

ORDINANCE NO. 4501

AMENDING CHAPTER 3

AN ORDINANCE ENTITLED AMENDING CHAPTER 3, ARTICLES I, II AND III OF THE CITY CODE, ENTITLED "ANIMALS"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA THAT:

Section 1: Section 3-3 of the City Code is amended to read as follows:

Sec. 3-3. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Adequate shelter* means an enclosed area accessible by an animal, of sufficient size and nature so as to provide the animal with reasonable protection from adverse weather conditions.

*Aggression-trained dog* means any dog that has been trained or conditioned, to any extent, to bite, attack or exhibit aggressive behavior towards humans or other domestic animals for any purpose, including, but not limited to, the security of business property or personal security.

*Aggression-training facility* means any person who schools, trains or conditions canines to bite, attack or exhibit aggressive behavior towards humans or other domestic animals for any purpose, including, but not limited to, the security of business property or personal security.

*Animal* means every nonhuman, animate being that is endowed with the power of voluntary motion, including, but not limited to, dogs, cats, livestock and other mammals, birds, reptiles, amphibians and fish.

*Animal control officers* means persons properly appointed by the city to enforce all sections of this chapter and applicable state laws and who are responsible for discharging such other duties and functions as may be prescribed by the board of commissioners and the city council as set forward by this chapter or any other applicable ordinance or state law or pursuant to interlocal agreements cited in section 3-2.

*Bureau* means the Charlotte-Mecklenburg Animal Care & Control Bureau.

*Bureau manager* means the manager of the Charlotte-Mecklenburg Animal Care & Control Bureau. The bureau manager shall have all the powers conferred by state law

upon a county dog warden and by this chapter upon animal control officers or by any other applicable ordinances.

*Cat* means a domestic feline of either sex.

*City-sponsored event* means any event generally open to the public that is funded in whole or in part by, or endorsed by, the city.

*Computation of time.* In computing any period of time, any day which the bureau is open shall be counted. This includes Saturdays, Sundays and legal holidays, when applicable.

*County dog warden* means the manager of the animal control bureau, who shall have all powers conferred by state law upon the county dog warden or by this chapter upon animal control officers.

*County rabies ordinance* means the county ordinance for the control of rabies and other zoonoses.

*Dangerous* means any animal whose behavior, temperament, size, or any combination thereof, when considered under the totality of the circumstances, including the nature of the surrounding area, constitutes a reasonable risk of injuring a human or animal or damaging personal or real property. That behavior includes, but is not limited to, an animal's biting or attacking or attempting to attack a human or another animal. However, this definition shall not apply to any animal that has been subject to provocation or if the victim has been trespassing, as defined in this section, upon the animal owner's premises.

*Dog* means a domestic canine of either sex.

*Domesticated* means those species of animals that are indigenous to the county and normally and customarily share human habitat in the county and are normally dependent on humans for food and shelter in the county, such as, but not limited to, dogs, cats, cattle, horses, swine, fowl, sheep and goats.

*Equine* means any horse, pony, mule, donkey or hinny.

*Exotic or wild animal* means an animal that would ordinarily be confined to a zoo; one that would ordinarily be found in the wilderness of this or any other country; one that is a species of animal not indigenous to the United States or to North America; or one that otherwise is likely to cause a reasonable person to be fearful of significant destruction of property or of bodily harm, and the latter includes, but is not limited to, monkeys, raccoons, squirrels, ocelots, bobcats, wolves, hybrid wolves, venomous reptiles, and other such animals. Such animals are further defined as being those mammals or nonvenomous reptiles weighing over 50 pounds at maturity, which are known at law as *Ferae naturae*. Exotic or wild animals specifically do not include animals of a species customarily used in the state as ordinary household pets, animals

of a species customarily used in the state as domestic farm animals, fish confined in an aquarium other than piranha, birds, or insects.

*Exposed to rabies* means any animal or human bitten by or exposed to any animal known or suspected to have been infected with rabies.

*Guard dogs* means dogs primarily kept for the purpose of protecting premises from intruders or for the purpose of attacking a person coming in the vicinity of the dog.

*Harboring an animal.* An animal shall be deemed to be harbored if it is fed or sheltered 14 days or more, unless the animal is being boarded for a fee.

*Health director* means the director of the county health department.

*Impounded* means any animal that is received into custody by any employee of the bureau.

*Inoculation* means the vaccination of a dog or cat with antirabic vaccine approved by the United States Bureau of Animal Industry, the state department of agriculture and the state board of health at such time as shall be required by state law, the state board of health and/or the local health director bureau manager, as defined in G.S. 106-364(2).

