

ORDINANCE NO. 4887-Z

Amendment to an Ordinance – Fire Station No. 2

Amendment to an Ordinance – Fire Station No. 2

Amendment to the ordinance for the Historic Landmark known as “Fire Station No. 2.” This amendment expands the local historic landmark designation of the property to include the .17 acres of land associated with the building (land and building listed under Tax Parcel Number 12303612 as of March 1, 2012 in the Mecklenburg County Tax Office, Charlotte, North Carolina). Fire Station No. 2 is located at 1212 South Boulevard in Charlotte, North Carolina, and is owned by Cram Holdings Group LLC. Fire Station No. 2 was originally designated as an historic landmark by the Charlotte City Council on January 19, 1976.

WHEREAS, all of the prerequisites to the adoption of this amendment 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 16th day of April, 2012, on the question of amending the ordinance designating Fire Station No. 2 as an historic landmark; 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 9th day of April, 2012, on the question of amending the ordinance designating Fire Station No. 2 as an historic landmark; and

Amendment to an Ordinance – Fire Station No. 2

WHEREAS, completed in 1909, Fire Station No. 2 is the oldest fire station building in Mecklenburg County; and

WHEREAS, the current lot of land is historically associated with Fire Station No. 2; and

WHEREAS, Fire Station No. 2 was originally designated as an historic landmark by the Charlotte City Council on January 19, 1976; and

WHEREAS, the designation of the land around the fire station building would help to preserve the historical integrity of the property; and

~~WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as Fire Station No. 2 possesses special significance in terms of its history, architecture, and/or cultural importance; and~~

WHEREAS, the property known as Fire Station No. 2 is owned by Cram Holdings Group LLC.

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

1. That the ordinance for the Historic Landmark known as “Fire Station No. 2” originally adopted by the Charlotte City Council on January 19, 1976, is hereby amended to include .17 acres of land associated with the building (land and building listed under Tax Parcel Number 12303612 as of March 1, 2012 in the Mecklenburg County Tax Office, Charlotte, North Carolina) as pursuant to Chapter 160A, Article 19, as amended, of the General Statutes of North Carolina. Fire Station No. 2 is located at 1212 South Boulevard in Charlotte, North Carolina, and is owned by Cram Holdings Group LLC.

Amendment to an Ordinance – Fire Station No. 2

2. That said designated historic landmark may be materially altered, restored, moved or demolished only following issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Landmarks Commission. An application for a Certificate of Appropriateness authorizing the demolition of said landmark may not be denied, except if such landmark is judged to be of State-wide significance by duly authorized officials of the North Carolina Division of Archives and History. However, the effective date of such Certificate may be delayed in accordance with Chapter 160A, Article 19, and amendments thereto, and hereinafter adopted.

~~3. Nothing in this ordinance shall be construed to prevent or delay ordinary~~
maintenance or repair of any architectural feature in or on said landmark that does not
~~involve a change in design, material or outer appearance thereof, nor to prevent or delay~~
the construction, reconstruction, alteration, restoration, demolition or removal of any such
feature when a building inspector or similar official certifies to the Commission that such
action is required for the public safety because of an unsafe condition. Nothing herein
shall be construed to prevent the owner of the historic landmark from making any use of
the historic landmark not prohibited by other statutes, ordinances or regulations. Owners
of locally designated historic landmarks are expected to be familiar with and to follow
*The Secretary of the Interior's Standards for Rehabilitation and Guidelines for
Rehabilitating Historic Buildings*, the guidelines used by the Charlotte-Mecklenburg
Historic Landmarks Commission to evaluate proposed alterations or additions.

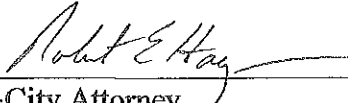
Amendment to an Ordinance – Fire Station No. 2

4. That a suitable sign may be posted indicating that said property has been designated as an historic landmark and containing any other appropriate information. If the owner consents, the sign may be placed on said historic landmark.

5. That the owners of the historic landmark known as “Fire Station No. 2” 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.

