatedly passing to or receiving from passers-by, whether on foot or in a vehicle, money or objects; or
 - (6) Attempting to flee or evade a police officer; or
 - (7) Being at a location frequented by persons who use, possess, or sell controlled substances; or
 - (8) Occupying a vehicle which is registered to a known unlawful drug user, possessor, or seller or which has been recently involved in illegal drug related activity; or
 - (9) Stopping, conversing with the occupant(s) of, handing money or any object to the occupant(s) of, or receiving money or any object from the occupant(s) of a vehicle which is registered to a known unlawful drug user, possessor, or seller or which has been recently involved in illegal drug related activity.
- (e) No arrest or charge is permitted hereunder unless the circumstances establish probable cause to believe that the person intended to violate one or more of the provisions of N.C.G.S. 90, Article 5. A violation of any provision of this ordinance shall subject the offender to the penalties set forth in Section 1-7 of the City Code.
- (f) If any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.

Section 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 23rd day of July, 1990, the reference having been made in Minute Book 96, and is recorded in full in Ordinance Book 39, at page(s) 135-136.

Pat Sharkey,
City Clerk

ORDINANCE NO. 2971-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET ORDINANCE, AMENDING THE TABLE OF ORGANIZATION OF THE ENGINEERING DEPARTMENT ADDING TWO POSITIONS FOR STORMWATER MANAGEMENT ACTIVITIES.

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

Section 1. That the table of organization of the Engineering Department is hereby amended to reflect the addition of the following positions:

<u>Class Code</u>	<u>Classification Title</u>	<u>Pay Range</u>
2311	Civil Engineer II	324
2312	Civil Engineer III	326

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 23rd day of July, 1990, the reference having been made in Minute Book 96, and is recorded in full in Ordinance Book 39, at page(s) 137.

Pat Sharkey,
City Clerk

ORDINANCE NO. 2972-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR SUB-GRADE TESTING AND LANDSCAPING ANALYSIS OF THE SQUARE.

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

Section 1. That the sum of \$15,000 is hereby available in the General Fund Contingency.

Section 2. That the sum of \$15,000 is hereby appropriated to the General Fund - Engineering Department (0101; \$12.00.199).

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. 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 23rd day of July, 1990, the reference having been made in Minute Book 96, and is recorded in full in Ordinance Book 39, at page(s) 138.

Pat Sharkey,
City Clerk

ORDINANCE NO. 2973-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET ORDINANCE, ESTIMATING FEDERAL GRANT FUNDING AND PROVIDING A SUPPLEMENTAL APPROPRIATION TO THE EMPLOYMENT AND TRAINING FUND FOR THE OPERATION OF AN OCCUPATIONAL TRAINING PROGRAM FOR 30 MECKLENBURG COUNTY VETERANS.

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

Section 1. That the sum of \$89,500 is hereby estimated to be available from the U.S. Department of Labor through the the North Carolina Division of Employment and Training, JTPA Title IV-C.

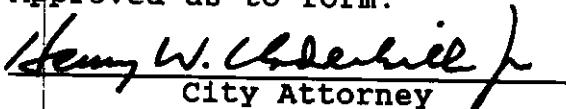
Section 2. That the sum of \$89,500 is hereby appropriated to the Employment and Training Fund 6345; 767.21.102 - Title IV-C.

Section 3. That the project is anticipated to extend beyond FY91; therefore this authorization shall remain in effect for the duration of the project.

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 23rd day of July, 1990, the reference having been made in Minute Book 96, and is recorded in full in Ordinance Book 39, at page(s) 139.

Pat Sharkey,
City Clerk

ORDINANCE NO. 2974-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET ORDINANCE, ESTIMATING GRANT REVENUES AND PROVIDING AN APPROPRIATION FOR EMERGENCY PLANNING ASSOCIATED WITH FIXED NUCLEAR FACILITIES.

