

ORDINANCE NO. 3077

AN ORDINANCE CREATING A NEW ARTICLE V TO CHAPTER 23 OF THE CHARLOTTE CITY CODE, ENTITLED "BACKFLOW PREVENTION AND CROSS-CONNECTION CONTROL."

BE IT ORDAINED By the City Council of the City of Charlotte:

Section 1. That 23-96 of the Charlotte City Code is hereby repealed.

Section 2. That the following paragraph in Section 23-1 of the Charlotte City Code is deleted in its entirety:

Cross-connection. A connection between a piping system carrying a potable public water supply and any secondary piping system, institutional, private, or public, carrying a water supply from a source distinct from that of the potable public supply.

Section 3. That a new Article V of Chapter 23 of the Code of the City of Charlotte is hereby enacted as hereinafter set forth:

Section 23-100. Definitions.

Unless the context specifically indicates otherwise, the following terms and phrases, as used in this Article will have the meanings hereafter designated:

Air-gap separation. An unobstructed vertical distance through the atmosphere between the lowest opening from any pipe or faucet supplying water from any source to a tank, plumbing fixture, or other device and the flood level rim of the receptacle. An approved, air-gap separation shall be at least double the diameter of the supply pipe. In no case shall the air-gap separation be less than one (1) inch. An approved, air gap separation is an effective method to prevent backflow and shall be considered as a backflow prevention assembly.

Approved. In reference to backflow prevention assemblies or methods, those assemblies or methods which have been accepted by the Director as an effective device or method to prevent backflow.

Assembly. Backflow prevention assembly.

Auxiliary Water Supply. Any water source other than the public water system that is used in conjunction with or is otherwise available to a private water system.

Backflow. Any flow of water, other liquid, gas, other substances, or any combination thereof, into the public water system from any source due to an unprotected cross-connection, back pressure, back-siphonage, any combination thereof, or any other cause; provided that, the following activities by CMUD shall not be construed as backflow: the introduction of raw water into a CMUD water treatment plant; the treatment of such raw water in a CMUD water treatment plant; and the introduction of such treated water by CMUD into the public water system.

Backflow Prevention Assembly. An effective device or method used to prevent backflow.

Back Pressure. Any pressure on water, other liquid, gas, other substances, or any combination thereof, in a private water system that is connected in any manner to the public water system under circumstances in which such pressure is greater than the pressure on the water in the public water system, so that backflow may occur.

Back-siphonage. Any circumstance in which the pressure on the water in the public water system is less than the pressure on

water, other liquid, gas, other substances, or any combination thereof in a private water system that is connected in any manner to the public water system, so that back flow may occur.

Certified Tester. An individual person who has proven his/her competency to test, repair, and overhaul backflow prevention assemblies of all types and to prepare reports on such assemblies, as evidenced by the successful completion of a training program approved by the Director.

Contamination. The impairment of the quality of water to a degree that human consumption could result in poisoning or the spread of disease.

Containment. The prevention of backflow from a private water system by an approved, properly functioning backflow prevention assembly which is installed, operated and maintained in accordance with the provisions of this Article.

Cross-connection inspector. An employee of the City designated by the Director to administer and enforce the provisions of this Article.

Customer. Any person who is capable of receiving water from the public water system through the customer's private water system, without regard to whether CMUD is aware of the existence of such customer. If such person does not own the private water system, "customer" shall also be construed to include the person who owns the private water system.

Customer's private water system. The private water system through which a customer is capable of receiving water from the public water system.

Customer's potable water system. The private water system through which a customer receives water from the public water system for purposes of human consumption.

Degree of hazard. The evaluation of a hazard within a private water system as moderate or high.

Double check valve assembly. An approved, properly functioning assembly composed of two, independently acting check valves, including tightly closing shut-off valves attached at each end of the assembly and fitted with properly located test cocks. This assembly may only be used to protect against a moderate hazard.

High hazard. An actual or potential threat of contamination to the public water system or to a customer's potable water system that could cause serious illness or death.

Imminent hazard. An actual threat of contamination to the public water system that could cause serious illness or death.

Moderate hazard. An actual or potential threat of damage to the physical components comprising the public water system or a customer's potable water system, or of pollution to the public water system or to a customer's potable water system.

Pollution. The presence of any substance in water that tends to degrade the quality of such water or adversely affects the usefulness of such water.

Potable water. Water from any source which has been approved for human consumption by the appropriate agency of the State of North Carolina and/or Mecklenburg County.