6. That which is designated as an historic landmark shall be subject to Chapter 160A, Article 19, of the General Statutes of North Carolina as amended, and any amendments to it and any amendments hereinafter adopted.

Approved as to form:

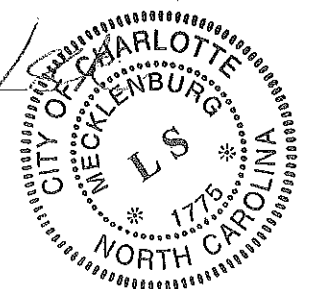

Assistant City Attorney

CERTIFICATION

I, Ashleigh Martin, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 14th day of May, 2012, the reference having been made in Minute Book 133, and recorded in full in Ordinance Book 57, Pages (639-642).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 4th day of June, 2012.


Ashleigh M. Price, Deputy City Clerk



ORDINANCE NO. 4886-Z

Amendment to an Ordinance – Dr. George E. Davis House

Amendment to the ordinance for the Historic Landmark known as the “Dr. George E. Davis House.” This amendment expands the local historic landmark designation of the property to include .365 acres of land as shown on EXHIBIT A (land and house listed under Tax Parcel Number 06901220 as of March 1, 2012 in the Mecklenburg County Tax Office, Charlotte, North Carolina). The Dr. George E. Davis House is located at 301 Campus Street in Charlotte, North Carolina, and is owned by Johnson C. Smith University. The Dr. George E. Davis House was originally designated as an historic landmark by the Charlotte City Council on January 21, 1985.

WHEREAS, all of the prerequisites to the adoption of this amendment 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 16th day of April, 2012, on the question of amending the ordinance designating the Dr. George E. Davis House as an historic landmark; 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 9th day of April, 2012, on the question of amending the ordinance designating the Dr. George E. Davis House as an historic landmark; and

Amendment to an Ordinance – Dr. George E. Davis House

WHEREAS, Dr. George E. Davis (1862-1959), a graduate of Biddle Institute (now Johnson C. Smith University) and Howard University, was a figure of seminal importance in the history of Charlotte and Mecklenburg County, as the first black professor at Biddle Institute, as Dean of the Faculty, and as North Carolina state agent for the Rosenwald Fund; and

WHEREAS, Charlotte-Mecklenburg Historic Landmarks Commission is working with Johnson C. Smith University to restore the Dr. George E. Davis House; and

WHEREAS, Dr. George E. Davis House was originally designated as an historic landmark by the Charlotte City Council on January 19, 1976; and

WHEREAS, the designation of additional land around the Dr. George E. Davis House would help to preserve the historical integrity of the property; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as Dr. George E. Davis House possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the property known as Dr. George E. Davis House is owned by Johnson C. Smith University.

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

1. That the ordinance for the Historic Landmark known as the “Dr. George E. Davis House” originally adopted by the Charlotte City Council on January 21, 1985, is hereby amended to include .365 acres of land associated with the building (land and building listed under Tax Parcel Number 06901220 as of March 1, 2012, in the Mecklenburg

Amendment to an Ordinance – Dr. George E. Davis House

County Tax Office, Charlotte, North Carolina) as pursuant to Chapter 160A, Article 19, as amended, of the General Statutes of North Carolina. Dr. George E. Davis House is located at 301 Campus Street in Charlotte, North Carolina, and is owned by Cram Holdings Group LLC.

2. That said designated historic landmark may be materially altered, restored, moved or demolished only following issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Landmarks Commission. An application for a Certificate of Appropriateness authorizing the demolition of said landmark may not be denied, except if such landmark is judged to be of State-wide significance by duly authorized officials of the North Carolina Division of Archives and History. However, the effective date of such Certificate may be delayed in accordance with Chapter 160A, Article 19, and amendments thereto, and hereinafter adopted.

