

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

Section 1. The following amounts are hereby appropriated for the operation of the City government and its activities for the fiscal year beginning July 1, 1998 and ending June 30, 1999 according to the following schedules:

SCHEDULE A. GENERAL FUND (0101)	
TOTAL GENERAL FUND	273,243,348
SCHEDULE B. WATER AND SEWER OPERATING FUND (7101)	
TOTAL WATER AND SEWER OPERATING FUND	103,094,384
SCHEDULE C. AVIATION OPERATING FUND (7402)	
TOTAL AVIATION OPERATING FUND	63,997,898
SCHEDULE D. EMPLOYMENT AND TRAINING FUND (6345)	
TOTAL EMPLOYMENT AND TRAINING FUND	3,260,759
SCHEDULE E. PUBLIC TRANSPORTATION FUND (7801)	
TOTAL PUBLIC TRANSPORTATION FUND	37,904,569
SCHEDULE F. CITYFAIR PARKING DECK OPERATING FUND (0131)	
TOTAL CITYFAIR PARKING DECK OPERATING FUND	967,100
SCHEDULE G. STADIUM PARKING DECK OPERATING FUND (0151)	
TOTAL STADIUM PARKING DECK OPERATING FUND	1,070,234
SCHEDULE H. POWELL BILL FUND (0120)	
TOTAL POWELL BILL FUND	19,371,215
SCHEDULE I. SAFELIGHT FUND (0180)	
TOTAL SAFELIGHT FUND	1,833,316
SCHEDULE J. COMMUNITY DEVELOPMENT FUND (6806)	
TOTAL COMMUNITY DEVELOPMENT FUND	2,905,029
SCHEDULE K. INSURANCE AND RISK MANAGEMENT FUND (6302)	
TOTAL INSURANCE AND RISK MANAGEMENT FUND	1,250,934
SCHEDULE L. CONVENTION CENTER TAX FUND (0132)	
TOTAL CONVENTION CENTER TAX FUND	17,078,000
SCHEDULE M. MUNICIPAL DEBT SERVICE FUND (5101)	
TOTAL MUNICIPAL DEBT SERVICE FUND	50,935,779

CERTIFICATION

I, Brenda R. Frazier, 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 15th day of June, 1998, the reference having been made in Minute Book 115, and recorded in full in Ordinance Book 48, Page(s) 555-554.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 15th day of June, 1998.


Brenda R. Frazier, City Clerk

SCHEDULE N. WATER AND SEWER DEBT SERVICE FUND (5501)

TOTAL WATER AND SEWER DEBT SERVICE FUND 56,260,000

SCHEDULE O. AVIATION DEBT SERVICE FUNDS - CONSOLIDATED

TOTAL AVIATION DEBT SERVICE FUNDS 26,109,865

SCHEDULE P. CONVENTION CENTER DEBT SERVICE FUND (5104)

TOTAL CONVENTION CENTER DEBT SERVICE FUND 13,038,000

SCHEDULE Q. STORM WATER FUND (7701)

TOTAL STORM WATER FUND 16,779,129

SCHEDULE R. AVIATION DISCRETIONARY FUND (7408)

TOTAL AVIATION DISCRETIONARY FUND 13,528,000

SCHEDULE S. CEMETERY TRUST FUND (6381)

TOTAL CEMETERY TRUST FUND 140,000

Section 2. The following amounts are hereby appropriated for capital projects by City Government and its activities for the fiscal year beginning July 1, 1998 according to the following Schedules:

SCHEDULE A. HOME GRANT FUND (6910)

Home Grant Projects 3,161,250
TOTAL HOME GRANT FUND 3,161,250

SCHEDULE B. COMMUNITY DEVELOPMENT FUND (6911)

Community Development Capital Projects 5,622,759
TOTAL COMMUNITY DEVELOPMENT FUND 5,622,759

SCHEDULE C. PAY AS YOU GO FUND (2011)

Contribution to General Capital Projects Fund 8,790,445
Contribution to HOME Grant Fund 482,250
TOTAL PAY AS YOU GO FUND 9,272,695

SCHEDULE D. GENERAL CAPITAL PROJECTS FUND (2010)