Private water system. Any pipe(s), system of pipes or other associated facilities that is not part of the public water system and is used in whole or in part to move or receive water, regardless of the source(s) of the water in such system.

Protected cross-connection. Any physical connection or other condition which does not permit backflow because containment is achieved.

Public water system. The potable water system owned and operated by the City through CMUD. This system includes all distribution mains, lines, pipes, connections, storage tanks, and other facilities conveying potable water from the several water treatment plants to the service connection of each customer.

Reduced pressure principle assembly. An approved, properly functioning assembly containing two, independently acting check valves with a hydraulically operating, mechanically independent pressure differential relief valve located between the check valves and at the same time below the first check valve. The assembly must include properly located test cocks and tightly closing shut-off valves at each end of the assembly. This assembly is designed to protect against a high hazard.

Service connection. The terminal end of a complete service connection, or, in the absence of a complete service connection, the point at which water leaves the public water system and enters a private water system.

Unapproved water supply. A water supply which has not been approved for human consumption by the appropriate agency of the State of North Carolina and/or Mecklenburg County.

Unprotected cross-connection. Any physical connection or other condition which could permit backflow to occur by any means including, but not limited to, manipulation of valves, improper functioning of valves, or direct discharge. Unprotected cross-connection includes any condition in which backflow could occur as a result of the improper functioning of a backflow prevention assembly.

Section 23-101. Unprotected cross-connections prohibited.

(a) It is unlawful for any person to cause an unprotected cross-connection to be made.

(b) It is unlawful for any customer to permit an unprotected cross-connection to be made or to remain involving the customer's private water system.

(c) It is unlawful for any customer to fail to maintain in good operating condition any backflow prevention assembly which is required by this Article and which is part of the customer's private water system.

(d) No private water system may be connected in any manner to the public water system unless the requirements of this Article and other applicable law have been satisfied.

Section 23-102. Installation and testing of backflow prevention assemblies.

(a) All backflow prevention assemblies must be installed and maintained on the customer's premises as part of the customer's water system at or near the service connection and before the service line from the service connection is connected

to any other pipe(s), except as otherwise expressly provided.

The purpose of this section is to require that all water flowing from the public water system into a private water system must flow through an approved, backflow prevention assembly and that each backflow prevention assembly be properly located, installed, maintained and tested so that the backflow prevention assembly is effective in protecting the public water system from any possible contamination or pollution.

(b) Each backflow prevention assembly required by this Article must be installed in accordance with the provisions of this Article, the manufacturer's installation instructions, and such additional instructions as may be provided by CMUD. Reduced pressure principal assemblies must be installed in a horizontal position and in a location in which no portion of the assembly can become submerged under any circumstances.

(c) Each backflow prevention assembly required by this Article must be functioning properly when installed. Each customer must test, maintain and repair each required, backflow prevention assembly which is part of the customer's private water system. Such test(s) as may be prescribed by the Director must be conducted by a certified tester immediately after the installation of each backflow prevention assembly and on an annual basis thereafter. In addition, upon completing the repair of any backflow prevention assembly, such assembly must be tested. Such test(s) must be approved by the Director and must be made by a certified tester. Each customer must maintain a complete, written record of every repair and test of a required backflow preven-

tion assembly which is part of such customer's private water system for at least seven (7) years. A copy of the record for each test or repair must be sent to CMUD by such customer within thirty (30) days after the completion of each test or repair. Such records must be maintained on forms approved by CMUD.

(d) Within ten (10) days after the installation of each reduced pressure principal assembly or double check valve assembly in a customer's private water system, the customer must provide such information on the installation and testing of such assembly as the Director may require. Such information must be provided on a form approved by CMUD.

(e) If a customer does not wish for water service to be interrupted when a backflow prevention assembly is tested, repaired, or replaced, a parallel installation of an approved, backflow prevention assembly must be made in accordance with provisions of this Article.

(f) Each backflow prevention assembly required by this Article must be accessible to CMUD.

(g) Each backflow prevention assembly required to be installed by this Article must be approved by the Director. A list of approved backflow prevention assemblies must be maintained by CMUD. The installation of any backflow prevention assembly which is not approved must be replaced with an approved, backflow prevention assembly.