3. Nothing in this ordinance shall be construed to prevent or delay ordinary maintenance or repair of any architectural feature in or on said landmark that does not involve a change in design, material or outer appearance thereof, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition or removal of any such feature when a building inspector or similar official certifies to the Commission that such action is required for the public safety because of an unsafe condition. Nothing herein shall be construed to prevent the owner of the historic landmark from making any use of the historic landmark not prohibited by other statutes, ordinances or regulations. Owners of locally designated historic landmarks are expected to be familiar with and to follow *The Secretary of the Interior's Standards for Rehabilitation and Guidelines for*

Amendment to an Ordinance – Dr. George E. Davis House

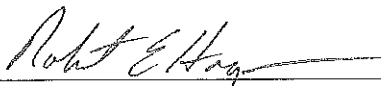
Rehabilitating Historic Buildings, the guidelines used by the Charlotte-Mecklenburg Historic Landmarks Commission to evaluate proposed alterations or additions.

4. That a suitable sign may be posted indicating that said property has been designated as an historic landmark and containing any other appropriate information. If the owner consents, the sign may be placed on said historic landmark.

5. That the owners of the historic landmark known as the “Dr. George E. Davis 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.

6. That which is designated as an historic landmark shall be subject to Chapter 160A, Article 19, of the General Statutes of North Carolina as amended, and any amendments to it and any amendments hereinafter adopted.

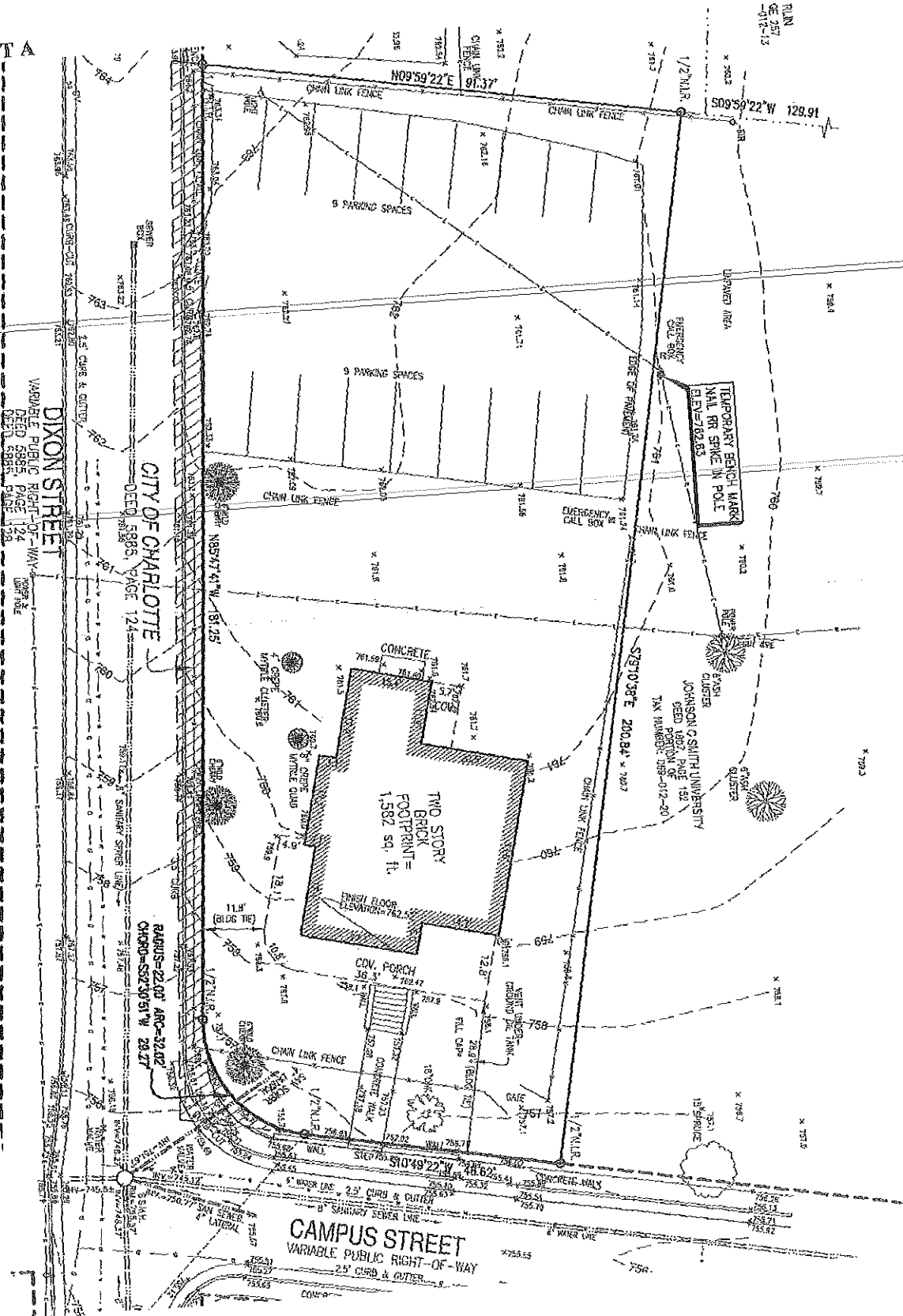
Approved as to form:



Assistant City Attorney

Amendment to an Ordinance - Dr. George E. Davis House

EXHIBIT A

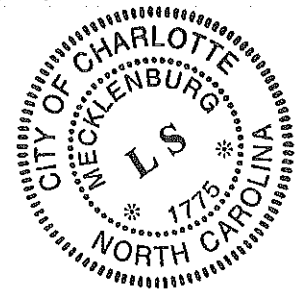


CERTIFICATION

I, Ashleigh Martin, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 14th day of May, 2012, the reference having been made in Minute Book 133, and recorded in full in Ordinance Book 57, Pages (644-646).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 4th day of June, 2012.


Ashleigh M. Price, Deputy City Clerk



ORDINANCE NO. 4889

EXHIBIT A

REVISIONS TO SECTION 287 OF THE
PASSENGER VEHICLE FOR HIRE ORDINANCE
(CHAPTER 22 OF THE CITY CODE)

Sec. 22-287. -General vehicle requirements.

[Effective until June 30, 2012]

- (a) All passenger vehicles for hire shall satisfy the vehicle age requirements contained in this section. Except as permitted in subsection 22-30(1)d. and as herein stated, on July 1st, 2006 and thereafter, it shall be unlawful to place or keep in passenger vehicle for hire service any previously owned or used vehicle, unless the previously owned or used vehicle has been approved by the passenger vehicle for hire manager for passenger vehicle for hire service, and provided:
- (1) The vehicle, excepting limousines and para-transit vehicles, is no older than ten years;
 - (2) The passenger vehicle for hire manager is satisfied with the condition of the passenger vehicle for hire;
 - (3) Once the vehicle exceeds ten years in age, it shall be removed immediately from passenger vehicle for hire service; and
 - (4) The passenger vehicle for hire manager is permitted to waive the age limit of ten years for unique vehicles.
- (b) All passenger vehicles for hire shall be clean, operable and in good repair. Trunks in all passenger vehicles for hire shall be clean and empty except for one spare tire and necessary emergency equipment.
- (c) Each taxicab must have a minimum of three doors, two doors allowing entry to the driver's compartment of the vehicle and one door allowing entry to the passenger's compartment of the vehicle. Notwithstanding this subdivision, all doors of passenger vehicles for hire shall be operable from the inside and outside of the vehicle and constructed with a double or safety lock on each door.
- (d) All upholstery covering or interior lining in any passenger vehicle for hire shall be substantially free of cuts or tears.
- (e) Floor mats of rubber or other material shall be provided and shall at all times be removable. No passenger vehicle for hire shall have on the floor of the vehicle any footrest bracket or other fixture extending above the top of the floor mat.
- (f) Seat belts shall be provided for each passenger of a passenger vehicle for hire to the extent required as original equipment by the federal government.