Neighborhood Improvements Program	478.00	8,350,000
Neighborhood Matching Grants	477.80	500,000
Small Area Plan Capital Projects	251.00	300,000
First Ward Infrastructure	477.30	2,500,000
Neighborhood Traffic Calming	477.00	250,000
Sidewalk Program	331.00	4,000,000
Innovative Housing Program	380.00	3,507,987
In Rem Remedy	377.10	500,000
Fairview/Sharon Roads Widening	231.00	1,370,000
Bridge over Rail Line at Mt. Holly Road	288.01	4,500,000
Beatties Ford Road Widening - Phase I	288.02	900,000
Hoskins Road Widening	288.03	720,000
Randolph/Wendover Intersection	287.00	1,000,000
Central/Kilborne/Norland Intersection	287.00	610,000

Monroe/Sharon Amity Intersection	287.00	1,090,000
Runnymede/Woodlawn/Selwyn Intersection	287.00	380,000
Parkwood/Plaza Intersection	287.00	430,000
Tenth/Graham Intersection	287.00	45,000
Monroe/Sardis Road North Intersection	287.00	90,000
Minor Roadway Improvements	245.00	1,000,000
Safer Roads Demonstration Program	387.00	50,000
Transit Radius Improvements	273.00	85,000
Bridge Repair and Replacement Program	248.00	250,500
Participation in State Road Projects	281.50	660,000
Transitway ROW Protection	237.00	2,000,000
Rail Corridor/Trolley	239.00	2,500,000
CityView Project	486.01	400,000
Infrastructure Grant Program	477.20	200,000
Business Corridor Revitalization	493.00	1,000,000
Wilkinson Boulevard Gateway	385.09	100,000
West Boulevard Landscaping	385.05	300,000
Westinghouse Boulevard Landscaping	385.06	1,250,000
Brookshire Boulevard Landscaping	385.07	1,250,000
Morris Field Drive Widening	385.08	400,000
Development and Revitalization Fund	369.00	216,124
York Road Landfill	350.00	50,000
Americans With Disabilities Act	388.00	180,000
Fire Station Female Bathrooms	480.30	400,000
Building Maintenance Program	480.40	2,000,000
Elmwood Cemetery Rehabilitation	288.12	750,000
Central City Sidewalk Repairs	380.28	500,000
Parking Lot Repair Program	485.00	432,000
Settlers Cemetery Reconstruction	288.09	125,000
Tryon Mall Renovations	288.11	610,000
Facilities Planning	376.10	250,000
Annexation Fire Stations	367.00	1,200,000
Discovery Place Lunch Area	384.20	50,000
TOTAL CAPITAL PROJECTS FUND		49,251,611

SCHEDULE E. STORM WATER CAPITAL PROJECT FUND (2701)

Storm Water Repairs	359.00	9,961,279
Storm Water Neighborhood Fund	359.20	1,650,000
Storm Water Channel Program	359.40	2,660,000
Flood Control Projects	358.00	9,000,000
Storm Water Economic Development	358.50	2,000,000
Storm Water Pollution Control	358.70	500,000
TOTAL STORM WATER CAPITAL PROJECTS FUND		25,771,279

SCHEDULE F. WATER AND SEWER CAPITAL PROJECT FUND (2071)

Water Mains to Serve Annexation Areas	637.60	1,000,000
Neighborhood Reinvestment in Water Mains	635.38	5,000,000
Street and Minor Water Main Extension	635.79	7,000,000
I-85 Service Line Dedication	635.05	152,000
Plaza Booster Pump Station Removal	635.07	550,000
Removal of Davidson WTP and Intake	635.22	500,000
Elevated Water Storage Tank Rehab	637.25	82,000
Water Main Relocation/Installation for Street Improvements	635.29	1,485,000
CMUD Underground Storage Tanks	637.24	650,000
Administrative Building Improvements	637.80	740,000
Water Treatment Regulatory Improvement	635.34	1,000,000
Interdepartmental Communication Study	635.35	100,000
Parallel Water Main-W.T. Harris	636.27	970,000
Acquisition of Private Water Systems	637.29	500,000

