

Petition No. 2002-074
Petitioner: Childress Klein and
The Keith Corporation

ORDINANCE NO. 2109-Z

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

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

Section 1. That the Official Zoning Maps referenced in Section 1.104 of the City of Charlotte Zoning Ordinance are hereby amended by changing the zoning of the property described on the attached map from R-17MF, R-22MF and I-1(CD) to O-1(CD) and I-1(CD).

Section 2. The development and use of the property hereby rezoned shall be governed by the predetermined ordinance requirements applicable to such district category, the approved site plan for the district, and any additional approved rules, regulations, and conditions, all of which shall constitute the zoning regulations for the approved district and are binding on the property as an amendment to the regulations and to the Zoning Maps.

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

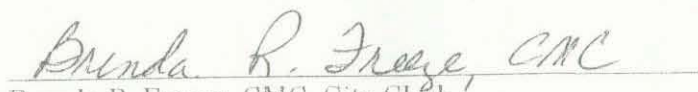
APPROVED AS TO FORM:


City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 22nd day of July, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Page 716-717.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of August, 2002.


Brenda R. Freeze, CMC, City Clerk

Petition #: 2002-74

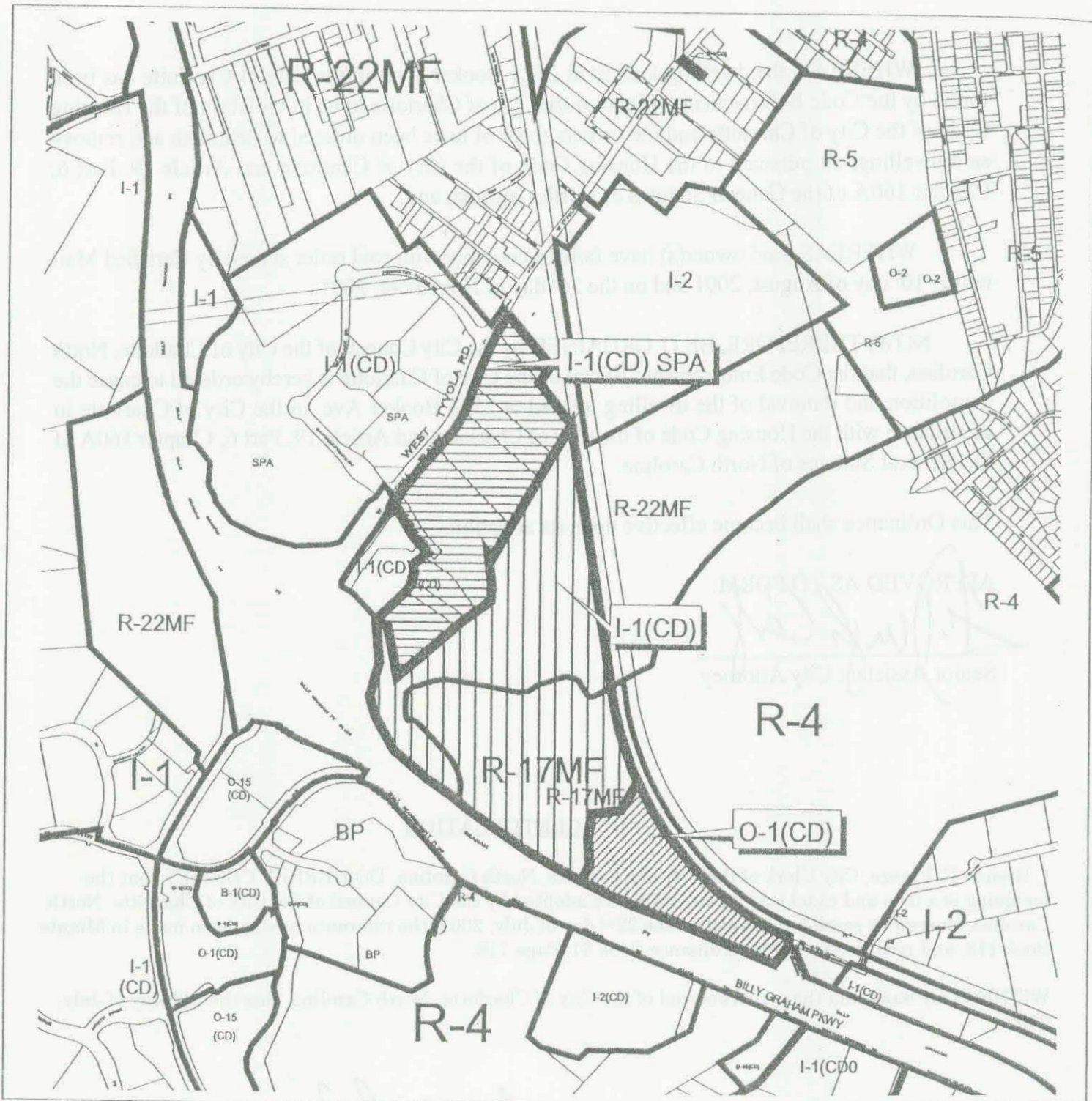
Petitioner: Childress Klein Properties and The Keith Corp.