*Livestock* means all animals of a domesticated, agricultural nature, including, but not limited to, equine animals, bovine animals, sheep, goats, llamas, and swine.

*Neutered male* means any male dog or cat which has been rendered sterile by a surgical procedure (orchectomy).

*Owner* means any person owning, keeping, having charge of sheltering, feeding, harboring or taking care of any animal for 14 or more consecutive days, unless the animal is boarded for a fee. If a commercial kennel is involved for breeding, ownership shall be indicated by the kennel operator by showing the registration of the animal in the name of the actual owner of the animal.

*Pasture* means an auxiliary fenced area with sufficient grass for grazing.

*Premises* means a definite portion of real estate, including land with its appurtenances, a building or part of a building.

*Provocation* means any act done towards an animal that a reasonable person would expect to irritate or enrage such an animal to the extent that the animal would be likely to bite or attack, including, but not limited to, teasing, harassing, beating, torturing, injuring, or intentionally causing pain to an animal. Provocation does not include any actions on the part of an individual that pertain to reasonable efforts of self-defense or defense of others.

*Security dogs* is synonymous with *Guard dogs*.

*Shelter* means any facility designated by the city for the purpose of sheltering any animal lawfully impounded by the bureau.

*Spayed female* means a female dog or cat that has been rendered sterile by surgical means (ovariohysterectomy).

*Tether* is defined as a metal chain or coated steel cable to restrain a dog. Rope, bridles, belts, or cords may not be used as a device to secure an animal.

*Tethering* refers to the practice of securing a dog to a stationary object by means of a metal chain or coated steel cable for keeping the animal restrained. This does not refer to periods when animals are being walked on a leash or for temporary grooming or other professional services.

*Trespass* means the wrongful or legally unauthorized entrance onto or invasion of the property of an animal owner or lawful possessor. The cause of the individual to be on the property and any other relevant circumstances shall be considered in order to determine whether a trespass has occurred. A child under the age of seven shall not be deemed to be a trespasser.

Section 2: Section 3-31 of the City Code is amended to read as follows:

Sec. 3-31. Bureau.

(a) *Created; authority.* The Charlotte-Mecklenburg Animal Care & Control Bureau is a consolidated bureau created by the execution of an interlocal agreement between the county and the city. Pursuant to that agreement, the bureau is under the authority of the city.

(b) *Duties of manager and officers.* There shall be a bureau manager of the bureau. The bureau manager and animal control officers shall be charged with the responsibilities of the following:

- (1) Enforcing and carrying out the sections of this chapter and of any other ordinance assigning animal control duties and of all relevant state laws, except that the bureau manager and animal control officers shall have no duties or responsibilities whatsoever with respect to organizing and carrying out any rabies vaccination clinics.
- (2) Making canvasses, including homes and businesses, for the purpose of:
  - a. Ascertaining that all dogs, cats and ferrets are properly licensed, if required;
  - b. Ascertaining that all dogs and cats are currently vaccinated against rabies;
  - c. Organizing and carrying out any such canvas having sole and exclusive authority, control and responsibility for such actions; and
  - d. Ascertaining that sections of this chapter are being followed.

- (3) Investigating complaints regarding animals.
- (4) Enforcing the laws with regard to the vaccination of dogs and cats against rabies and enforcement of the county rabies ordinance; investigating all reported animal bites or other human physical contact of the suspected rabid animal, enforcement of quarantine of any animal involved, and submission of bite reports and reports of human contacts to the health director. The county ordinance for the control of rabies and other zoonoses declares that the health director is responsible for county programs to monitor and control rabies and other zoonotic diseases.
- (5) Supervising the animal shelter and bureau employees.
- (6) Protecting animals from neglect and abuse.

(c) *Uniform.* Every employee of the bureau, while performing the respective duties in subsection (b) of this section, shall wear any required uniform and badge as determined by the bureau manager.

(d) *Weapons.* The employees of the bureau shall not carry on their person any firearms of any kind unless specifically authorized by the bureau manager or his designee. However, employees of the bureau may store at the animal shelter, or carry in bureau vehicles, firearms, including tranquilizer guns, approved for use by the bureau manager or his designee. Such firearms may be used when necessary to enforce sections of this chapter or other applicable laws for the control of wild, diseased or dangerous animals or for public safety when the bureau manager deems the action necessary. While acting with weapons in their official capacity, employees of the bureau shall be exempt from any section of this Code otherwise requiring permits or city council approval.

Section 3: Section 3-62 of the City Code is amended to read as follows:

Sec. 3-62. Abuse of animals.