Fire Hydrant Installation/Replacement	636.19	50,000
Solids Line from Vest to Franklin Plant	637.72	998,250
WM Mallard Creek CH RD - Old Concord RD	635.53	500,000
Catawba Pump Station Rehab and Upgrades	635.44	1,400,000
Vest Plant Rehab and Upgrades FY96-2000	635.45	1,694,000
Franklin Plant Rehab and Upgrades FY96-2000	635.46	4,000,000
Land Acquisition - Watershed Protection	635.36	600,000
Water Main Along Proposed Rea Road Extension	637.54	704,000
Sludge Storage at Franklin WTP	635.59	1,500,000
North Mecklenburg WTP Clearwell	634.02	2,500,000
Sewer Trunks to Serve Annexation Areas	632.80	1,500,000
Sanitary Sewer Line Rehabilitation	636.14	3,000,000
Street and Minor Sewer Main Extension	633.79	15,000,000
Sewer In Streets to Be Widened	633.24	630,000
WWTP Improvements	633.81	18,200,000
Sugar Creek Flow Equalization	633.17	500,000
Sewage Lift Station Elimination Program	633.60	1,890,000
Back-Up Power Systems for all WWTP's	632.02	3,250,000
Matthews Sewer Expansion	637.90	2,000,000
System Protection Optimization Plan	632.90	200,000
Remove Aerial Crossings	633.02	100,000
Sludge Storage McDowell/Irwin/McAlpine	632.11	7,650,000
Site Work at all WWTP's	632.13	2,700,000
Stewart Creek Line Relocation	632.15	201,800
Sugar/Irwin WWTP Filter Improvements	632.29	5,000,000
Sugar Creek Digester/Tank Cleaning	632.31	4,350,000
Irwin Creek WWTP Rehab and Upgrade	632.32	1,000,000
McDowell Creek WWTP Rehab and Upgrade	632.33	250,000
Mallard Creek WWTP Rehab and Upgrade	632.35	500,000
Sugar Creek WWTP Rehab and Upgrade	632.49	1,000,000
McAlpine Creek WWTP Rehab and Upgrade	637.95	3,000,000
Steele Creek Outfall	632.26	700,000
Irwin Creek Relief Sewer	636.05	17,712,600
Cabarrus Outfall Relief Sewer	637.66	6,821,760
North Mecklenburg Rocky River Outfall	633.72	4,460,800
Long Creek Pump Station	636.22	5,126,707
Long Creek Parallel Outfall - Phase II	633.73	4,650,000
Back Creek Outfall	636.06	936,120
McAlpine RMF/Expansion	632.55	2,000,000
Rocky River West Outfall	632.58	644,600
Clarkes Creek Outfall	633.01	1,388,000
Coffey Creek Tributary to Shopton Road	633.05	134,875
Irwin Creek Pumping /Flow Equalization	636.08	600,000
McAlpine Creek Relief Sewer	633.51	4,090,000

TOTAL UTILITIES CAPITAL PROJECTS FUND

154,862,512

SCHEDULE G. AVIATION CAPITAL PROJECT FUND (2073)

Airport Art Program	562.27	50,000
TOTAL AVIATION CAPITAL PROJECT FUND		50,000

Section 3. It is estimated that the following revenues will be available during the fiscal year beginning on July 1, 1998 and ending on June 30, 1999

to meet the appropriations shown in Section 1 according to the following schedules:

SCHEDULE A. GENERAL FUND (0101)

Taxes		
Property Tax		149,582,658
Intangible Property Tax		4,746,115
Sales Tax		35,019,052
Occupancy Tax		2,338,948