Hearing Date: June 17, 2002

Zoning Classification (Existing): R-17MF, R-22MF, I-1(CD)

Zoning Classification (Requested): O-1(CD), I-1(CD), I-1(CD) Site Plan Amendment

Acreage & Location Approximately 155 acres located on the northerly side of Billy Graham Parkway, east of Tyvola Rd.



Zoning Map #(s); 109,127

Map Legend

	ETJ		Floodplain.shp
	Airnode.shp		County Line
	Watershed		City District
	Historic District		

ORDINANCE NO. 2110-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 2525 BOOKER 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 INVESTORS ASSET MANAGEMENT, INC.. AT 3440 ST. VARDELL LANE #E, CHARLOTTE, NC 28217.

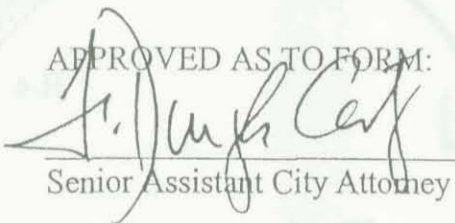
WHEREAS, the dwelling located at 2525 Booker Ave. in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners there of have been ordered to demolish and remove said dwelling, all pursuant 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 owner(s) have failed to comply with said order served by Certified Mail on the 10th day of August, 2001 and on the 26th day of November, 2001.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 2525 Booker 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.

This Ordinance shall become effective upon its adoption.

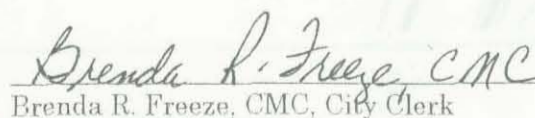
APPROVED AS TO FORM:


Senior Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 22nd day of July, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Page 718.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of July, 2002.


Brenda R. Freeze, CMC, City Clerk

ORDINANCE NO. 2111-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1218 WOODWARD 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 J C PATTERSON III OFFICE ADDRESS AT 4949-B ALBEMARLE RD. CHARLOTTE, NC 28203

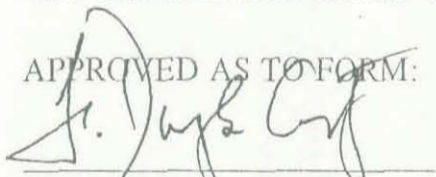
WHEREAS, the dwelling located at 1218 Woodward Ave. in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant 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 owner(s) have failed to comply with said order served by Certified Mail on the 18th day of January, 2002 and on the 26th day March, 2002.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 1218 Woodward 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.

This Ordinance shall become effective upon its adoption.

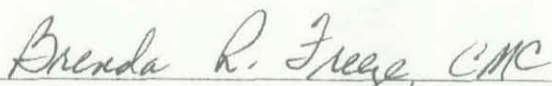
APPROVED AS TO FORM:


Senior Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 22nd day of July, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Page 719.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of July, 2002.


Brenda R. Freeze, CMC, City Clerk

ORDINANCE NO. 2112-X

ORDINANCE NO. 2112-X

0-2

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR THE DESIGN OF A CORPORATE AVIATION HANGAR.

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

Section 1. That the sum of \$200,000 is available from Airport Excluded Centers Fund Balance.

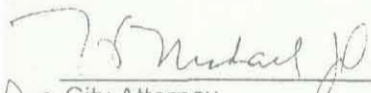
Section 2. That the sum of \$200,000 is hereby appropriated to the Airport Capital Projects Fund 2073 - 56319.

Section 3. That the existence of the project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the program and funds are to be carried forward to subsequent fiscal years until all funds are expended.

Section 4. All ordinances in conflict with this ordinance are hereby repealed.

Section 5. This ordinance shall be effective upon adoption.

Approved as to form:



City Attorney

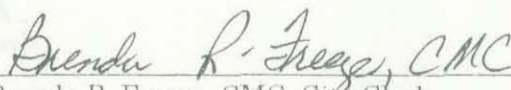


City Clerk

CERTIFICATION

I, Brenda R. Freeze, 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 22nd day of July, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Page 720.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of July, 2002.



