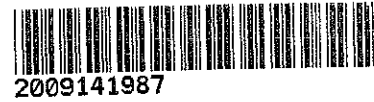


FOR REGISTRATION J. DAVID GRANBERRY  
REGISTER OF DEEDS  
MECKLENBURG COUNTY, NC  
2009 OCT 12 01:35:43 PM  
BK: 25142 PG: 957-962 FEE: \$0.00  
INSTRUMENT # 2009141987

ORDINANCE NO. 4265-Z



Ordinance -- Major Alexander James House

**Ordinance repealing the designation of a Historic Landmark known as the "Major Alexander James House" (listed under Tax Parcel Number 15506260 as of August 1, 2009, and including the interior and exterior of the house, and the parcel of land listed under Tax Parcel Number 15506260 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of August 1, 2009). The property is owned by Peter James Willis Fleming and Edwina Jane Fleming, and is located at 260 Cherokee Road in Charlotte, North Carolina.**

WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Chapter 160A, Article 19, as amended, of the General Statutes of North Carolina have been met; and

WHEREAS, the members of the City Council of Charlotte, North Carolina, have taken into full consideration all statements and information presented at a public hearing held on the 21st day of September, 2009, on the question of repealing the historic landmark designation of a property known as Major Alexander James House; and

WHEREAS, the members of the Charlotte-Mecklenburg Historic Landmarks Commission have taken into full consideration all statements and information presented at a public hearing held on the 14th day of September, 2009, on the question of repealing the historic landmark designation a property known as Major Alexander James House; and

Return To:

Charlotte Mecklenburg  
Historic Landmarks Com.  
2100 Randolph Road  
Charlotte, NC 28207

Ordinance – Major Alexander James House

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has jurisdiction over portions of the property known as the Major Alexander James House, because it was designated as a local historic landmark on April 17<sup>th</sup>, 1995, and because consent for interior design review was given by the owner; and

WHEREAS, on October 10, 2007, the Charlotte-Mecklenburg Historic Landmarks Commission issued a Certificate of Appropriateness for the Major Alexander James House for changes to the exterior and interior of the house, and that the project far exceeded that scope of the plan that was approved; and

WHEREAS, the inappropriate changes made to the Major Alexander James House are detailed in the “Report on the Major Alexander James House, April 30, 2009”;  
and

WHEREAS, original interior features of the house have been removed or altered;  
and

WHEREAS, original exterior features of the house have been removed or altered;  
and

WHEREAS, new features have been added to the property that were not approved by the Landmarks Commission; and

Ordinance – Major Alexander James House

WHEREAS, new features have been added to the property which are less sensitive (in terms of size, scale and design) than the design of new features that were approved under existing Certificate of Appropriateness; and

WHEREAS, the property has been altered to a degree that the property no longer possesses the requisite "special significance" for a local historic landmark as described in N.C. G.S. 160A-400.6; and

WHEREAS, the North Carolina State Historic Preservation Office concurs with the findings of the Charlotte-Mecklenburg Historic Landmarks Commission on this matter; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as the Major Alexander James House no longer possesses the requisite special significance needed for local historic landmark designation; and

WHEREAS, the property known as the Major Alexander James House is owned by Peter James Willis Fleming and Edwina Jane Fleming.

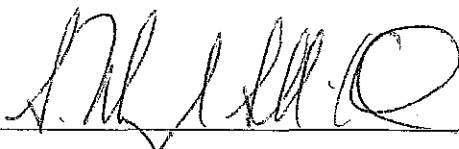
NOW, THEREFORE, BE IT ORDAINED by the members of the City Council of Charlotte, North Carolina:

Ordinance – Major Alexander James House

1. That the local historic landmark designation is repealed for property known as the “Major Alexander James House” (listed under Tax Parcel Number 15506260 as of August 1, 2009, and including the interior and exterior of the house, and the parcel of land listed under Tax Parcel Number 15506260 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of August 1, 2009) pursuant to Chapter 160A, Article 19, as amended, of the General Statutes of North Carolina. The location of said property is noted as being situated at 260 Cherokee Road in the City of Charlotte, Mecklenburg County, North Carolina.

2. That the owners of the property known as the “Major Alexander James House” be given notice of this ordinance as required by applicable law and that copies of this ordinance be filed and indexed in the offices of the City Clerk, Building Standards Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

Approved as to form:

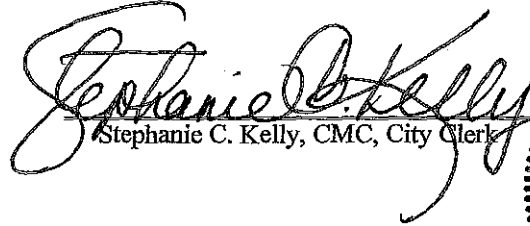


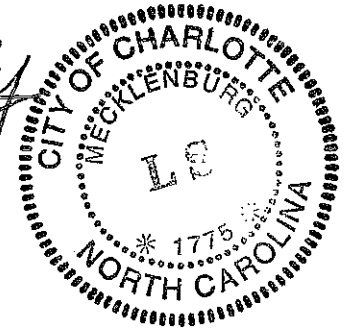
\_\_\_\_\_  
Senior Assistant City Attorney

