

ORDINANCE 344

AN ORDINANCE AMENDING CHAPTER 14, SECTION 131
OF THE CHARLOTTE CITY CODE

WHEREAS, on May 14, 1984, the Charlotte City Council approved a policy to provide for a 25 miles per hour speed limit on non-thoroughfare residential streets; and,

WHEREAS, it has been determined, upon the basis of an engineering and traffic investigation, that a lowered speed limit on certain streets of the City of Charlotte is not inappropriate; and,

WHEREAS, G.S. 20-141 (speed restrictions) requires adoption of a speed limit ordinance to amend Chapter 14, Section 131(c) of the Charlotte City Code,

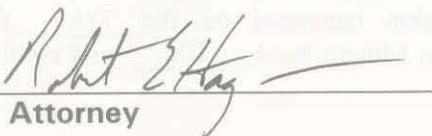
NOW THEREFORE BE IT ORDAINED by the City Council of the City of Charlotte,

SECTION 1: That Schedule X referred to in Chapter 14-131(c) of the Charlotte City Code be amended by declaring a speed limit on the following City System streets as described below:

- Hickory Ridge Lane from Holly Hill Road to cul de sac 25 MPH
- Pinecrest Avenue from Commonwealth Avenue to Eastway Drive 25 MPH
- Princeton Avenue from Queens Road West to Bucknell Avenue 25 MPH
- Timber Lane from Sardis Road to Mammoth Oaks Drive 25 MPH
- Wembly Drive from Central Avenue to dead end 25 MPH

SECTION 2: Section 1 shall become effective upon adoption by Charlotte City Council and after signs are erected giving notice of the speed limits, as required by N.C.G.S. Section 20-141.

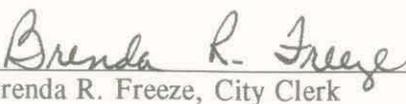
Approved as to form:


Asst. City Attorney

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 1995, the reference having been made in Minute Book 108, and recorded in full in Ordinance Book 47, Page(s) 2.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 1995.


Brenda R. Freeze, City Clerk

AN ORDINANCE TO AMEND ORDINANCE NO. 304 – X, THE 1995–96 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR THE DEVELOPMENT OF THE UNITED PARCEL SERVICE AIR CARGO FACILITY.

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

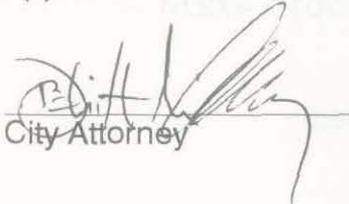
Section 1. That the sum of \$1,200,000 is hereby estimated to be available from the unappropriated balance of the Airport Excluded Center Fund.

Section 2. That the sum of \$1,200,000 is hereby appropriated to Airport Capital Improvement Fund 2073; 562.81 – UPS Cargo Facility.

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

Section 5. This ordinance shall be effective immediately.

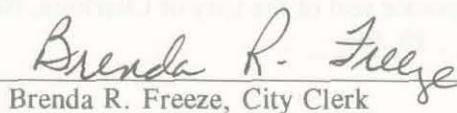
Approved as to form:


City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 1995.


Brenda R. Freeze, City Clerk

AN ORDINANCE TO AMEND ORDINANCE NO. 304 – X, THE 1995–96 BUDGET ORDINANCE, PROVIDING APPROPRIATIONS FOR THE NFL PARKING DECK AND RELATED STREET IMPROVEMENTS.

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

Section 1. That the sum of \$3,900,000 is hereby estimated to be available from the following sources for construction of the NFL Parking Deck:

Source	Amount
Duke Power Letter of Credit	\$ 2,900,000
Richardson Sports Letter of Credit	1,000,000
Total	\$ 3,900,000

That the sum of \$3,900,000 is hereby appropriated to the General Capital Improvement Fund 2010; 472.50 – NFL Parking Deck.

Section 2. That the sum of \$1,500,000 is hereby available from a Duke Power Letter of Credit and is appropriated to the General Capital Improvement Fund 2010; 472.51 – Parking Deck Street Improvements.

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

Section 5. This ordinance shall be effective immediately.

Approved as to form:



City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 1995.



Brenda R. Freeze, City Clerk

CITY CD

Petition No. 95-50
Bomar Enterprises

ORDINANCE NO. 347-Z

APPROVED BY CITY COUNCIL

DATE August 28, 1995

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

WHEREAS, a petition was presented to the City Council of the City of Charlotte requesting the rezoning of approximately 13.3 acres located on the southwesterly corner of the intersection of Philemon Avenue and East Craighead Road; and

WHEREAS, the petition for rezoning for a parallel conditional use district as permitted by Section 6.201 was submitted to the Charlotte-Mecklenburg Planning Commission, was accompanied by a schematic plan, complied with all application requirements as specified in Section 6.202 and 6.204, and was recommended for approval by the Charlotte-Mecklenburg Planning Commission; and

WHEREAS, the City Council has authority to amend the Zoning Ordinance by Chapter 6: Part 1 and a public hearing was held on June 19, 1995; and

WHEREAS, in the passage of this ordinance the City Council of the City of Charlotte has considered the promotion of the health, safety, general welfare, and public interest of the community, and the requirements in Section 6.204.