[The following version of Section 22-287 will be effective July 1, 2012]

- (a) All passenger vehicles for hire shall satisfy the vehicle age requirements contained in this section. Except as permitted in subsection 22-30(1)d. and as herein stated, on July 1st, ~~2006~~ 2012 and thereafter, it shall be unlawful to place or keep in passenger vehicle for hire service any previously owned or used vehicle, unless the previously owned or used vehicle has been approved by the passenger vehicle for hire manager for passenger vehicle for hire service, and provided:
- (1) ~~The vehicle, excepting limousines and para-transit vehicles, is no older than ten years. As of July 1, 2012, taxicabs shall be no older than six years and limousine sedans shall be no older than ten years. Accessible vehicles, limousines, and para-transit vehicles are exempt from the vehicle age requirements listed herein.~~
 - (2) The passenger vehicle for hire manager is satisfied with the condition of the passenger vehicle for hire;
 - (3) ~~Once the vehicle exceeds ten years in age, it shall be removed immediately from passenger vehicle for hire service; and Effective July 1, 2012, once the vehicle, excepting accessible vehicles, limousines, and para-transit vehicle, exceeds the age limit listed above in subsection (1), it shall be removed immediately from passenger vehicle for hire service; and~~
 - (4) The passenger vehicle for hire manager is permitted to waive the age limit of ~~ten~~ years listed above in subsection (1) for unique vehicles.
- (b) All passenger vehicles for hire shall be clean, operable and in good repair. Trunks in all passenger vehicles for hire shall be clean and empty except for one spare tire and necessary emergency equipment.
- (c) Each taxicab must have a minimum of three doors, two doors allowing entry to the driver's compartment of the vehicle and one door allowing entry to the passenger's compartment of the vehicle. Notwithstanding this subdivision, all doors of passenger vehicles for hire shall be operable from the inside and outside of the vehicle and constructed with a double or safety lock on each door.
- (d) All upholstery covering or interior lining in any passenger vehicle for hire shall be substantially free of cuts or tears.
- (e) Floor mats of rubber or other material shall be provided and shall at all times be removable. No passenger vehicle for hire shall have on the floor of the vehicle any footrest bracket or other fixture extending above the top of the floor mat.
- (f) Seat belts shall be provided for each passenger of a passenger vehicle for hire to the extent required as original equipment by the federal government.

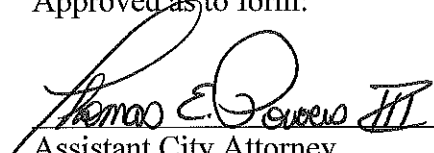
AN ORDINANCE AMENDING CHAPTER 22, ARTICLE 11, OF THE CITY CODE,
ENTITLED VEHICLES FOR HIRE

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

Section 1: Chapter 22, Article II, Division 8, Section 287 of the City Code is amended to read as shown in the attached Exhibit A, which is incorporated into and made a part of this ordinance herein.

Section 2: This ordinance shall become effective on July 1, 2012.

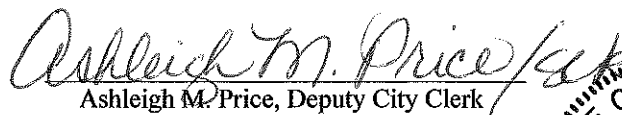
Approved as to form:

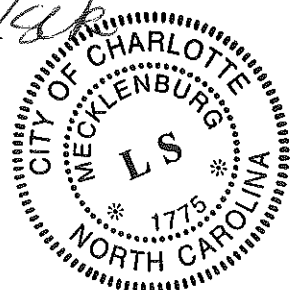

Assistant City Attorney

CERTIFICATION

I, Ashleigh Martin, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 14th day of May, 2012, the reference having been made in Minute Book 133, and recorded in full in Ordinance Book 57, Pages (644-646).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 4th day of June, 2012.