- (a) *Prohibited.* It shall be unlawful if a person negligently or willfully:
- (1) Fails to provide adequate food and/or water for any animal he owns, possesses, or harbors;
  - (2) Overworks or overdrives any animal causing physical pain, suffering or death;
  - (3) Beats, tortures, injures, torments, poisons or mutilates any animal causing physical pain, suffering or death;
  - (4) Fails to provide adequate medical attention for any sick, diseased or injured animal he owns, possesses, or harbors;
  - (5) Keeps any animal under unsanitary or inhumane conditions which are detrimental to the animal's health and general welfare or fails to maintain a condition of good order and cleanliness which reduces the probability of transmission of disease;

- (6) Teases, molests, or in any way bothers or harasses any animal;
- (7) Sets any rabbit, hare, raccoon or other such animal loose for the purpose of chasing, hunting or having a race thereafter;
- (8) Promotes, stages, holds, manages, conducts, carries on or attends any game, exhibition, contest, fight or combat between one or more animals or between animals and humans;
- (9) Fails to provide an adequate shelter for an animal he owns, possesses, harbors, or encloses, wherein the animal can be protected from extremes of weather (heat, cold, rain, etc.) and allowed to remain dry and comfortable during inclement weather;
- (10) Conveys any type of animal in a motor vehicle or in a wagon or trailer pulled by a motor vehicle or in a truck or the back of a truck without having such animal reasonably secured so as to prevent the animal from leaping or being thrown from the vehicle or in such a way as to cause pain, suffering, unreasonable discomfort or death to the animal;
- (11) Places or confines an animal or allows an animal to be placed or confined in a motor vehicle under such conditions or for such a period of time as to endanger the health or well-being of such animal due to temperature, lack of food or drink, or such other conditions as may reasonably be expected to cause suffering, disability or death:
  - a. After making a reasonable effort to find the driver of a vehicle in which an animal is confined, an employee of the bureau, in the presence of a police officer, may use the least intrusive means to break and enter the vehicle if necessary to remove the animal where probable cause exists to believe that the animal is in the vehicle in violation of this subsection.
  - b. The officer removing the animal shall then impound it and leave in a prominent place on the motor vehicle a written notice of the animal's impoundment, a brief description of the animal, and where and when the animal may be reclaimed. In addition, the officer may also use any other enforcement method authorized by section 3-33.
  - c. So long as an animal is within sight of an employee of the bureau or a police officer, section 3-32 shall not be interpreted to require that any warrant be obtained before removing the animal so long as such removal is otherwise consistent with the United States Constitution.
- (12) Fails to provide sufficient shade, when sunlight is likely to cause overheating and discomfort, to allow all animals kept outdoors to protect themselves from the direct rays of the sun; or
- (13) Keeps animals outdoors without access to shelter to allow them to remain dry and comfortable during inclement weather.
- (14) Keeps dogs in outdoor kennels used for the primary purpose of restraining dogs, where there is less than fifty (50) square feet of kennel space per dog. Outdoor kennels shall be kept in a state of repair to prevent injury to the dog(s). Carriers, crates or other similar devices used for training or temporary housing

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shall only be utilized indoors. This requirement shall not apply to the housing of dogs whose primary purpose is hunting activities.

(b) *Convictions.* If a person has been criminally convicted twice of a violation of this section or of G.S. 14-360, G.S. 14-361, G.S. 14-361.1, G.S. 14-362 or G.S. 14-363 and any two such convictions have both occurred within the last five years preceding a request by such person for an animal license or permit, the animal license or permit request shall be refused. In that situation, the person shall be eligible to apply for an animal license permit five years after the date of the last criminal conviction.

(c) *Euthanizing exception.* Nothing in this section shall be construed to prohibit the bureau or veterinarians from euthanizing dangerous, unwanted, injured or diseased animals in a humane manner; nor to prohibit slaughterhouses or medical facilities from the proper, humane and lawful carrying out of their activities or duties.

(d) *Pet shops.* Animal control officers shall have the authority to conduct inspections of pet stores, to the extent not preempted by state law, in order to determine if there is any abuse of animals. Pet shops shall also be subject to the county ordinance for the control of rabies and other zoonoses as administered and enforced by the county health department. Abuse of animals shall include any act described in this section or any other act that is detrimental to the well-being of the animal. It shall be unlawful for any pet store employee or pet store owner to violate this section.

Section 4: Section 3-71 of the City Code is amended to read as follows:

Sec. 3-71. Restraint of animals.