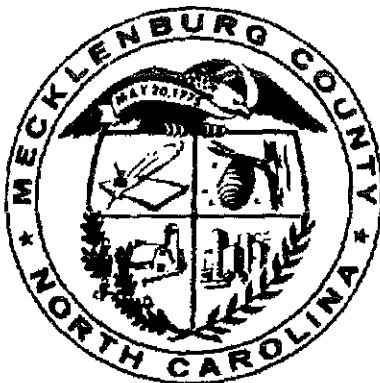
**CERTIFICATION**

I, Stephanie C. Kelly, 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 21<sup>st</sup> day of September, 2009, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 56, Pages (329-333).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5<sup>th</sup> day of October, 2009.

  
Stephanie C. Kelly, CMC, City Clerk





J. DAVID GRANBERRY  
REGISTER OF DEEDS, MECKLENBURG  
COUNTY & COURTS OFFICE BUILDING  
720 EAST FOURTH STREET  
CHARLOTTE, NC 28202

**PLEASE RETAIN YELLOW TRAILER PAGE**

It is part of the recorded document, and must be submitted with original for re-recording  
and/or cancellation.

\*\*\*\*\*

**Filed For Registration:** 10/12/2009 01:35:43 PM

**Book:** RE 25142 Page: 957-962

**Document No.:** 2009141987

**ORD 6 PGS**

**Recorder:** TERESITA BYRUM



2009141987

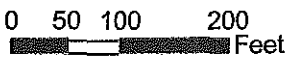
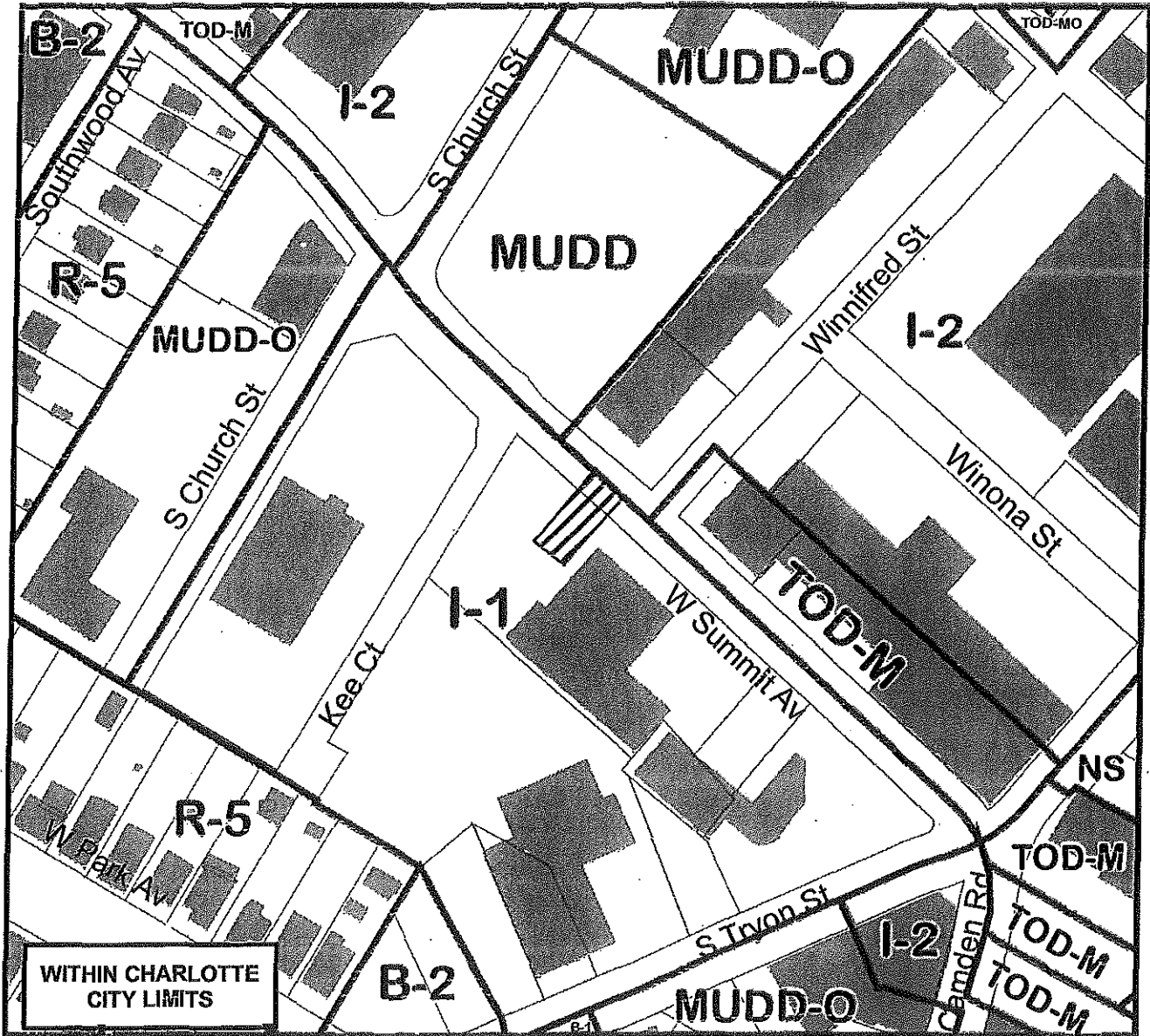
Petition #: **2009-047**