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

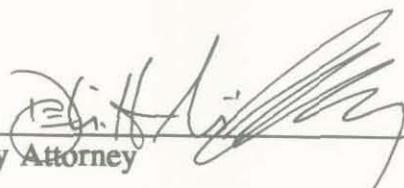
Section 1. That Section 1.104 of the City of Charlotte Zoning Ordinance is hereby amended by changing from I-1 to I-2(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

SEE ATTACHED

Section 2. That all subsequent development and use of the property shall be in accordance with the approved plan.

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

APPROVED AS TO FORM:

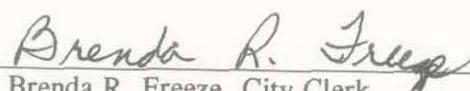


City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 1995.



Brenda R. Freeze, City Clerk

Petition #: 95-50

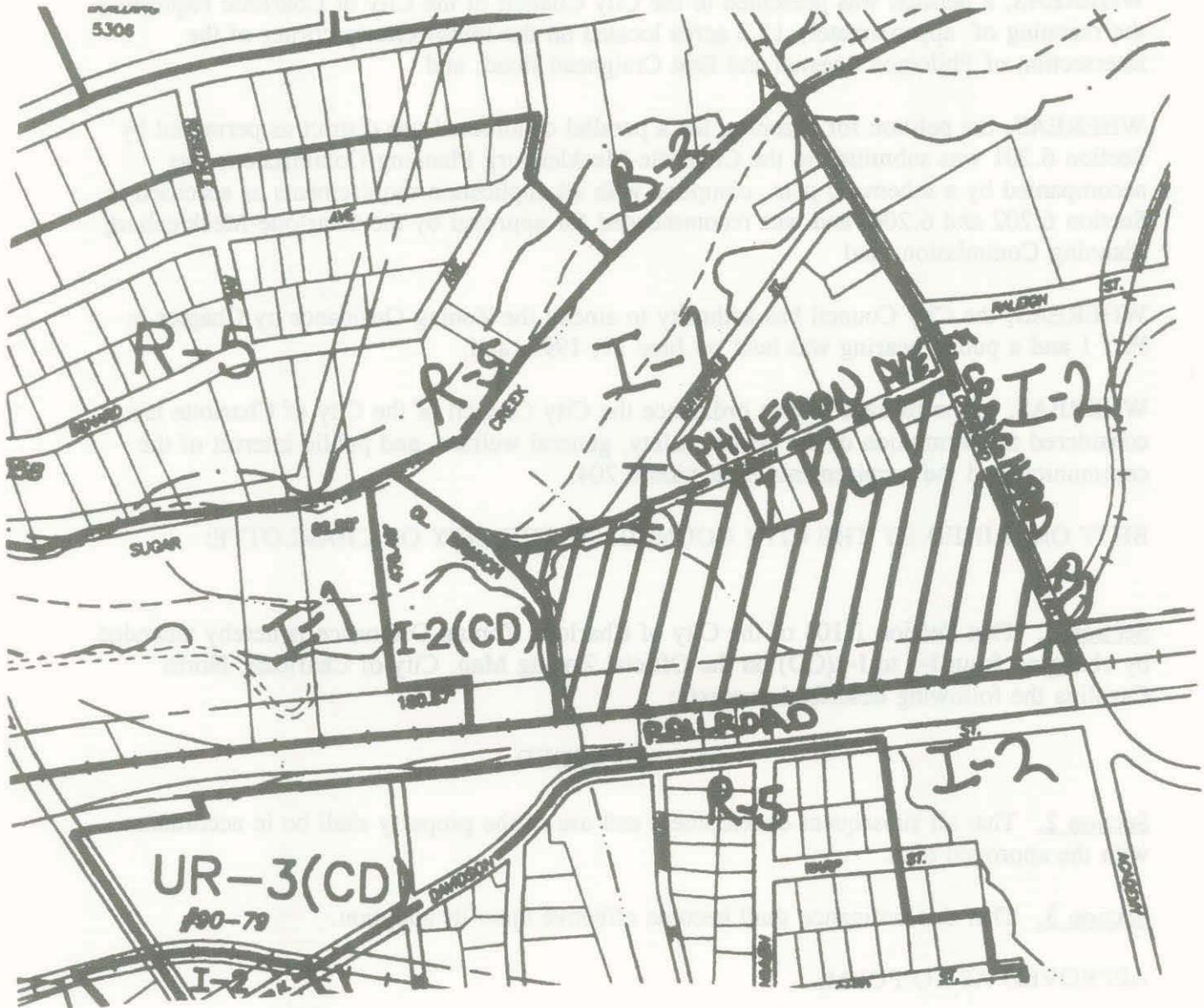
Petitioner: Bomar Enterprises

Hearing Date: June 19, 1995

Zoning Classification (Existing): I-1

Zoning Classification (Requested): I-2(CD)

Location: Approximately 13.3 acres located on the southwest corner of the intersection between Philemon Avenue and E. Craighead Road.