(a) *Physical restraint.* It shall be unlawful for any person owning or having possession, charge, custody or control of any animal, excluding cats, to keep such animal on his own premises or off the premises, unless such animal is under sufficient physical restraint, such as a leash, cage, bridle or similar effective device which restrains and to controls the animal, or within a vehicle or adequately contained by a fence on the premises or other secure enclosure. If the physical restraint used is a leash, bridle, or other device requiring a person to control the animal, the person using such restraint must be of sufficient age and physical size or ability to reasonably restrain the animal. If the secure enclosure is an invisible fence system, then all components of the system must be in working order and in proper place. Additionally, there must be a visible, permanent sign on the premises stating that there is an invisible fence.

(b) *Tethering.* Dogs may be tethered to a stationary object only if conditions 1-9 are met:

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(1) A tether shall be equipped with a swivel on both ends.

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(2) A tether shall be a minimum of ten (10) feet in length and shall be made of either metal chain or coated steel cable.

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(3) Tethers shall be attached to a buckle-type collar or harness and under no circumstances shall the tether itself be placed directly around a dog's neck. Tethers shall not be used in conjunction with training collars such as choke or pinch-style collars.

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(4) The weight of the tether shall not exceed ten percent (10%) of the total body weight of the dog but shall be of sufficient strength to prevent breakage.

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(5) The tether by design and placement shall allow the dog a reasonable and unobstructed range of motion without the possibility of entanglement, strangulation or other injury. The tether shall allow the dog access to adequate food, water and shelter.

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(6) A dog must be four (4) months of age or older to be tethered.

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(7) Only one dog shall be attached to a single tether.

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(8) Pulley systems, running lines, and trolley systems may be used in conjunction with a tether.

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(9) Pulley systems, running lines or trolley systems shall be at least ten (10) feet in length and no more than seven (7) feet above the ground.

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(a) The line of the pulley system, running line or trolley system to which the tether is attached shall be made of coated steel cable.

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(b) No tether shall be affixed to a stationary object which would allow a dog to come within 5 feet of any property line.

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(10) An Animal control officer may in his/her discretion order a more restrictive tethering requirement if circumstances require and it is not detrimental to the health, safety or welfare of a dog.

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(11) Exemptions. Citizens residing in townhomes, apartments, condos or similar multi-family housing units with lot sizes insufficient to meet the length and property line requirements specified in sections 2, 8 and 9 above, may only tether dogs for temporary exercise and relief.

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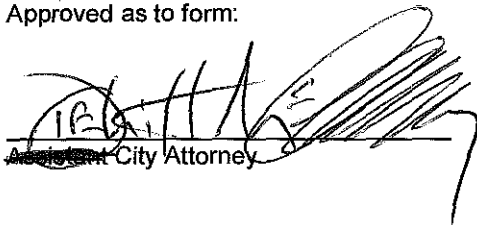
(bc) *Adult with animal on premises.* If a responsible adult is physically outdoors, and immediately adjacent to the animal, on the land where the owner of the animal resides, and the animal is under the person's direct control and is obedient to that person's commands, this section shall not apply during the duration of the time the animal is in the company and under the control of that adult and the animal is on the premises. An adult is defined as a person 18 years of age or older.

(ed) *Public parks.* It shall be unlawful for any person owning or having possession, charge, custody, or control of any dog to take the dog into or allow the dog to enter any public park without being at all times under the restraint of a leash, except while in designated off-leash areas, in accordance with the rules and regulations pertaining to such off-leash areas. This subsection shall not apply to the following:

- (1) Parks that have been designated as leash-free parks by the governmental agency responsible for the park.
- (2) Guide and hearing-aid dogs that are in the company of blind or deaf persons or being trained for such purposes.
- (3) Dogs employed or hired by law enforcement agencies or by the governmental agency responsible for the park to perform a governmental purpose within the park.

Section 5: This ordinance shall become effective on March 1, 2011.