Ashleigh M. Price, Deputy City Clerk



ORDINANCE NO. 4888-X

O-52

AN ORDINANCE TO AMEND ORDINANCE NUMBER 4682-X, THE 2011-2012 BUDGET ORDINANCE PROVIDING AN APPROPRIATION FOR PRIVATE DEVELOPER CONTRIBUTIONS FOR PEDESTRIAN IMPROVEMENTS AND TRAFFIC CALMING

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

Section 1. That the sum of \$125,000 is hereby estimated to be available from Wal-Mart Stores, Inc

Section 2. That the sum of \$125,000 is hereby appropriated in the General Capital Investment Fund (2010) as follows:

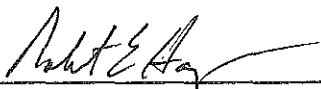
Independence Wal-Mart Sidewalk Improvements Project (Center 33108)	\$	100,000
Independence Wal-Mart Traffic Calming Project (Center 47708)	\$	25,000

Section 3. That the existence of 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:



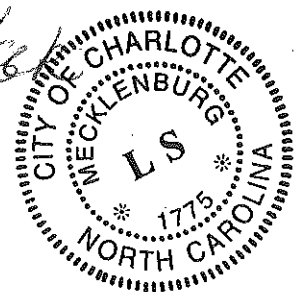
City Attorney

CERTIFICATION

I, Ashleigh Martin, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 14th day of May, 2012, the reference having been made in Minute Book 133, and recorded in full in Ordinance Book 57, Page 643.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 4th day of June, 2012.


Ashleigh M. Price, Deputy City Clerk



ORDINANCE NO. 4870-X

ORDINANCE


AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 3902 MARLETTE 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 HEIRS OF BETTIE LOU JOHNSON, HEIR SOF JERRY A.V JOHNSON, DARRICK JOHNSON AND JERRY TRACY JOHNSON 3902 MARLETTE DRIVE CHARLOTTE, NC 28214

WHEREAS, the dwelling located at 3902 Marlette 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 3902 Marlette 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:

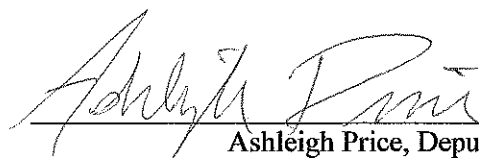

Assistant City Attorney



CERTIFICATION

I, Ashleigh Price, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of May, 2012, the reference having been made in Minute Book 133, and recorded in full in Ordinance Book 57, Page(s) 579.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of May, 2012.


Ashleigh Price, Deputy City Clerk

ORDINANCE NO. 4871-X

ORDINANCE

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 2557 HEMPHILL 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 DOUGLAS G. GRIER PO BOX 26563 CHARLOTTE, NC 28221

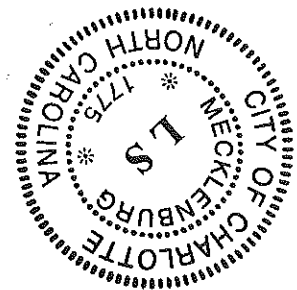
WHEREAS, the dwelling located at 2557 Hemphill Street in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling; and

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 2557 Hemphill 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:

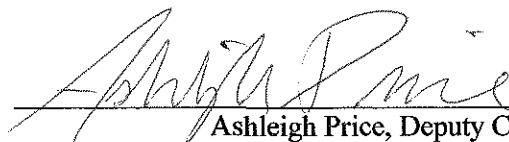

Senior Assistant City Attorney



CERTIFICATION

I, Ashleigh Price, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of May, 2012, the reference having been made in Minute Book 133, and recorded in full in Ordinance Book 57, Page(s) 580.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of May, 2012.


Ashleigh Price, Deputy City Clerk

ORDINANCE NO. 4872-X

ORDINANCE


AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 2636 MAYFAIR 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 RBP INVESTMENTS, LLC PO BOX 11113 CHARLOTTE, NC 28220

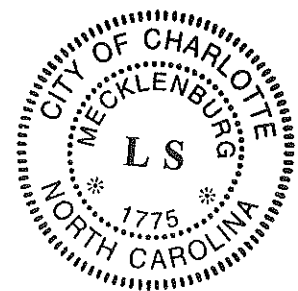
WHEREAS, the dwelling located at 2636 Mayfair Avenue in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling; and

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 2636 Mayfair 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:


Senior Assistant City Attorney



CERTIFICATION

I, Ashleigh Price, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of May, 2012, the reference having been made in Minute Book 133, and recorded in full in Ordinance Book 57, Page(s) 581.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of May, 2012.


Ashleigh Price, Deputy City Clerk