Brenda R. Freeze, CMC, City Clerk

ORDINANCE NO. 2113-X

0-3

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION TO THE "SECURITY IMPROVEMENTS - WATER SYSTEM" PROJECT FOR A VULNERABILITY ASSESSMENT

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

- Section 1. That the sum of \$115,000 is hereby estimated to be available in the form of a grant from the US Environmental Protection Agency.
- Section 2. That the sum of \$115,000 is hereby appropriated to the Security Improvements - Water System project (634.45) in the Water and Sewer Capital Project Fund (2071).
- Section 3. That the existence of the project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.

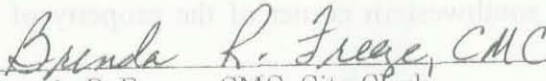
Approved as to form:


SR Ass't. City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 22nd day of July, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Page 721.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of July, 2002.


Brenda R. Freeze, CMC, City Clerk

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2002 AUG 08 02:40 PM
BOOK 13905 PAGE 943-947 FEE \$21.00
INSTRUMENT # 2002152525

Returned to customer

ORDINANCE NO. 2114-X

McINTYRE SUBDIVISION

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE
CITY OF CHARLOTTE, NORTH CAROLINA

WHEREAS, the City Council has been petitioned under G.S. 160A-31 to annex the area described herein; and

WHEREAS, the City Council has by Resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 E. Fourth Street, Charlotte, NC at 7:00 p.m. on July 22, 2002 after due notice by (publication/posting) on July 8, 2002; and

WHEREAS, the City Council finds that the petition meets the requirements of G.S. 160A-31;

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

Section 1. By virtue of the authority granted by G.S. 160A-31, the territory described below is hereby annexed and made part of the City of Charlotte as of July 23, 2002.

LEGAL DESCRIPTION

To find the point and place of Beginning, begin at N.C.G.S. Monument "M 032", N.C. Grid Coordinates-NAD 83 (N=581,586.47 feet and E=1,440,314.27 feet), Combined Grid Factor: 0.99984399 and proceed N 55-50-36 E 2939.64 feet (ground distance) to a 1/2" existing iron pipe, the TRUE POINT AND PLACE OF BEGINNING; thence N 20-54-42 W 603.62 feet to a 1" existing iron pipe located in the southeastern corner of the property of B. H. Thomas, now or formerly, as the same is described in deed recorded in Deed Book 4693 at Page 324 in the Mecklenburg County Public Registry; thence N 21-15-11 W 445.22 feet to top of stone; thence N 20-47-41 W 171.83 feet to a 1" existing iron pipe; thence N 02-54-21 W 128.36 feet to a 1" existing iron pipe; thence N 09-24-55 W 267.09 feet to a new iron rod located in the center line of a 20' sanitary sewer right of way as described in Deed Book 5781 Page 521 and Book 5878 Page 472 in the Mecklenburg Public Registry; thence with the aforesaid sanitary sewer centerline eight (8) calls and distances as follows: (1) N 65-53-26 E 137.62 feet to a point; (2) N 33-51-54 E 176.97 feet to a point; (3) N 62-18-52 E 316.69 feet to a point; (4) N 64-18-45 E 315.53 feet to a point; (5) N 65-31-32 E 422.51 feet to a point; (6) N 76-02-07 E 342.02 feet to a point; (7) N 76-15-52 E 355.10 feet to a point; and (8) N 60-41-42 E 48.37 feet to a 3/8" existing iron rod; thence with a common line of Gaitwood Subdivision two (2) courses and distances as follows: (1) S 42-05-39 E 692.29 feet to an existing concrete monument; and (2) S 42-05-23 E 519.92 feet to an existing concrete monument; thence S 42-12-18 E 372.77 feet to a 3/8" existing iron rod, the southwestern corner of the property of M. Witten (now or formerly) as the same is