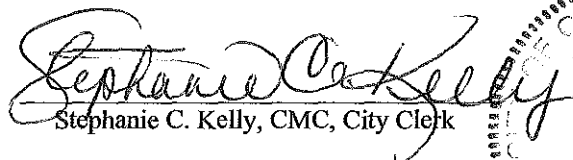
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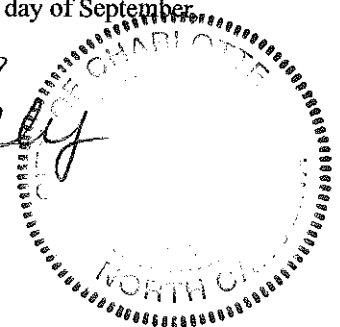
  
Assistant City Attorney

#### 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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Pages (737-745).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



ORDINANCE NO. 4502-X

O-21

AN ORDINANCE TO AMEND ORDINANCE NUMBER 4450-X, THE 2010-2011 BUDGET ORDINANCE PROVIDING AN APPROPRIATION FOR THE BROADBAND TECHNOLOGY OPPORTUNITIES PROGRAM GRANT

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

- Section 1. That the sum of \$16,702,490 is hereby estimated to be available from the US Department of Commerce as part of the American Recovery & Reinvestment Act of 2009
- Section 2. That the sum of \$16,702,490 is hereby appropriated in the Stimulus Grants Fund (0440), Broadband Technology Opportunities Program Grant (0031060)
- Section 3. This 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:

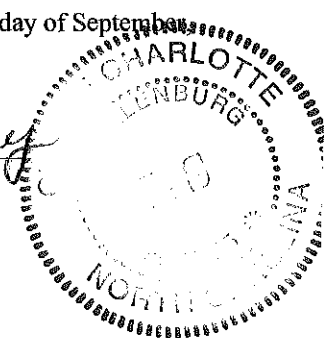
  
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City Attorney

**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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 746.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
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Stephanie C. Kelly, CMC, City Clerk



AN ORDINANCE TO AMEND ORDINANCE NUMBER 4450-X, THE 2010-2011 BUDGET ORDINANCE, PROVIDING APPROPRIATIONS FOR BOTH THE INTERNATIONAL ECONOMIC DEVELOPMENT COUNCIL AND URBAN LAND INSTITUTE FOR CONFERENCE SPONSORSHIP REQUESTS.

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

Section 1. That the sum of \$30,000 is hereby available from the General Fund Council Discretionary account (0101; 530.00) for conference sponsorship requests.

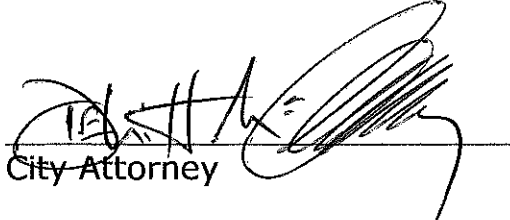
Section 2. That the sum of \$30,000 is hereby appropriated to the General Fund Non-Departmental account:

\$10,000 International Economic Development Council  
\$20,000 Urban Land Institute

Section 3. All ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be effective upon adoption.

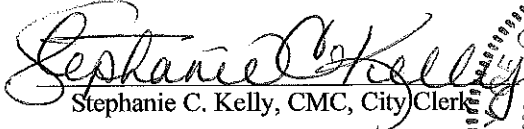
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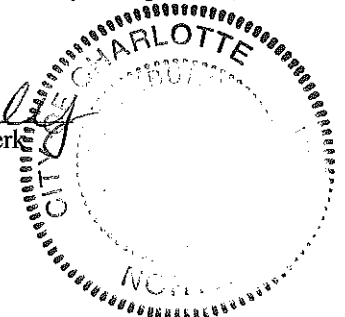
  
City Attorney

**CERTIFICATION**

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



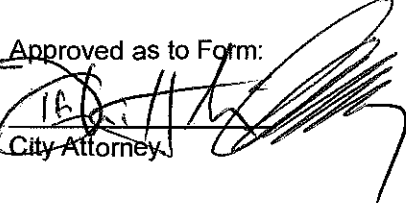
ORDINANCE NO. 4504-X

O-23

AN ORDINANCE TO AMEND ORDINANCE NUMBER 4450-X, THE 2010-2011 BUDGET  
ORDINANCE, APPROPRIATING \$303,912.12 FROM THE GOVERNOR'S CRIME  
COMMISSION GRANT FOR THE GANGNET SYSTEM.

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

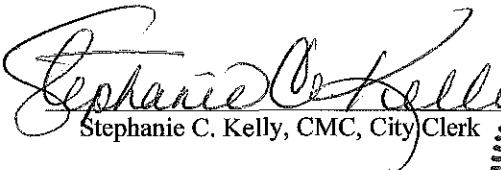
- Section 1. That the sum of \$303,912.12 is hereby available from the Governor's Crime Commission Grant for the GangNet system.
- Section 2. That the sum of \$303,912.12 is hereby appropriated to the Public Safety Grant Fund
- Section 3. All ordinances in conflict with this ordinance are hereby repealed.
- Section 4. This ordinance shall be effective immediately.