Petitioner: Charlotte-Mecklenburg Planning Commission

Zoning Classification (Existing): I-1  
(Light Industrial)

Zoning Classification (Requested): TOD-M  
(Transit Oriented Development, Mixed Use)

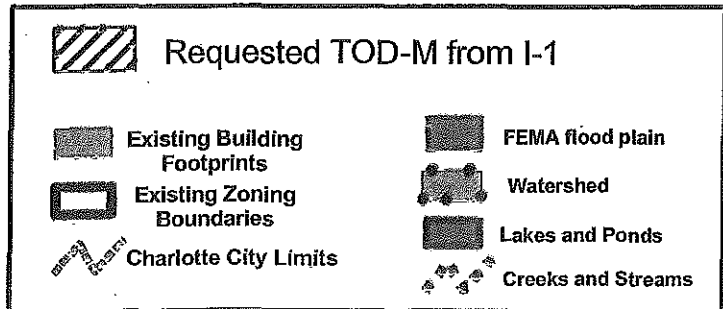
Acreeage & Location : Approximately .06 acres located along West Summit Avenue across from Winnifred Street.



Zoning Map #(s) **102**



Map Produced by the  
Charlotte-Mecklenburg Planning Department  
5-1-2009



APPROVED BY  
CITY COUNCIL

Petition No. 2009-049  
Petitioner: YMCA of Charlotte & Mecklenburg

SEP 21 2009

**ORDINANCE NO. 4268-Z**  
**AN ORDINANCE AMENDING THE CITY CODE WITH RESPECT TO THE ZONING**  
**ORDINANCE.**

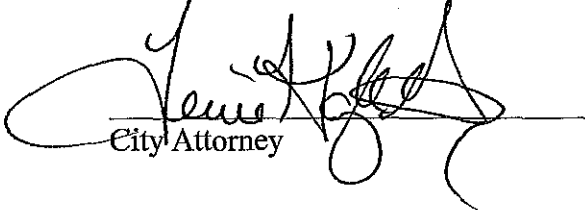
**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:**

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 INST(CD) to INST(CD) SPA.

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.

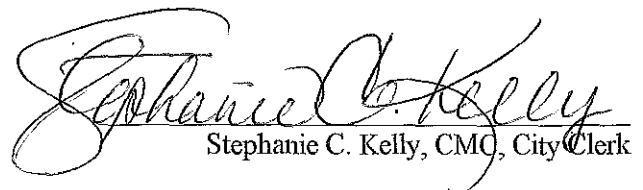
APPROVED AS TO FORM:

  
City Attorney

**CERTIFICATION**

I, Stephanie C. Kelly, 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 21<sup>st</sup> day of September, 2009, the reference having been made in Minute Book 129, and recorded in full in Ordinance Book 56, Page(s) 340-341.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 4<sup>th</sup> day of January, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