PREPARED & RETURNED
BY TO
LYNNE A. CLEM
CITY CLERK CITY OF CHARLOTTE

July 22, 2002

Ordinance Book 51, Page 723

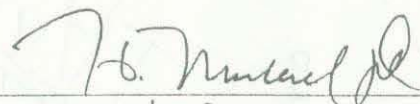
described in deed recorded in Deed Book 10545 at Page 71 in the Mecklenburg Public Registry; thence N 69-58-08 E 292.09 feet to a pinched top iron; thence N 69-27-57 E 57.36 feet to an existing iron pipe; thence N 83-20-15 E 213.94 feet to a point; thence N 83-20-15 E 55.78 feet to a point; thence S 06-40-49 E 286.76 feet to a point; thence S 05-30-26 E 201.87 feet to a point; thence S 05-30-26 E 30.25 feet to a point; thence S 88-56-49 E 13.34 feet to a point; thence S 29-40-56 E 14.39 feet to a point; thence S 59-51-59 W 29.03 feet to a point; thence S 74-07-20 W 21.42 feet to a point; thence with the arc of a circular curve to the right having a radius of 430.00 feet an arc length of 212.05 feet (chord: N 88-14-58 W 209.91 feet) to a point; thence N 76-57-40 W 50.15 feet to a point in the proposed centerline of Fred D. Alexander Boulevard (approximate 100 foot right of way); thence with the aforesaid proposed centerline of the aforesaid Fred D. Alexander Boulevard two (2) courses and distances as follows: (1) S 17-30-55 W 697.63 feet to a point; and (2) with the arc of a circular curve to the right having a radius of 1996.00 feet an arc length of 681.02 feet (chord: S 28-04-40 W 677.72 feet) to a point; thence N 52-56-09 W 120.48 feet to a point; thence S 78-18-12 W 229.20 feet to a point; thence S 53-55-38 W 67.39 feet to a point; thence S 77-00-06 W 190.61 feet to a point; thence S 67-17-31 W 181.31 feet to a point; thence S 85-54-39 W 159.04 feet to a point; thence S 82-05-50 W 1187.66 feet to a point; thence N 18-52-35 W 239.12 feet to a 5/8" existing iron rebar; thence N 18-49-00 W 274.92 feet to a 5/8" existing iron rebar; thence N 18-41-49 W 209.09 feet to a 1/2" existing iron pin located in the northeast corner of the property of J. B. Edwards (now or formerly) as the same is described in deed recorded in Book 6378 at Page 221 in the Mecklenburg Public Registry; thence N 23-52-50 W 49.52 feet to the point or place of Beginning, all as shown on surveys for Centex Homes, prepared by R. B. Pharr & Associates, P.A. bearing Job Nos. 54050 and 54198), reference to which surveys are hereby made for a more particular description of the property.

Section 2. Upon and after July 23, 2002, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte and shall be entitled to the same privileges and benefits as other parts of the City of Charlotte. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the City of Charlotte shall cause to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections, as required by G.S. 163-288.1.

Adopted this 22nd day of July, 2002.

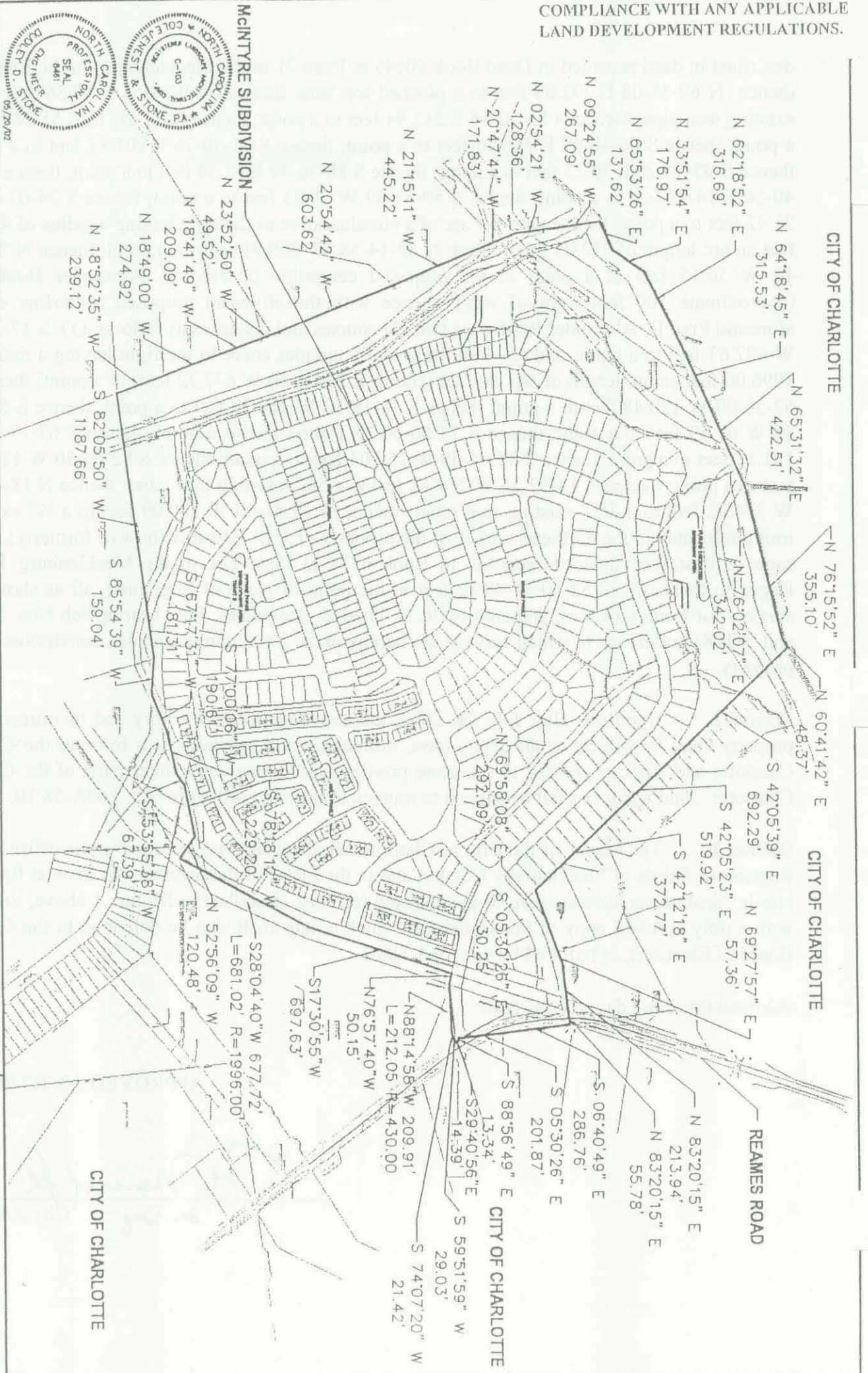
APPROVED AS TO FORM:



Dr. Deg.

City Attorney

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



Colejernerest & Stone

112 South Tryon Street
Suite 300
Charlotte, North Carolina 28284
Tel 704. 376. 1555
Fax 704. 376. 7851
www.colejernereststone.com

Land Planning
Landscape Architecture
Civil Engineering
Urban Design

McINTYRE SUBDIVISION

CENTEX HOMES
VANGUARD CENTRE 5350 77-CENTER DRIVE, SUITE 100 CHARLOTTE, NC 28217

EXHIBIT A

Project No. 2324
Issued 05/30/02
Scale NTS
Sheet

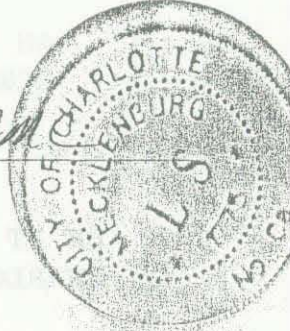
EX1.0

CERTIFICATION

I, Brenda R. Freeze, 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 22nd day of July, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 722-725.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of July, 2002.

Brenda R. Freeze, CMC
Brenda R. Freeze, CMC, City Clerk



AMENDING CHAPTER 23

ORDINANCE NO. 2115

AN ORDINANCE AMENDING CHAPTER 23 ENTITLED "WATERS. SEWERS AND SEWAGE DISPOSAL" OF THE CODE OF THE CITY OF CHARLOTTE.

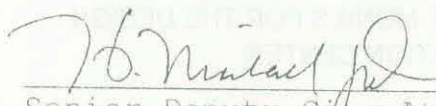
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Amend Chapter 23 by deleting Section 23-96(a) in its entirety and substituting the following in lieu thereof:

- (a) The City Manager is authorized to impose mandatory restrictions as set forth in this section on the usage of water obtained directly or indirectly from the CMUD water distribution system by declaring a water distribution crisis. After receiving written recommendations from CMUD, the City Manager may impose such restrictions, upon consideration of each of the factors set forth in Subsection 23-96(a)(1-4) or, alternatively, upon the factor set forth in subsection 23-96(a)(5):
- (1) Pressure at monitoring locations of the CMUD water distribution system;
 - (2) Ability to refill water storage tanks of the CMUD water distribution system;
 - (3) Ability to maintain an amount of water in the ground level storage tanks at CMUD's water treatment plants which is adequate for fire protection services;
 - (4) Ability to maintain adequate water pressure in every portion of the CMUD water distribution system;
 - (5) The adequacy of the CMUD water supply in terms of quantity or quality for the foreseeable future to satisfy the anticipated demand for water.

Section 2. This ordinance shall become effective upon adoption.

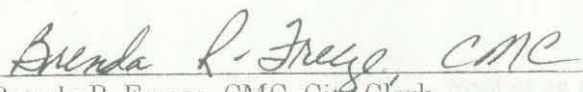
Approved as to form:


Senior Deputy City Attorney

CERTIFICATION

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of July, 2002.


Brenda R. Freeze, CMC, City Clerk