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

Section 1. That the sum of \$30,000 is hereby estimated to be available from Duke Power Company to facilitate planning efforts associated with emergency planning for the McGuire and Catawba nuclear power plants.

Section 2. That the sum of \$30,000 is hereby appropriated to the General Fund 0101; 402.46 - Fixed Nuclear Facility Planning.

Section 3. That the project is hereby anticipated to extend beyond the period of the 1990-91 budget ordinance and will remain in effect for the duration of the project.

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 23rd day of July, 1990, the reference having been made in Minute Book 96, and is recorded in full in Ordinance Book 39, at page(s) 140.

Pat Sharkey,
City Clerk

ORDINANCE NO. 2975-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 3217 Wesley Ave. 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 Mollie Ramsey RESIDING AT 3217 Wesley Ave.

WHEREAS, the dwelling located at 3217 Wesley Ave. in the City of Charlotte has been found by the Director of the Community Development Department to be unfit for human habitation and the owners thereof have been ordered to demolish and remove 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 June 19, 1990 and July 13, 1990 :

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Director of the Community Development Department is hereby ordered to cause the demolition and removal of the dwelling located at 3217 Wesley Ave. in the City of Charlotte 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:

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 23rd day of July, 1990, the reference having been made in Minute Book 96, and recorded in full in Ordinance Book 39, at Page(s) 141.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of July, 1990.

PAT SHARKEY, CITY CLERK

ORDINANCE NO. 2976-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1012 N. HARRILL STREET 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 LAWRENCE K. FARRAR RESIDING AT 1830 THE PLAZA, CHARLOTTE, NC 28205

WHEREAS, the dwelling located at 1012 NORTH HARRILL STREET in the City of Charlotte has been found by the Director of the Community Development Department to be unfit for human habitation and the owners thereof have been ordered to demolish and remove 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 APRIL 26, 1990 and JUNE 8, 1990 :

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Director of the Community Development Department is hereby ordered to cause the demolition and removal of the dwelling located at 1012 NORTH HARRILL STREET in the City of Charlotte 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:

H. Michael J. L.
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 23rd day of July, 1990, the reference having been made in Minute Book 96, and recorded in full in Ordinance Book 39, at Page(s) 142.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of July, 1990.

PAT SHARKEY, CITY CLERK

ORDINANCE NO. 2977-X

AN ORDINANCE ORDERING THE DIRECTOR OF THE COMMUNITY DEVELOPMENT DEPARTMENT TO CAUSE THE DWELLING LOCATED AT 909 Van Every Street IN THE CITY OF CHARLOTTE TO BE REPAIRED, ALTERED OR IMPROVED, SAID BUILDING BEING THE PROPERTY OF Lawrence K. Farrar RESIDING AT 1830 The Plaza, Charlotte, NC 28205

WHEREAS, the dwelling located at 909 Van Every Street in the City of Charlotte has been found by the Director of the Community Development Department to be unfit for human habitation;

WHEREAS, said dwelling was occupied/unoccupied 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 the CT 8, a depressed area, under the current Housing Assistance Plan; and

WHEREAS, pursuant to the provisions of Section 160A-443 of the North Carolina General Statutes and Section 11-28 of the Housing Code of the City of Charlotte, the owner(s) of said dwelling have been ordered by the Director of the Community Development Department to repair, alter or improve said dwelling; and

WHEREAS, the owner(s) of said dwelling has failed to comply with said order to repair, alter or improve said dwelling; served upon them by registered mail on March 22, 1990; and

WHEREAS, among the Housing Code violations existing in and upon said dwelling is a violation of Section(s) 11-56; 11-57.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Charlotte, North Carolina that the Director of the Community Development Department is hereby ORDERED to cause the dwelling at 909 Van Every Street in the City of Charlotte to be repaired, altered or improved as provided in the Order of the Director dated March 22, 1990 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 cost incurred in making such repairs, alterations or improvement 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 11-28 and 11-31 of the Charlotte City Code.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Lawrence K. Farrar
Lawrence K. Farrar
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 the 23rd day of July, 1990, the reference having been made in Minute Book 96, and recorded in full in Ordinance Book 39, at Page(s) 143.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of July, 1990.