Approved as to Form:  
  
City Attorney

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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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 748.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



AN ORDINANCE TO AMEND ORDINANCE NUMBER 4450-X , THE 2010-2011 BUDGET ORDINANCE, APPROPRIATING \$5,246,089 IN FAA GRANT FUNDS FOR NEW RUNWAY PROJECTS AND TRANSFERRING \$3,670,000 OF 2007 SERIES B GENERAL AIRPORT REVENUE BONDS TO THE DEBT SERVICE FUND.

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

Section 1. That the sum of \$5,246,089 is available from an FAA grant for projects related to the new runway.

Section 2. That the sum of \$5,246,089 is hereby appropriated to the Airport Capital Budget:  
2090 - 540.14 = \$3,671,927  
2090 - 540.16 = 587,095  
2090 - 540.18 = \$987,067

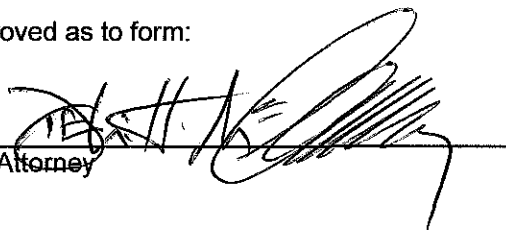
Section 3. That the sum of \$3,670,000 of 2007 Series B General Airport Revenue Bonds is transferred to the Debt Service Fund.

Section 4. 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 5. All ordinances in conflict with this ordinance are hereby repealed.

Section 6. This ordinance shall be effective upon adoption.

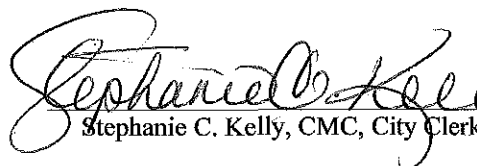
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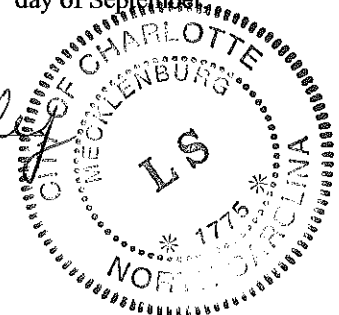
  
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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
\_\_\_\_\_  
Stephanie C. Kelly, CMC, City Clerk



AN ORDINANCE TO AMEND ORDINANCE NUMBER 4450-X , THE 2010-2011 BUDGET ORDINANCE, APPROPRIATING \$350,000 IN AIRPORT DISCRETIONARY FUNDS TO BE REPLACED WITH FUTURE GRANT PROCEEDS, GENERAL AIRPORT REVENUE BOND PROCEEDS, AND/OR PASSENGER FACILITY CHARGE REVENUES FOR ACQUISITION OF AN AIRPORT FIRE TRUCK.

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

Section 1. That the sum of \$350,000 is available from Airport Discretionary Funds for the acquisition of a remanufactured airport fire truck.

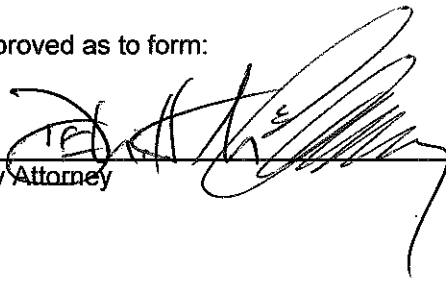
Section 2. That the sum of \$350,000 is hereby appropriated to the Airport Capital Budget:  
2084 - 529.14

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:

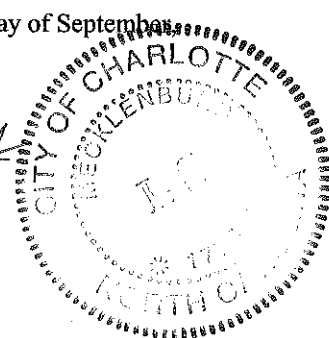
  
\_\_\_\_\_  
City Attorney

**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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 750.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



AN ORDINANCE TO AMEND ORDINANCE NUMBER 4450-X , THE 2010-2011 BUDGET ORDINANCE, APPROPRIATING \$130,000 FROM THE PASSENGER FACILITY CHARGE FUND FOR THE ACQUISITION OF THE ICE GUARD SYSTEM.

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

Section 1. That the sum of \$130,000 is available from Passenger Facility Charge Fund for the acquisition of the IceGuard system.

Section 2. That the sum of \$130,000 is hereby appropriated to the Airport Capital Budget:  
2084 - 529.16 = \$130,000

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 5. All ordinances in conflict with this ordinance are hereby repealed.