(h) Upon a determination that a backflow prevention assembly is required to be installed in a customer's private water system, the customer will be notified of the approved, backflow preven-

tion assembly which is required and will have the following time periods within which to install the specified backflow prevention assembly:

Air-gap separation	30 days
Reduced pressure principle assembly (3/4" - 2")	30 days
Double check valve assembly (3/4" - 2")	30 days
Reduced pressure principle assembly (2-1/2" and larger)	60 days
Double check valve assembly (2-1/2" and larger)	60 days
Other approved backflow prevention assembly	30 days

Notwithstanding the foregoing, the Director may require the installation of the required backflow prevention assembly immediately or within a shorter time period than specified above in order to protect the public water system from an imminent hazard or from any other condition posing an unreasonable threat of contamination or pollution to the public water system.

(i) An air-gap separation need not be installed at or near the service connection in all cases but must be installed at a location approved by the cross-connection inspector in addition to any other backflow prevention assembly required by this Article.

(j) If repairs are needed to any required backflow prevention assembly which is part of a customer's private water system, the customer must complete such repairs as soon as possible after learning of the need for such repairs and, in any event, within

ten (10) days for a private water system which is considered a high hazard and twenty (20) days for any other private water system, unless an extension of time is approved by the cross-connection inspector.

(k) It is unlawful for any person to submit any record to CMUD which is false or incomplete in any material respect. It is unlawful for any person to fail to submit to CMUD any record which such person is required by this Article to submit to CMUD.

Section 23-103. High hazard.

(a) The activities set forth in this section are a high hazard and require the use of the specified, backflow prevention assembly.

(b) i) If a tank or a reservoir is filled in whole or in part by water from the public water system, an approved, air-gap separation must be installed, unless the cross-connection inspector authorizes the installation of an approved, reduced pressure principle assembly in lieu of an approved, air-gap separation.

ii) Before a private water system which is connected in any manner to the public water system may receive water from an auxiliary water supply, an approved air-gap separation must be installed between the auxiliary water supply and the private water system.

(c) An approved, reduced pressure principle assembly must be installed, if the private water system is served in any manner by an auxiliary water supply or if the private water system is subject in any manner to contamination by any means as a result

of the activities or processes associated with the use of the private water system. Following is a list of facilities, activities or processes which include, but are not limited to, conditions requiring the installation of an approved, reduced pressure principle assembly: any private water system used or designed for use with a booster pump or which may become pressurized for any reason to the extent that back pressure may occur; any private water system which contains water which has been or is being re-circulated; a private water system, any portion of which is elevated more than fifty (50) feet above any service connection between such private water system and the public water system; brewery; car wash with recycling system; chemical plant; dentist office; dry cleaning plant; exterminating company; fertilizer plant; film laboratory; fire sprinkler or standpipe system with chemical additive(s); hospital, clinic, medical building; irrigation system with chemical additive(s); laboratory; commercial laundry (except self-service laundry); metal processing plant; morgue or mortuary; nursing home; pharmaceutical plant; power plant; swimming pool; sewage treatment plant; tire manufacturer; veterinary hospital, clinic, office.

(d) If a cross-connection inspector does not have sufficient access to every portion of a private water system to permit the complete evaluation of the degree of hazard associated with such private water system, an approved, reduced pressure principle assembly must be installed.

Section 23-104. Moderate hazard.

(a) The activities set forth in this section are a moderate hazard and require the use of the specified, backflow prevention assembly.

(b) An approved, double check valve assembly must be installed, if the private water system is subject in any manner to pollution by any means as a result of the activities or processes associated with the use of the private water system. Following is a list of facilities, activities and processes which include, but are not limited to, conditions requiring the installation of an approved, double check valve assembly: non-residential building or structure which is not a high hazard; distillery; fire sprinkler or standpipe system without chemical additive(s) gas station; irrigation system without chemical additive(s); mobile home park; restaurant; school; self-service laundry.

(c) An approved, double check valve assembly must be installed in every private water system for which no other backflow prevention assembly is otherwise specified.

Section 23-105. Imminent hazard.

If the Director determines that a customer's private water system constitutes an imminent hazard, such customer shall install such backflow prevention assembly as may be specified by the Director within 24 hours after notice of the Director's determination. If the customer fails to install the specified assembly in a timely manner or refuses to install the specified assembly, water service to the customer's private water system may be

terminated. If the Director is unable to give notice to such customer within 24 hours after the determination that an imminent hazard exists despite reasonable efforts to provide such notice, the Director may terminate water service to such private water system until the specified assembly is installed.

Section 23-106. Determination of degree of hazard.