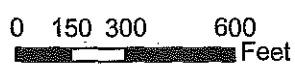
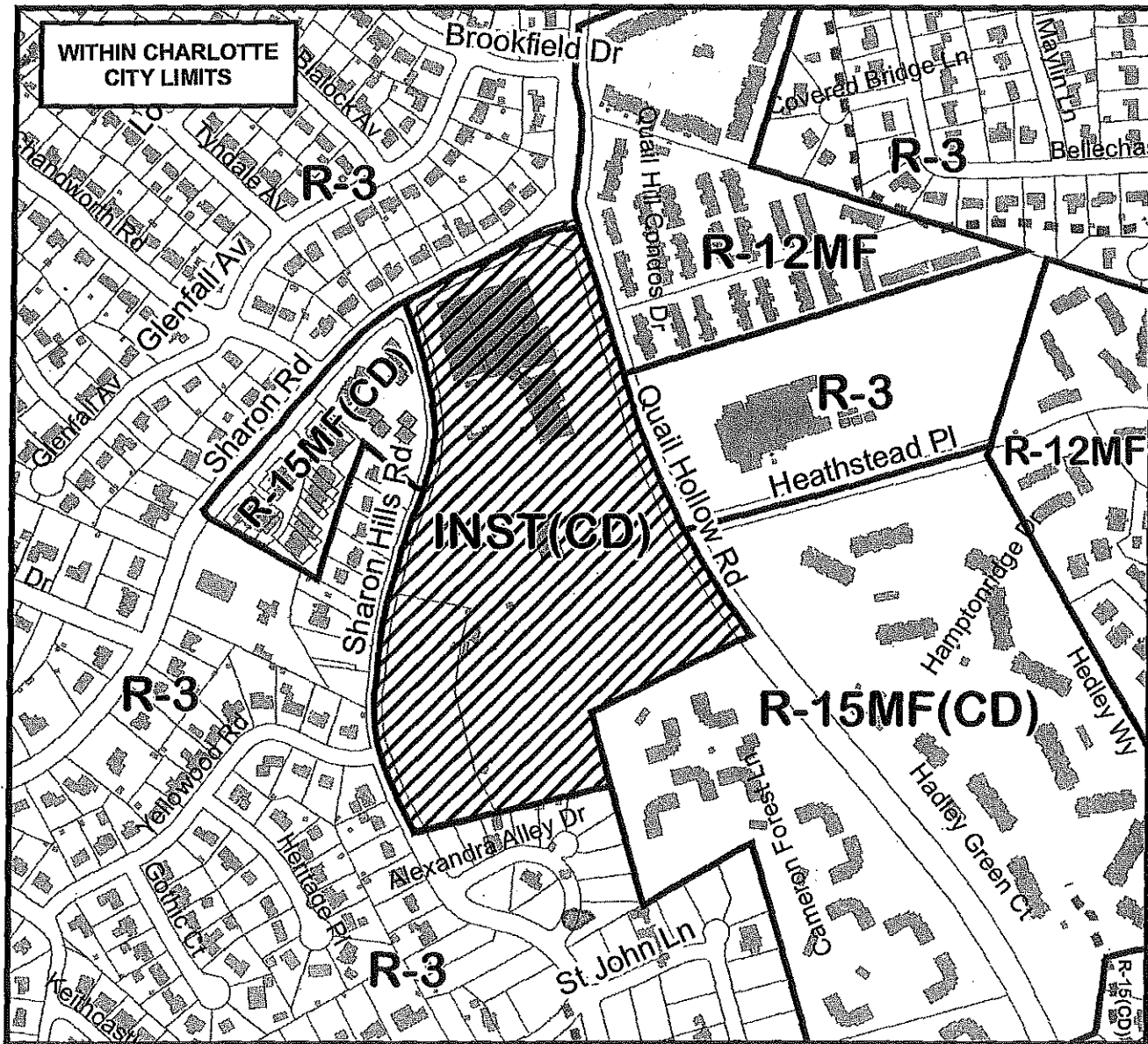
Petition #: **2009-049**

Petitioner: YMCA of Charlotte and Mecklenburg

Zoning Classification (Existing): INST(CD)  
 (Institutional, Conditional)

Zoning Classification (Requested): INST(CD)SPA  
 (Institutional, Conditional, Site Plan Amendment)

Acreeage & Location : Approximately 30.43 acres located at the intersection of Quail Hollow Road and Sharon Road.



Zoning Map #(s) **147**



Map Produced by the  
 Charlotte-Mecklenburg Planning Department  
 5-1-2009

	Requested INST(CD)SPA from INST(CD)		FEMA flood plain
	Existing Building Footprints		Watershed
	Existing Zoning Boundaries		Lakes and Ponds
	Charlotte City Limits		Creeks and Streams

APPROVED BY  
CITY COUNCIL

Petition No. 2009-054

SEP 21 2009

Petitioner: TMV Partners on Sharon Amity Road, LLC

ORDINANCE NO. 4269-Z

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

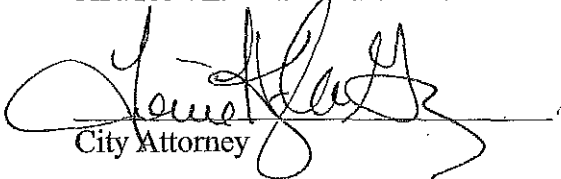
**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:**

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 O-2 to MUDD-O.

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.

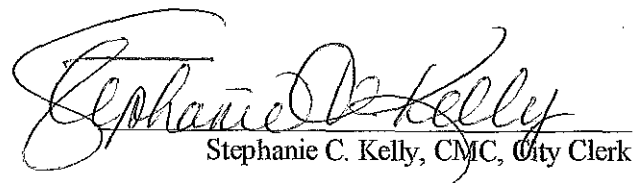
APPROVED AS TO FORM:

  
City Attorney

**CERTIFICATION**

I, Stephanie C. Kelly, 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 21<sup>st</sup> day of September, 2009, the reference having been made in Minute Book 129, and recorded in full in Ordinance Book 56, Page(s) 342-343.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 4<sup>th</sup> day of January, 2010.