Licenses and Permits		12,164,282
Fines, Forfeits and Penalties		2,184,800
State-Shared Revenue		31,409,270
Intragovernmental Revenue		7,688,552
Contribution from Other Funds		889,347
Charges for Current Services		9,717,525
Miscellaneous Revenue		5,117,672
Grants and Participation Agreements		12,278,868
Assets Forfeiture Fund Balance		106,259
TOTAL GENERAL FUND		273,243,348
SCHEDULE B. WATER AND SEWER OPERATING FUND (7101)		
Variable Rate Revenues		91,220,159
Fixed Rate Revenues		5,696,369
Specific Service and Capacity Revenues		10,541,369
Industrial Waste Surcharge		3,400,000
Interest on Investments		1,700,000
Other Revenues		132,940
TOTAL WATER AND SEWER OPERATING FUND		112,690,837
SCHEDULE C. AVIATION OPERATING FUND (7402)		
Terminal and Airfield Usage		25,585,344
Parking		11,903,244
Concessions		15,131,013
Interest on Investments		3,077,000
Cargo Area and Ground Rents		5,498,171
Other		2,803,126
TOTAL AVIATION OPERATING FUND		63,997,898
SCHEDULE D. EMPLOYMENT AND TRAINING FUND (6345)		
JTPA Grants		1,884,461
State Employment & Training Grant		106,940
Contribution from the General Fund		1,094,358
One Stop Implementation Grant		175,000
TOTAL EMPLOYMENT AND TRAINING FUND		3,260,759
SCHEDULE E. PUBLIC TRANSPORTATION FUND (7801)		
Bus System Operating Revenue		7,960,985
Grants (Federal/State)		2,645,000
Sales Tax		8,996,340
Auto Tax		8,669,369
Other Revenue		138,000
Interest on Investments		700,000
Onstreet Parking Program		2,000,000
Fund Balance- Unappropriated		6,794,875
TOTAL PUBLIC TRANSPORTATION FUND		37,904,569
SCHEDULE F. CITYFAIR PARKING DECK FUND (0131)		
Operating Revenues		570,000
Contribution from Mecklenburg County		172,700
Interest on Investments		50,000
Fund Balance		174,400
TOTAL CITYFAIR OPERATING FUND		967,100

SCHEDULE G. STADIUM PARKING DECK FUND (0151)

Operating Revenues	975,000
Contribution from Duke Energy	96,000
Interest on Investments	20,234
TOTAL POWELL BILL FUND	1,091,234

SCHEDULE H. POWELL BILL FUND (0120)

State Gas Tax Refund	15,169,556
Interest on Investments	1,300,000
Fund Balance- Unappropriated	2,901,659
TOTAL POWELL BILL FUND	19,371,215

SCHEDULE I. SAFELIGHT FUND (0180)

Citations	7,300,000
TOTAL SAFELIGHT FUND	7,300,000

SCHEDULE J. COMMUNITY DEVELOPMENT FUND (6806)

Contribution from General Fund	2,726,029
HUD Emergency Shelter Grant	179,000
TOTAL COMMUNITY DEVELOPMENT FUND	2,905,029

SCHEDULE K. INSURANCE AND RISK MANAGEMENT FUND (6302)

Intergovernmental Revenues:		
General Fund	411,977	
Other Funds	251,286	
Mecklenburg County and Other Agencies	587,671	
TOTAL INSURANCE AND RISK MANAGEMENT FUND	1,250,934	

SCHEDULE L. CONVENTION CENTER TAX FUND (0132)

Taxes	19,900,000
Interest on Investments	1,365,000
TOTAL CONVENTION CENTER TAX FUND	21,265,000

SCHEDULE M. MUNICIPAL DEBT SERVICE FUND (5101)

Taxes	40,072,409
State Reimbursements	1,089,917
Interest on Investments	1,267,500
Contribution from Mecklenburg County	1,342,795
Contribution from the General Fund	11,723,585
Contribution from Stadium Parking Deck Fund	860,234
Contribution from CityFair Parrking Deck Fund	642,100
Contribution from Storm Water Fund	886,675
Interest Transferred from Other Funds	4,384,000
Other Revenues	1,035,202
TOTAL MUNICIPAL DEBT SERVICE FUND	63,304,417

SCHEDULE N. WATER AND SEWER DEBT SERVICE FUND (5501)

Contribution from Water and Sewer Operating Fund	46,875,000
Interest on Investments	29,000
Interest Transferred from Other Funds	9,356,000
TOTAL WATER AND SEWER DEBT SERVICE FUND	56,260,000

SCHEDULE O. AVIATION DEBT SERVICE FUNDS (CONSOLIDATED)

Contribution from Aviation Operating Fund	19,623,865
Contribution from Airlines	4,816,000
Interest on Investments	1,395,000
Fund Balance - Unappropriated	275,000
TOTAL AVIATION DEBT SERVICE FUNDS	26,109,865

SCHEDULE P. CONVENTION CENTER DEBT SERVICE FUND (5104)

Contribution from Other Funds	12,268,000
Interest on Investments	770,000
TOTAL CONVENTION CENTER DEBT SERVICE FUND	13,038,000

SCHEDULE Q. STORM WATER OPERATING FUND (7701)