Section 6. This ordinance shall be effective upon adoption.

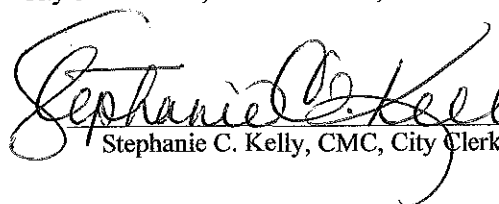
Approved as to form:

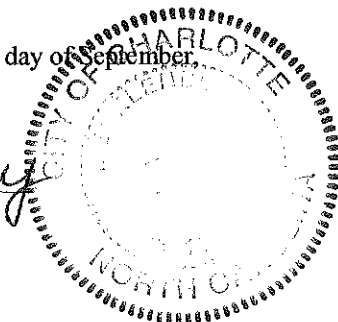
  
\_\_\_\_\_  
City Attorney

**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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 751.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



September 13, 2010  
Ordinance Book 56, Page 752

ORDINANCE NO. 4508-X

## ORDINANCE

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 4427 A & B MONROE ROAD 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 EVELYN H. FURR 2010 SHARON LANE CHARLOTTE, NC 28211

WHEREAS, the dwelling located at 4427 A & B Monroe Road 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; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

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 4427 A & B Monroe Road in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:



Assistant City Attorney

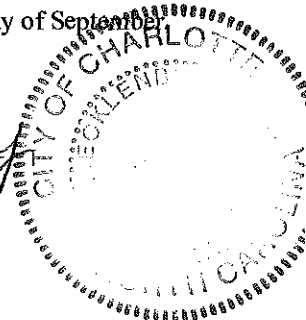
## CERTIFICATION

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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 752.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September 2010.



Stephanie C. Kelly, CMC, City Clerk





September 13, 2010  
Ordinance Book 56, Page 753

## ORDINANCE

ORDINANCE NO. 4509-X


AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 6500 PARK SOUTH DRIVE 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 FIRST GROUP PROPERTIES, INC 1727-8A SARDIS ROAD NORTH SUITE 255 CHARLOTTE, NC 28270

WHEREAS, the dwelling located at 6500 Park South Drive 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; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

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 6500 Park South Drive in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.


APPROVED AS TO FORM:

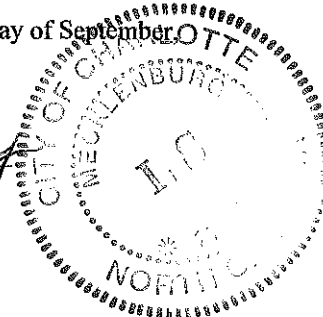
  
Assistant City Attorney

## 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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 753.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



September 13, 2010  
Ordinance Book 56, Page 754

## ORDINANCE

ORDINANCE NO. 4510-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1135 NORTH ALEXANDER 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 TO-GO COMPANY P.O BOX 30071 CHARLOTTE, NC 28230

WHEREAS, the dwelling located at 1135 North Alexander Street 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; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

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 1135 North Alexander Street in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

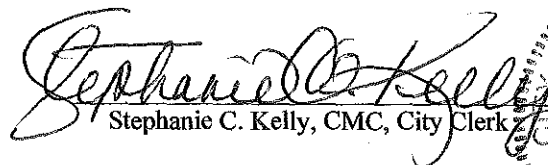
APPROVED AS TO FORM:

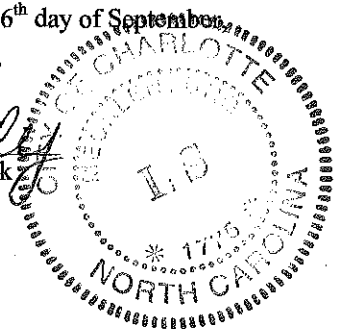
  
Assistant City Attorney

## 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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 754.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



September 13, 2010  
Ordinance Book 56, Page 755

ORDINANCE NO. 4511-X

## ORDINANCE


AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 2153 HIGHLAND 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 THE WILKS REALTY GROUP LLC AND JAMES B. BRASWELL 6035 SULLINS ROAD CHARLOTTE, NC 28214

WHEREAS, the dwelling located at 2153 Highland Street 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; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

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 2153 Highland Street in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

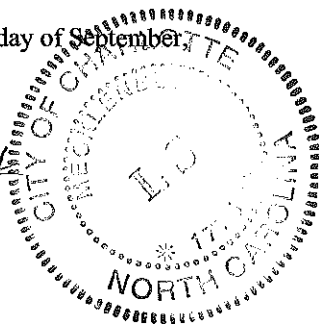
  
Assistant City Attorney

## 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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 755.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September 2010.