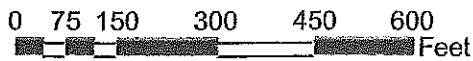
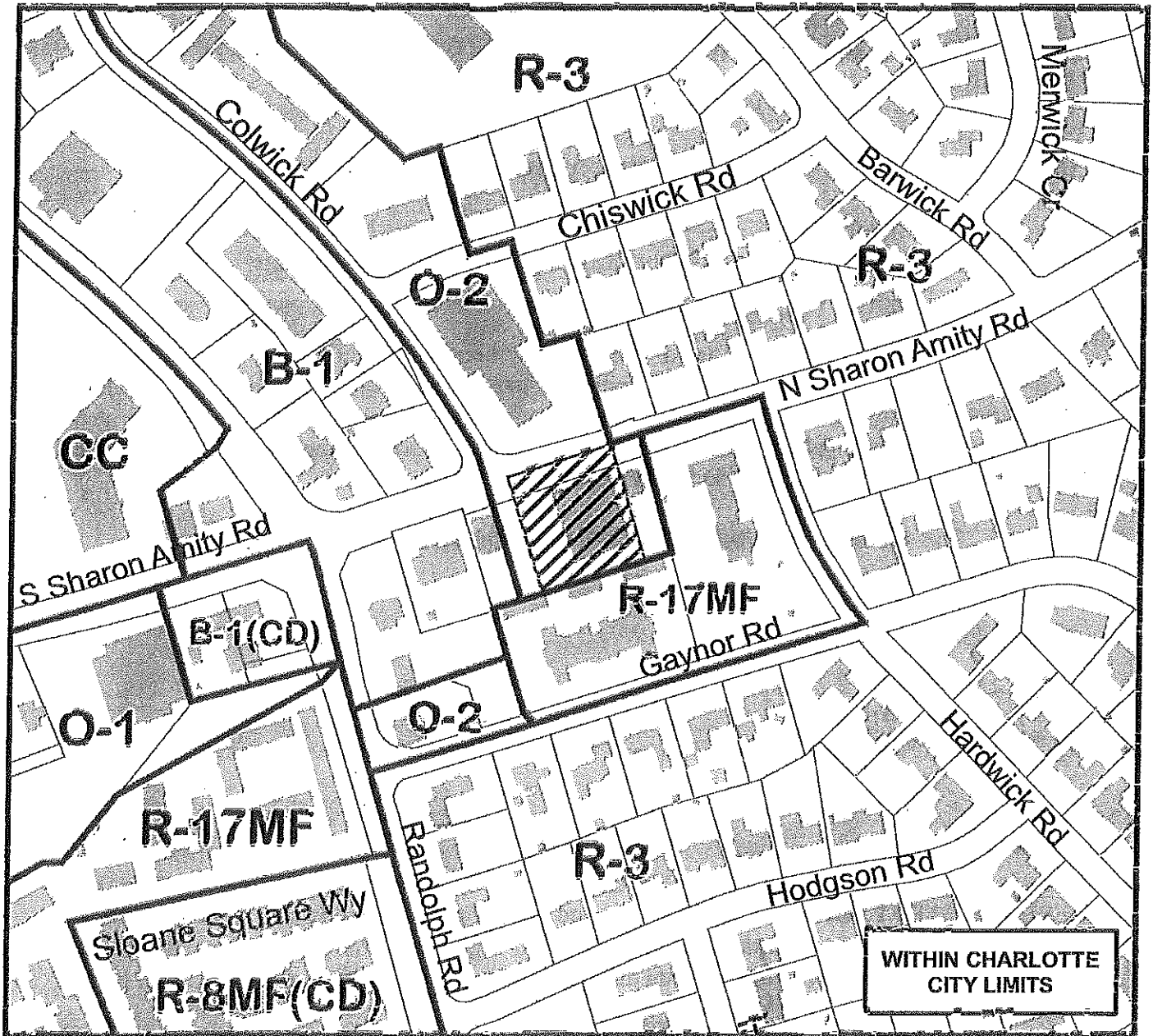
  
Stephanie C. Kelly, CMC, City Clerk

Petitioner: TMV Partners on Sharon Amity Road, LLC

Zoning Classification (Existing): 0-2  
(Office)

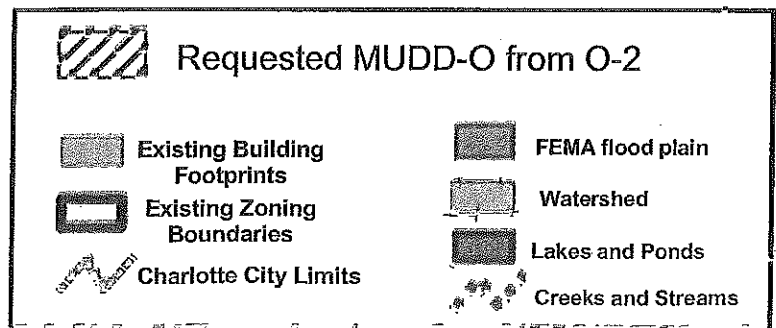
Zoning Classification (Requested): MUDD-O  
(Mixed-Use Development District, Optional)

Acreage & Location : Approximately .877 acres located along North Sharon Amity Road  
across from Colwick Road.