(a) No complete service connection may be installed until CMUD has been provided with such information as is reasonably necessary to determine the degree of hazard associated with the private water system to be connected to the public water system and a determination has been made of the appropriate backflow prevention assembly which must be installed.

(b) No customer may modify or permit the customer's private water system to be modified in a manner which would affect the degree of hazard of such system, until CMUD has been provided with information that is reasonably necessary to determine if the degree of hazard and the appropriate backflow prevention assembly associated with such system are affected by the proposed modification or change. If such modification or change is determined by CMUD to require the installation of a different backflow prevention assembly, the required backflow prevention assembly must be installed in accordance with provisions of this Article prior to making the proposed modification or change.

Section 23-107. Right of entry.

(a) Authorized employees of CMUD have the right to enter any property having a private water system which is served in any manner by the public water system. Such entry shall be made at

reasonable times and for the purposes of inspecting and observing the private water system, testing and sampling of the water from such system, and discharging any other duty which may be imposed upon CMUD by this Article. If a customer does not permit an authorized employee of CMUD to undertake and complete any inspection, observation, test, sample or other duty of the employee concerning the customer's private water system, service to the customer's private water system from the public water system may be terminated.

(b) At the request of CMUD, a customer must provide information that is reasonably necessary to determine the degree of hazard of the customer's private water system, all connections of the private water system to the public water system, and any other information reasonably necessary to enforce the provisions of this Article.

Section 23-108. Notice of contamination or pollution.

(a) A customer must immediately notify CMUD if the customer's potable water system is contaminated or polluted.

(b) A customer must immediately notify CMUD if the customer has reason to believe that backflow has occurred from the customer's private water system to the public water system.

Section 23-109. Responsibility of customer.

(a) A customer is responsible for bringing into compliance with the provisions of this Article every portion of the customer's private water system.

(b) A customer shall be responsible for complying with the provisions of this Article, notwithstanding the fact that one

or more of the following conditions exist: water service to the customer has not been turned on; water service to the customer has been turned off; or the customer is not receiving any water from the public water system. A customer's responsibility to comply with the provisions of this Article shall not terminate until CMUD causes so much of the complete service connection of the customer to be removed that the customer is no longer capable of receiving water from the public water system. The customer shall be responsible for complying with the provisions of this Article if the customer's private water system is re-connected in any manner to the public water system.

(c) If a customer does not own the customer's private water system and does not have the authority to bring the customer's private water system into compliance with the provisions of this Article, any remedy available to the City because such private water system does not comply with the provisions of this Article may be asserted against the customer, any person owning or otherwise controlling the customer's private water system, or jointly against such customer and such person.

Section 23-110. Violations.

(a) A written notice of violation must be given to any person who is determined to be in violation of any provision of this Article.

(b) Such notice must set forth the violation and the time period within which the violation must be corrected. The violation must be corrected within a reasonable time, not to exceed thirty (30) days from receipt of the notice. If the Director

determines that the violation is occurring on a customer's private water system and that such violation has created or contributed to the existence of an imminent hazard, the customer may be required to correct the violation immediately.

(c) Water service may be terminated to a customer if the customer fails in a timely manner to correct a violation or to pay any civil penalty or expense assessed under this section. Termination of water service will be without prejudice to the City's ability to assert any other remedy available to the City against the customer or any other person responsible for the violation.

(d) The violation of any provision of this Article may be punished by a civil penalty, according to the following schedule:

(i) Unprotected cross-connection involving a private water system which is an imminent hazard - \$1,000.

(ii) Unprotected cross-connection involving a private water system which is a high hazard - \$750.

(iii) Unprotected cross-connection involving a private water system which is a moderate hazard - \$500.

(iv) Unprotected cross-connection for which no other civil penalty is prescribed - \$250.

(v) Submitting false records which are required to be submitted by this Article - \$1,000.

(vi) Submitting incomplete records or failing to submit records which are required to be submitted by this Article - \$500.

(vii) Failure to test backflow prevention assemblies as required - \$100.

(viii) Failure to maintain backflow prevention assemblies as required - \$100.

(ix) Any other violation of the provisions of this Article - \$100.

(e) The Director will reduce any civil penalty imposed under this section by half, if the violation is corrected in a timely manner.

(f) The Director will reduce any civil penalty assessed under this section to \$100 or fifty percent (50%) of the maximum civil penalty associated with the violation, whichever is less, if the Director determines that the person charged with the violation has no past history of violating any provision of this Article within the past two years.