PAT SHARKEY, CITY CLERK

ORDINANCE NO. 2978-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 821 E 20th St. 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 Edward Keen RESIDING AT 4214 Brookfield Dr. Charlotte 28210.

WHEREAS, the dwelling located at 821 E 20th St. in the City of Charlotte has been found by the Director of the Community Development Department to be unfit for human habitation and the owners thereof have been ordered to demolish and remove 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 Feb 13, 1990 and March 30, 1990; NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Director of the Community Development Department is hereby ordered to cause the demolition and removal of the dwelling located at 821 E 20th St. in the City of Charlotte 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:


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 23rd day of July, 19 90, the reference having been made in Minute Book 96, and recorded in full in Ordinance Book 39, at Page(s) 144.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of July, 19 90.

PAT SHARKEY, CITY CLERK

ORDINANCE NO. 2979-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1404 Seigle Ave 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 Harvey L. McKee And wife Daisy RESIDING AT 625 N. Myers St. Charlotte

WHEREAS, the dwelling located at 1404 Seigle Ave. in the City of Charlotte has been found by the Director of the Community Development Department to be unfit for human habitation and the owners thereof have been ordered to demolish and remove 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 Feb, 26 1990 and April 27, 1990; NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Director of the Community Development Department is hereby ordered to cause the demolition and removal of the dwelling located at 1404 Seigle Ave in the City of Charlotte 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:

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 23rd day of July, 19 90, the reference having been made in Minute Book 96, and recorded in full in Ordinance Book 39, at Page(s) 145.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of July, 19 90.

PAT SHARKEY, CITY CLERK

ORDINANCE 2980

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 City speed limits on the following City system streets:

Sardis Road from Rama Road to corporate limit approximately 394 feet north of Morningdale Road.

Harris Boulevard between Albemarle Road and Independence Boulevard

Section 2. Chapter 14, Section 131, Subsection(c) shall be amended by adding to Schedule X, which Schedule X is incorporated by reference in Section 14-131(c), as listed below, that pertains to a City speed limit on City system streets:

Sardis Road from Rama Road to 2,000 feet north of corporate limit approximately 394 feet north of Morningdale Road.....45 MPH

Harris Boulevard between Independence Boulevard (US 74) and Idlewild Road (SR 3150)..... 40 MPH

Harris Boulevard between Idlewild Road (SR 3150) and Albemarle Road (NC 24/27).....45 MPH

Section 3. Section 1 of this ordinance shall become effective upon adoption by the City Council, and approved by the North Carolina Board of Transportation, and after existing signs are removed. Section 2 of this ordinance shall become effective upon adoption by City Council, and after signing identifying the new speed limits are posted.

Section 4. This ordinance shall become effective upon adoption.

Approved as to form:

William J. ...
Asst. City Attorney

read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of July, 1990, the reference having been made in Minute Book 96, and is recorded in full in Ordinance Book 39, at page(s) 146.

Pat Sharkey,
City Clerk

ORDINANCE NO. 2981-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET ORDINANCE, ESTIMATING FEDERAL GRANT REVENUES AND PROVIDING A SUPPLEMENTAL APPROPRIATION TO THE COMMUNITY RELATIONS DEPARTMENT TO IMPLEMENT A PUBLIC INFORMATION CAMPAIGN FOR THE FAIR HOUSING ORDINANCE.

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

Section 1. That the sum of \$35,000 is hereby estimated to be available from the United States Department of Housing and Urban Development.

Section 2. That the sum of \$35,000 is hereby appropriated to the General Fund - Community Relations Department (0101; 104.00).

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. 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 23rd day of July, 1990, the reference having been made in Minute Book 96, and is recorded in full in Ordinance Book 39, at page(s) 147.

Pat Sharkey,
City Clerk