Zoning Map #(s) **124**

Map Produced by the  
Charlotte-Mecklenburg Planning Department  
5-13-2009



**APPROVED BY  
CITY COUNCIL**

Petition No. **2009-055**  
Petitioner: **Chris Ingram**

SEP 21 2009

**ORDINANCE NO. 4270-Z**

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

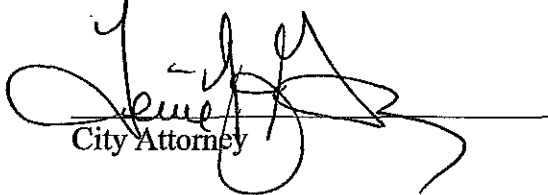
**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:**

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 I-1(CD) to MUDD-O.

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.

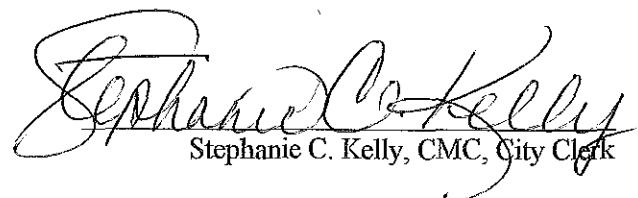
APPROVED AS TO FORM:

  
City Attorney

**CERTIFICATION**

I, Stephanie C. Kelly, 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 21<sup>st</sup> day of September, 2009, the reference having been made in Minute Book 127, and recorded in full in Ordinance Book 56, Page(s) 344-345.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 4<sup>th</sup> day of January, 2010.

  
Stephanie C. Kelly, CMC, City Clerk

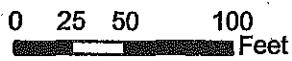
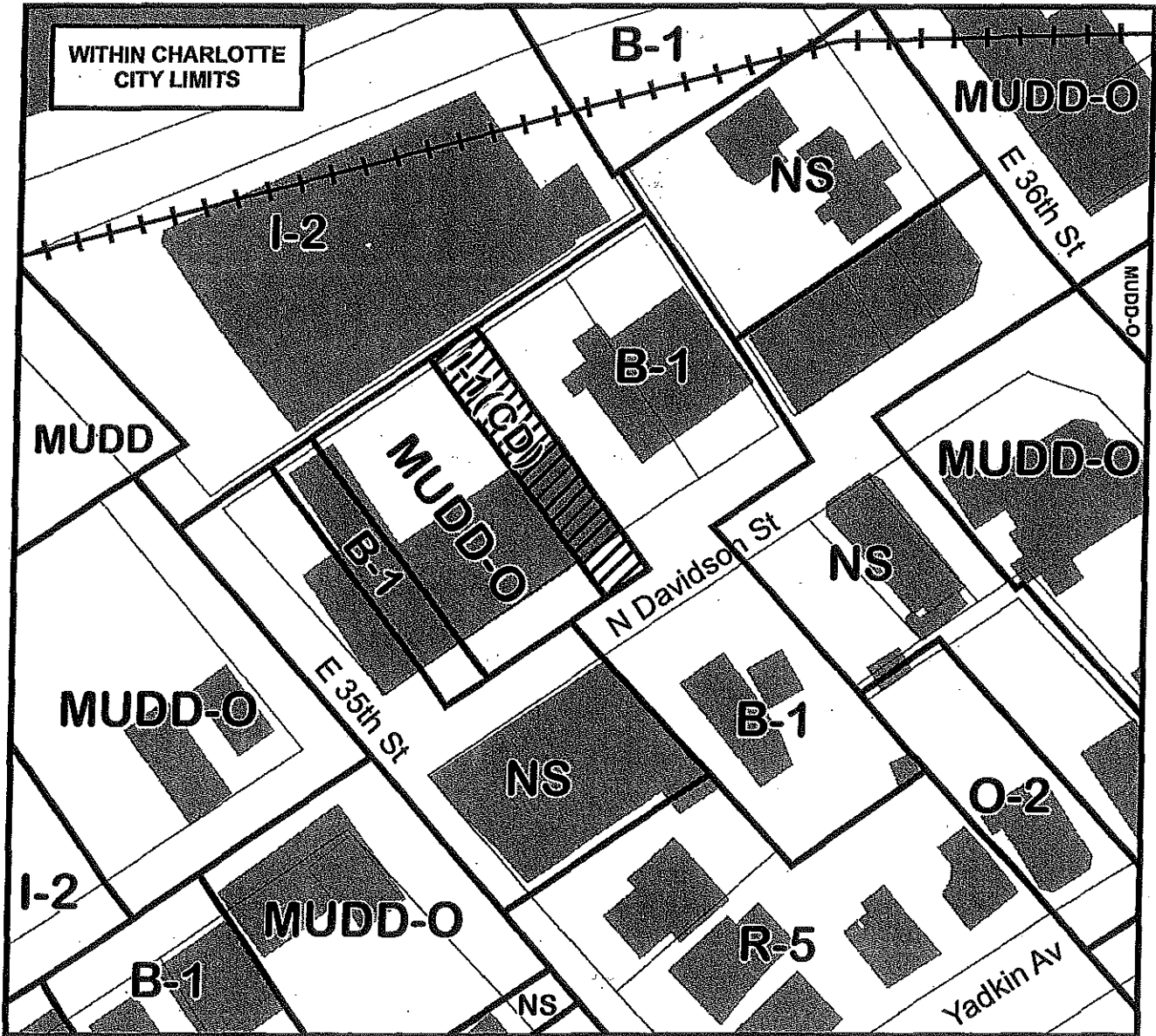
Petition #: **2009-055**