Storm Water Fees	14,416,633
Property Taxes	1,772,413
Interest on Investments	250,000
Fund Balance- Unappropriated	340,083
TOTAL STORM WATER OPERATING FUND	16,779,129

SCHEDULE R. AVIATION DISCRETIONARY FUND (7408)

Transfer from Aviation Operating	13,528,000
TOTAL AVIATION DISCRETIONARY FUND	13,528,000

SCHEDULE S. CEMETERY TRUST FUND (6381)

Fund Balance	140,000
TOTAL CEMETERY TRUST FUND	140,000

Section 4. It is estimated that the following revenues will be available during the fiscal year beginning July 1, 1997 and ending on June 30, 1998 to meet the appropriations shown in Section 2 according to the following Schedules:

SCHEDULE A. HOME GRANT FUND (6910)

HUD HOME Grant Funds	1,929,000
Contribution from Pay As You Go Fund	482,250
Program Income	750,000
TOTAL HOME GRANT FUND	3,161,250

SCHEDULE B. COMMUNITY DEVELOPMENT FUND (6911)

Community Development Block Grant	4,530,000
Community Development Program Income	1,092,759
TOTAL COMMUNITY DEVELOPMENT FUND	5,622,759

SCHEDULE C. PAY AS YOU GO FUND (2011)

Property Tax	8,862,063
Inventory Reimbursement	369,613
Interest on Investments	172,806
TOTAL PAY AS YOU GO FUND	9,404,482

SCHEDULE D. GENERAL CAPITAL PROJECTS FUND (2010)

Contribution from Pay As You Go Fund	8,790,445
Contribution from Other Funds -	
UDAG Repayments	216,124
Innovative Housing Loan Repayments	44,340
Powell Bill	250,500
Convention Center Fund	600,000
Transportation Fund	2,000,000
Environmental Protection Bonds	50,000
Neighborhood Improvement Bonds	8,350,000
Street Bonds	16,430,000
1998 Two Thirds Bonds	8,660,000
Fund Balance (Capital Reserve)	2,660,202
Fund Balance (Asset Management)	1,200,000
TOTAL CAPITAL PROJECTS FUND	49,251,611

SCHEDULE E. STORM WATER CAPITAL PROJECT FUND (2701)

Contribution from Storm Water Operating Fund (7701)	7,162,188
1994 Storm Water Bonds	1,700,000
Storm Water Revenue Bonds	16,909,091
TOTAL STORM WATER CAPITAL FUND	25,771,279

SCHEDULE F. UTILITIES CAPITAL PROJECTS FUND (2071)

Water Revenue Bonds	32,975,250
Sewer Revenue Bonds	118,136,562
Prior Sewer Bonds	2,750,700
Contribution from Water and Sewer Operating Fund	1,000,000
TOTAL UTILITIES CAPITAL PROJECTS FUND	154,862,512

SCHEDULE G. AVIATION CAPITAL PROJECT FUND (2073)

Contribution from Discretionary Fund Balance (7408)	50,000
TOTAL AVIATION CAPITAL PROJECT FUND	50,000

Section 5. That the sum of up to \$8,500,000 is estimated to be available from the proceeds of the FY99 Installment Payment Contract

(Lease/Purchase) and is hereby appropriated to the funds listed below. Interest earnings on these lease purchase proceeds are hereby appropriated to the respective funds' Control Centers for allocation for future capital equipment needs in the current and future years until the funds are depleted.

General Capital Equipment Fund	7,625,000
Water & Sewer Capital Equipment Fund	750,000
Municipal Debt Service (5101)- Issuance Expense	125,000
Total	8,500,000

Section 6. The following tax rates are hereby levied on each one hundred dollars (\$100) valuation of taxable property, as listed for taxes as of

January 1, 1998, for the purpose of raising revenue from property taxes as set forth in the foregoing revenue estimates, and in order to finance the Funds' appropriations:

General Fund (for the general expenses incidental to the proper government of the City)	0.3780
Municipal Debt Service Fund (for the payment of interest and principal on outstanding debt)	0.0670
Pay As You Go Fund (for dedication to the General Capital Projects Fund for capital improvements)	0.0225
Storm Water Fund (for dedication to Storm Water maintenance and improvements)	0.0045
TOTAL RATE PER \$100 VALUATION OF TAXABLE PROPERTY	0.4720

Such rates of tax are based on an estimated total appraised valuation of property for the purpose of taxation of \$40,190,761,783 and an estimated rate of collection of ninety-eight percent (98%).