(g) Notwithstanding the foregoing, no civil penalty may be reduced, if the Director determine that the violation was intentional. If any civil penalty is assessed under circumstances authorizing the reduction such penalty, the amount owed shall be the amount calculated after subtracting the largest, applicable reduction from the original, assessed penalty.

(h) Any person violating any provision of this Article must pay to the City all expenses incurred by the City in repairing any damage to the public water system caused in whole or in part by such violation and any expense incurred by the City in investigating such violation.

(i) From and after the expiration of the time period specified by the Director for correcting a violation of this Article, each subsequent day that the violation continues in existence shall constitute a separate and distinct offense.

Section 23-112. Alternative backflow prevention assembly.

Any customer may satisfy the provisions of this Article concerning the installation of an approved, backflow prevention assembly by installing the specified assembly or any assembly offering a greater degree of protection to the public water system if the certified inspector approves such installation in writing.

Section 23-113. Certain residential uses excluded.

(a) Except as set forth in sub-section (b) below, this Article shall not apply to any private water system so long as the following conditions are satisfied: serves no more than two residential units through a single service connection; and is not used at any time for any purpose which constitutes a high or moderate hazard. A swimming pool which is an accessory use to a single family residence will not constitute a condition requiring the installation of a backflow prevention assembly. Any private water system which does not satisfy the conditions of this section on a continuous basis and is connected in any manner to the public water system shall be subject automatically to all provisions of this Article.

(b) The following provisions of this Article shall be fully applicable to any private water system which is connected

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in any manner to the public water system: Sections 23-106, 23-107 and 23-108.

Section 4. This ordinance is effective upon adoption.

Approved as to form:



DeFuria City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of January, 1991, the reference having been made in Minute Book 97, and is recorded in full in Ordinance Book 39, at page(s) 304-322..

Pat Sharkey,
City Clerk

ORDINANCE NO. 3078-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET ORDINANCE, PROVIDING AN ADVANCE TO THE STORMWATER QUALITY PERMIT CAPITAL ACCOUNT UNTIL 1988 STORM DRAINAGE BONDS ARE ISSUED.

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

Section 1. That the Finance Director or his designee is hereby authorized to advance the sum of \$750,000 from the Municipal Debt Service Fund Fund Balance to General Capital Improvement Fund 2010; 499.00 - Stormwater Quality Permit until such time that the 1988 Storm Drainage Bonds are issued.

Section 2. All ordinance or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall be 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 14th day of January, 1991, the reference having been made in Minute Book 97, and is recorded in full in Ordinance Book 39, at page(s) 324.

Pat Sharkey,
City Clerk

ORDINANCE NO. 3079-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET ORDINANCE, AMENDING THE TABLE OF ORGANIZATION FOR THE GENERAL FUND - COMMUNITY RELATIONS DEPARTMENT TO INCLUDE AN ADDITIONAL FULL-TIME COMMUNITY RELATIONS SPECIALIST I FOR THE PEER MEDIATION PROGRAM.

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

Section 1. That the table of organization of the General Fund - Community Relations Department (0101; 104.00) is hereby amended by adding the following position.

<u>Job Classification/Description</u>	<u>Number</u>
Community Relations Specialist I	1

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall become effective upon its adoption and shall remain in effect through the last day of Fiscal Year 1991.

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 14th day of January, 1991, the reference having been made in Minute Book 97, and is recorded in full in Ordinance Book 39, at page(s) 325.

Pat Sharkey,
City Clerk

ORDINANCE NO. 3080-X

AN ORDINANCE TO AMEND ORDINANCE NO. 2930-X, THE 1990-91 BUDGET ORDINANCE, ESTIMATING A CHARLOTTE-MECKELNBURG BOARD OF EDUCATION GRANT AND PROVIDING A SUPPLEMENTAL APPROPRIATION TO THE COMMUNITY RELATIONS DEPARTMENT TO IMPLEMENT A PEER MEDIATION PROGRAM.

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

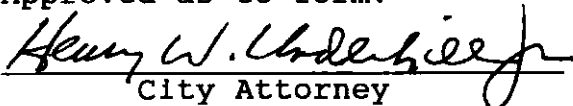
Section 1. That the sum of \$15,000 is hereby anticipated to be available from the Charlotte-Mecklenburg Board of Education.

Section 2. That the sum of \$15,000 is hereby appropriated to the General Fund - Community Relations Department (0101; 104.00 - Unexpendable Appropriations).

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 14th day of January, 1991, the reference having been made in Minute Book 97, and is recorded in full in Ordinance Book 39, at page(s) 326.