Zoning Map #(s): 89

Scale: 1" = 400'

[Handwritten signature]

95-50

**ABERNATHY LUMBER COMPANY CD REZONING REQUEST
METES AND BOUNDS DESCRIPTION**

BEGINNING at an existing iron pin in the southbound tract of the 200 foot Southern Railroad right-of-way, thence proceeding N. 12-54-00 W., 251.60 feet to an existing iron pin, thence proceeding N. 33-03-00 W., 76.60 feet to an existing iron pin, thence proceeding N. 53-26-00 W., 125.10 feet to an existing iron pin located on the southerly right-of-way of Philemon Avenue (formerly Lumber Street), thence proceeding along a southeastern curve with a radius of 475.98 feet, and an arc length of 305.13 feet to a point, thence proceeding along the southern right-of-way of Philemon Avenue N. 65-00-00 E, 350 feet to a point, thence proceeding S. 25-00-00 E., 150 feet to a point, thence proceeding N. 65-00-00 E., 150 feet to a point, thence proceeding N. 25-00-00 W., 150 feet to a point, thence proceeding N. 65-00-00 E., 100 feet to a point, thence proceeding S. 25-00-00 E., 150 feet to a point, thence proceeding N. 65-00-00 E., 150 feet to a point, thence proceeding N. 25-00-00 W., 150 feet to a point, thence proceeding N. 65-00-00 E., 150 feet to a point on the western right-of-way of Craighead Road (formerly Belt Road), thence proceeding S. 26-44-41.46 E, 706.93 feet to an existing iron pin in the center line of a 200 foot Southern Railroad right-of-way, thence proceeding S. 82-15-00 W., 1243.28 feet to existing iron pin at the point and place of BEGINNING as described in a plat for property owned now or formerly by B. C. Davidson as recorded in Deed Book 2545, Page 122 with the Mecklenburg County Register of Deeds.

**Petition No. 95-50
Bomar Enterprises**

PARALLEL CONDITIONAL USE PERMIT

This is a parallel conditional use permit approved by the Charlotte City Council to Bomar Enterprises owner(s) and successors-in-interest of the property described as tax parcels 091-112-08 and 091-112-01 and described in detail further in the ordinance, identified below, approved by the City Council.

In approving this parallel conditional use permit, the Charlotte City Council amended Chapter 6: Part 2 of the City of Charlotte Zoning Ordinance and the official zoning map. The property now has a parallel conditional use district zoning classification of I-2(CD) on the official zoning map.

This parallel conditional use permit is subject to and incorporates by reference all of the following: the schematic plan, the supporting text, all attached conditions, and Chapter 6: Part 1 and 2 of the City of Charlotte Zoning Ordinance, all of which preceding are binding upon the property and all subsequent development and use of the property. A failure to comply with any of the above may result in revocation of the parallel conditional use permit in accordance with the authority of the City Council under Chapter 6: Part 1 of the City of Charlotte Zoning Ordinance.

Three years from the date of approval of this parallel conditional use permit, the Planning Commission shall determine if active efforts to develop in accordance with approved plans have occurred. If active efforts to develop have not occurred, then a report shall be forwarded to the City Council which may recommend that action be initiated to remove the parallel conditional use district in accordance with Chapter 6: Part 1.

AN ORDINANCE TO AMEND ORDINANCE NO. 304 – X, THE 1995–96 BUDGET ORDINANCE, ESTIMATING FEDERAL AND STATE GRANT REVENUES AND PROVIDING AN APPROPRIATION FOR THE PURCHASE OF TRANSIT CAPITAL EQUIPMENT.

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

Section 1. That the sum of \$12,250,000 is hereby estimated to be available from the following sources:

<u>Source</u>	<u>Amount</u>
Federal Transportation Administration – Section 3 Discretionary Grant	\$ 9,800,000
North Carolina Department of Transportation	1,225,000
Transit Fund Fund Balance	1,225,000
Total	\$12,250,000

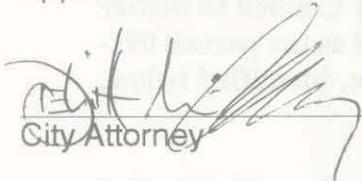
Section 2. That the sum of \$12,250,000 is hereby appropriated to the Public Transportation Capital Fund (2078) as follows:

<u>Center Number</u>	<u>Amount</u>
870.30 – FY96 Discretionary Transit Purchases	0
870.31 – 31 Replacement Transit Coaches	\$ 7,750,000
870.32 – 40 Transit Coaches With Lifts	1,250,000
870.33 – Fare Collection System	1,750,000
870.34 – Communications Equipment	1,500,000
Total	\$12,250,000

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

Section 4. This ordinance shall be effective immediately.

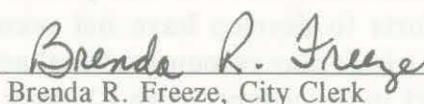
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