Petitioner: **Chris Ingram**

Zoning Classification (Existing): I-1(CD)  
(Light Industrial, Conditional)

Zoning Classification (Requested): MUDD-O  
(Mixed-Use Development District, Optional)

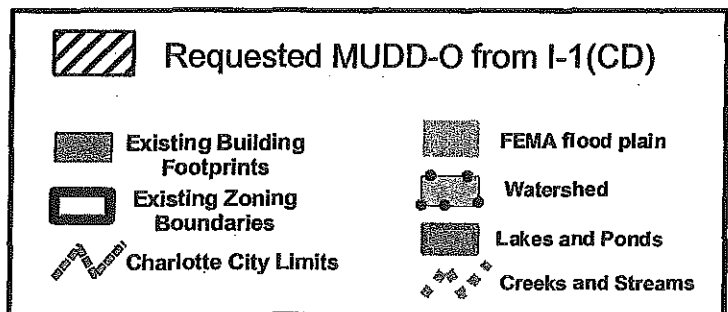
Acreeage & Location : Approximately .072 acres located along North Davidson Street  
between East 35th Street and East 36th Street.



Zoning Map #(s) **89**



Map Produced by the  
Charlotte-Mecklenburg Planning Department  
5-7-2009



**APPROVED BY  
CITY COUNCIL**

SEP 21 2009

Petition No. 2009-056  
ORDINANCE NO. 4271-Z  
Petitioner: AAA of the Carolinas c/o The Carolina Group

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

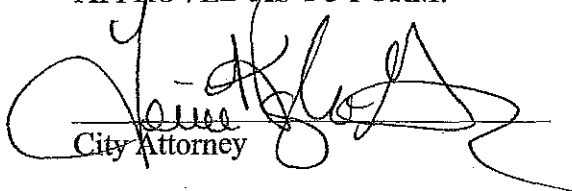
**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:**

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 O-1(CD) and CC to B-1(CD) and O-1(CD) SPA.

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.

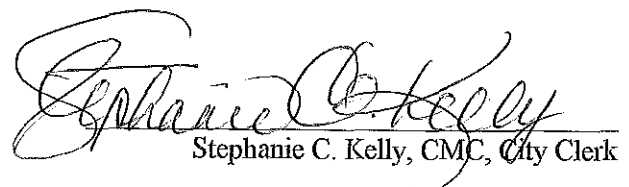
APPROVED AS TO FORM:

  
City Attorney

**CERTIFICATION**

I, Stephanie C. Kelly, 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 21st day of September, 2009, the reference having been made in Minute Book 129, and recorded in full in Ordinance Book 56, Page(s) 346-347.