  
Stephanie C. Kelly, CMC, City Clerk



September 13, 2010  
Ordinance Book 56, Page 756

## ORDINANCE

### ORDINANCE NO. 4512-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 200 MILL ROAD 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 JMJ PROPERTIES & ASSOCIATES II, LLC 9519 HAMPTON OAKS LANE CHARLOTTE, NC 28270

WHEREAS, the dwelling located at 200 Mill Road 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; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

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 200 Mill Road in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

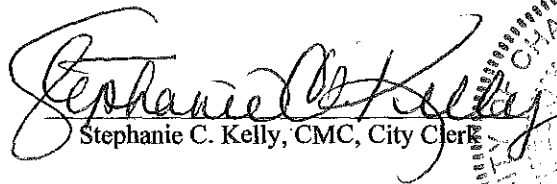
APPROVED AS TO FORM:

  
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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 756.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



September 13, 2010  
Ordinance Book 56, Page 757

## ORDINANCE

ORDINANCE NO. 4513-X


AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 3310 PARKWAY 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 JANNIE M. PRIDE P.O BOX 667572 CHARLOTTE, NC 28266

WHEREAS, the dwelling located at 3310 Parkway Avenue 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; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

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 3310 Parkway Avenue in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

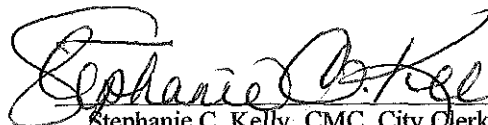
APPROVED AS TO FORM:

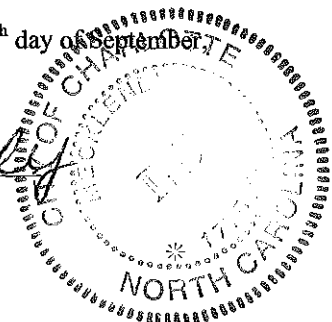
  
Assistant City Attorney

## 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 13<sup>th</sup> day of September, 2010, the reference having been made in Minute Book 130, and recorded in full in Ordinance Book 56, Page 757.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September 2010.

  
Stephanie C. Kelly, CMC, City Clerk



September 13, 2010  
Ordinance Book 56, Page 758

ORDINANCE NO. 4514-X

## ORDINANCE

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE BUILDING AT 3008 ROZZELLES FERRY ROAD 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 VIC JOHN HOUSIADAS 416 GREYSTONE ROAD CHARLOTTE, NC 28209

WHEREAS, the building located at 3008 Rozzelles Ferry Road 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 building; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

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 building located at 3008 Rozzelles Ferry Road in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

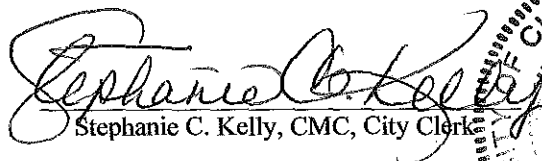
APPROVED AS TO FORM:

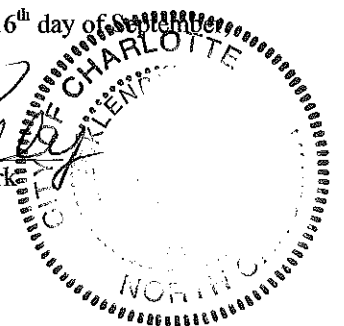
  
Assistant City Attorney

## CERTIFICATION

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



September 13, 2010  
Ordinance Book 56, Page 759

## ORDINANCE

ORDINANCE NO. 4515-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 705 TENNYSON DRIVE 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 CHESTNUT INVESTMENTS, LLC 511 4<sup>TH</sup> AVENUE 1<sup>ST</sup> FLOOR ASHBURY PARK, NJ 07712

WHEREAS, the dwelling located at 705 Tennyson Drive 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; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

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 705 Tennyson Drive in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

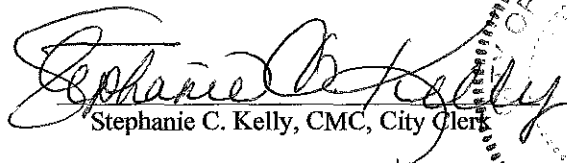
APPROVED AS TO FORM:

  
Assistant City Attorney

## CERTIFICATION

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16<sup>th</sup> day of September 2010.

  
Stephanie C. Kelly, CMC, City Clerk