Pat Sharkey,
City Clerk

ORDINANCE NUMBER: 3081 AMENDING CHAPTER 6, ARTICLE VI

IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE THAT THE CITY CODE SHALL BE AMENDED AS FOLLOWS:

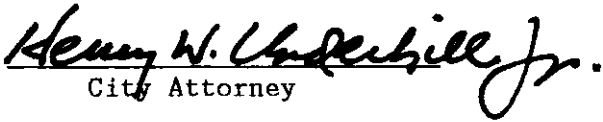
Section 1. Chapter 6 of the City Code is hereby amended by
adding the following ordinance as Section 6-115.

Section 6-115. Behavior

No person shall lie or sleep in a prone
position on seats, tables or benches located in the
Tryon Street Mall as defined in Section 6-102(10).

Section 2. This ordinance shall take effect immediately 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 14th day of January, 1991, the reference having
been made in Minute Book 97, and is recorded in full in Ordinance Book 39, at page(s) 327.

Pat Sharkey,
City Clerk

AN ORDINANCE ORDERING THE DIRECTOR OF THE COMMUNITY DEVELOPMENT DEPARTMENT TO CAUSE THE DWELLING LOCATED AT 2521 Faber Street IN THE CITY OF CHARLOTTE TO BE REPAIRED, ALTERED OR IMPROVED, SAID BUILDING BEING THE PROPERTY OF Robert L. Brown & W/Valerie RESIDING AT 323 S Torrence Street, Charlotte, North Carolina 28204

WHEREAS, the dwelling located at 2521 Faber 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 Deteriorated 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 Certified Mail on October 10, 1989; and

WHEREAS, among the Housing Code violations existing in and upon said dwelling is a violation of Section(s) 11-53-C & 11-60.

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 2521 Faber Street in the City of Charlotte to be repaired, altered or improved as provided in the Order of the Director dated October 10, 1989 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:

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 the 14th day of January, 1991, the reference having been made in Minute Book 97, and recorded in full in Ordinance Book 39, at Page(s) 328.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 22nd day of January, 1991.

PAT SHARKEY, CITY CLERK

ORDINANCE NO. 3083-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 130 MARTIN 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 ELI MOHARI RESIDING AT 1373 EAST MOREHEAD STREET, SUITE 16, CHARLOTTE, NORTH CAROLINA, 28204.

WHEREAS, the dwelling located at 130 Martin 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 9/26/90 and 11/1/90:

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 130 Martin 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:

Cynthia C. Reid
Asst. 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 14th day of January, 1991, the reference having been made in Minute Book 97, and recorded in full in Ordinance Book 39, at Page(s) 329.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 22nd day of January, 1991.

PAT SHARKEY, CITY CLERK

ORDINANCE NO. 3084-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 824 HOLLAND AVENUE 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 HENRY WILSON RESIDING AT 7922 GRIMSLEY STREET, ALEXANDRIA, VIRGINIA, 22309.

WHEREAS, the dwelling located at 824 Holland Avenue 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 advertisement on the April 18, 1988 and February 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 824 Holland Avenue 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 14th day of January, 1991, the reference having been made in Minute Book 97, and recorded in full in Ordinance Book 39, at Page(s) 330.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 22nd day of January, 1991.

PAT SHARKEY, CITY CLERK

ORDINANCE 3085

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 adding to 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 State system street:

Pineville-Matthews Road (NC 51) from corporate limit 0.25 miles east of Providence Road to corporate limit 300 feet east of Park Road.....45 MPH

Section 2. Section 1 of this ordinance shall become effective upon adoption by the City Council, and after signing identifying the new speed limit is posted.

Section 3. 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 14th day of January, 1991, the reference having been made in Minute Book 97 and is recorded in full in Ordinance Book 39, at page(s) 331.

Pat Sharkey,
City Clerk

ORDINANCE 3086

AN 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 a speed limit on the following City System Streets as described below:

	<u>STREET AND DESCRIPTION</u>	<u>SPEED LIMIT</u>
1.	Sharonbrook Drive from Sharon Road (1400 block) to Sharon Road (1500 block)	25
2.	Sunset Chase Lane from cul-de-sac 515' west of Misty Morning Drive to cul-de-sac 460' east of Elm Forest Drive	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 14th day of January, 1991, the reference having been made in Minute Book 97, and is recorded in full in Ordinance Book 39, at page(s) 332.

Pat Sharkey,
City Clerk