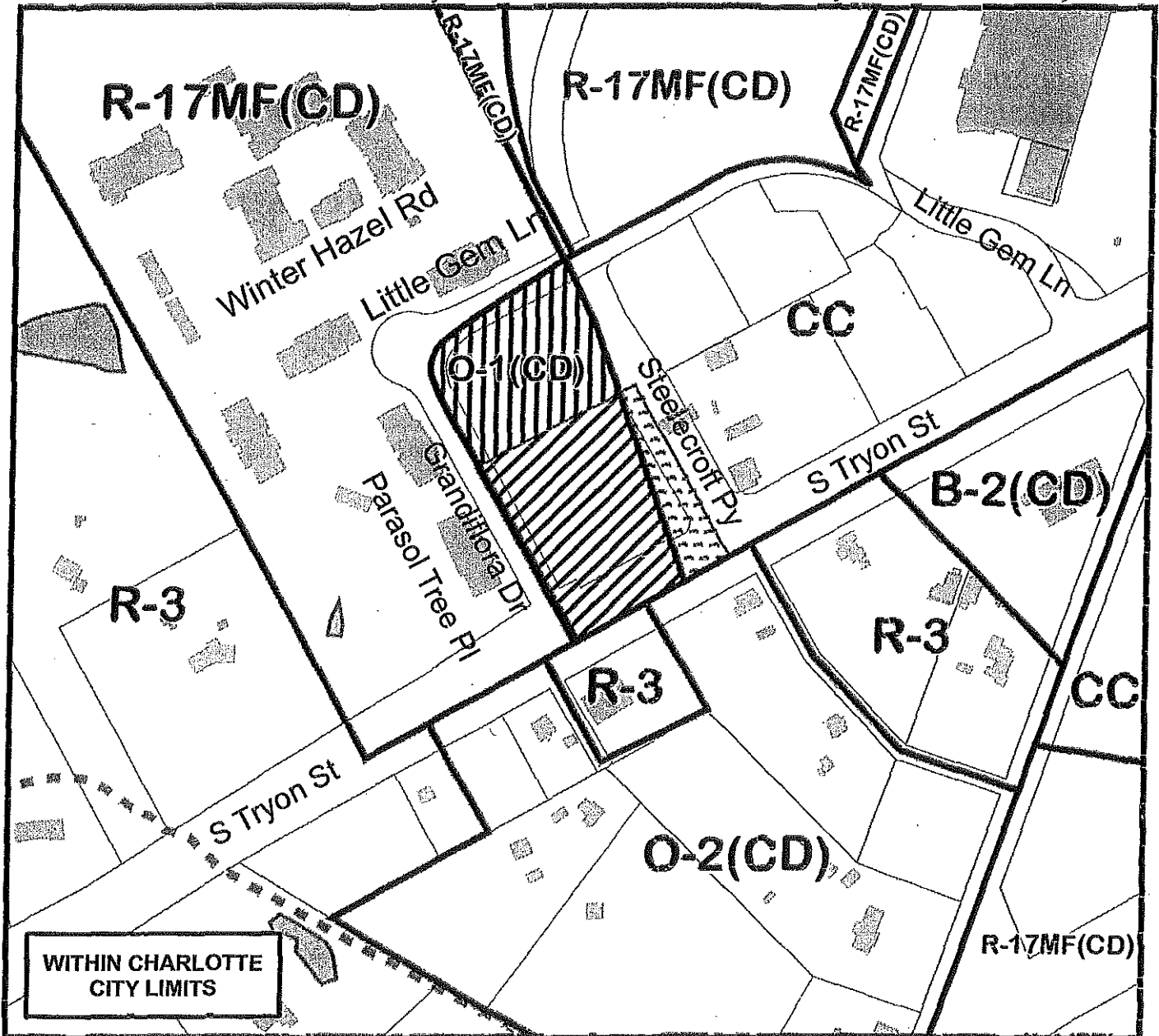
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 4<sup>th</sup> day of January, 2010.

  
Stephanie C. Kelly, CMC, City Clerk

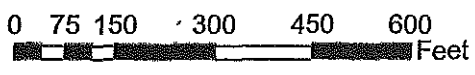
Zoning Classification (Existing): O-1(CD) and CC  
 (Office, Conditional and Commercial Center)

Zoning Classification (Requested): B-1(CD) and O-1(CD) SPA  
 (Neighborhood Business, Conditional and Office, Conditional, Site Plan Amendment)

Acreage & Location : Approximately 2.89 acres located at the intersection  
 of South Tryon Street and Steeplecroft Parkway.



WITHIN CHARLOTTE CITY LIMITS



Zoning Map #(s) **154**

	Requested B-1(CD) from O-1(CD)		FEMA flood plain
	Requested B-1(CD) from CC		Watershed
	Requested O-1(CD) SPA from O-1(CD)		Lakes and Ponds
	Existing Building Footprints		Creeks and Streams
	Existing Zoning Boundaries		
	Charlotte City Limits		

**APPROVED BY  
CITY COUNCIL**

Petition No. 2009-057  
Petitioner: P&L Coliseum, LP

SEP 21 2009

ORDINANCE NO. 4272-Z

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

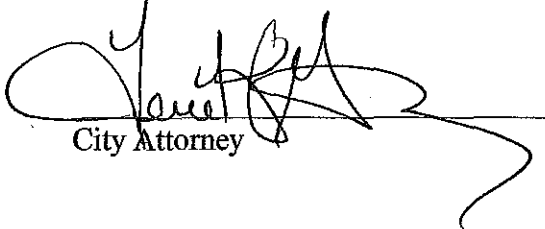
**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:**

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 MUDD-O to MUDD-O SPA.

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.

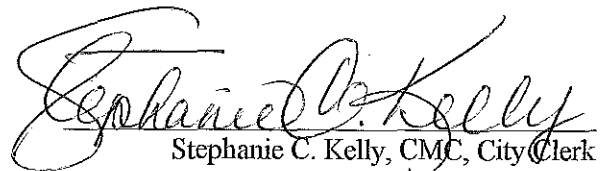
APPROVED AS TO FORM:

  
City Attorney

**CERTIFICATION**

I, Stephanie C. Kelly, 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 21<sup>st</sup> day of September, 2009, the reference having been made in Minute Book 129, and recorded in full in Ordinance Book 56, Page(s) 348-349.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 4<sup>th</sup> day of January, 2010.

  
Stephanie C. Kelly, CMC, City Clerk