Section 7. That the sum of \$554,146 is hereby appropriated to the Municipal Service District 1; that the sum of \$118,031 is hereby appropriated to the Municipal Service District 2; and that the sum of \$342,669 is hereby appropriated to Municipal Service District 3. These funds will provide for downtown planning, promotion, and revitalization activities within the designated Municipal Service Districts for the period beginning July 1, 1998 and ending June 30, 1999.

Section 8. That the following estimated revenues are hereby available from the following sources to finance the operations of the Municipal Service Districts:

SCHEDULE A. MUNICIPAL SERVICE DISTRICT 1 (0130)

Property Taxes	539,946
State Rebate	10,200
Interest on Investments	4,000
TOTAL DISTRICT 1	554,146

SCHEDULE B. MUNICIPAL SERVICE DISTRICT 2 (0130)

Property Taxes	116,631
State Rebate	1,400
TOTAL DISTRICT 2	118,031

SCHEDULE C. MUNICIPAL SERVICE DISTRICT 3 (0130)

Property Taxes	339,069
State Rebate	2,400
Interest on Investments	1,200
TOTAL DISTRICT 3	342,669

Section 9. Rates of tax are hereby levied on each one hundred dollars (\$100) valuation of taxable property, as listed for taxes as of January 1, 1998, for the purpose of raising the revenue from property taxes to finance the foregoing appropriations in the Municipal Service Districts Funds, as follows:

Municipal Service District 1	\$0.0193
Municipal Service District 2	\$0.0140
Municipal Service District 3	\$0.0289

Such rates of taxes are based on estimated total appraised valuations at collection rates as follows:

	Valuation	Collection Rate
District 1	\$2,854,740,334	0.9800
District 2	850,077,383	0.9800
District 3	1,197,192,453	0.9800

Section 10. That interest earnings in the amount of \$4,384,000 are hereby estimated to be available in the following funds and are hereby appropriated to Transfer to Municipal Debt Service Fund.

Fund	Amount
General Capital Projects Fund (2010)	1,755,000
Post 1986 Bond Funds	2,629,000
TOTAL	4,384,000

Section 11. That the sum of \$1,100,000 is estimated to be available from the Coliseum Authority and is hereby appropriated to the Municipal Debt Service Fund 5101.

Section 12. That the sum of \$300,000 is available from Pay As You Go Fund fund balance and is hereby appropriated for transfer to the General Capital Project Fund 2010 for Productivity Improvements (471.00).

Section 13. That the sum of up to \$200,000 is estimated to be available from contributions and is hereby appropriated to the General Capital Project Fund 2010 for an Uptown Arena Study.

Section 14. That the sum of \$65,000 is hereby transferred from Water and Sewer Capital Project Fund 2071;636.00-Major Interceptor Facility Improvements and is hereby appropriated to Water and Sewer Capital Project Fund 2071- Year 2000 Compliance for Water.

Section 15. That the sum of \$75,000 is hereby transferred from Water and Sewer Capital Project Fund 2071;633.74-Irvins Creek Tributary to Lawyers Road and is hereby appropriated to Water and Sewer Capital Project Fund 2071- Year 2000 Compliance for Wastewater.

Section 16. That the sum of \$450,000 is hereby transferred from Water and Sewer Capital Project Fund 2071; 637.13-Water Mains to Serve 1993 Annexation and is hereby appropriated to Water and Sewer Capital Project Fund 2071; 635.47-Water Distribution Operations Center.

Section 17. That the sum of \$50,000 is hereby available in Water and Sewer Capital Project Fund 2071; 636.00 and is hereby transferred and appropriated in Water and Sewer Capital Project Fund 2071; 633.84 - Stoney Creek Outfall - Phase III.

Section 18. That the sum of \$18,495 is hereby available from tree fines received during FY 98 and is appropriated to the General Fund 0101;517.00;102.

Section 19. That the sum of \$66,095 is hereby estimated to be available from additional user fees (Express Plan Reviews) and is hereby appropriated to the General Fund 0101;517.00;102.

Section 20. That the sum of \$2,621,676.12 is available from the following sources and is hereby appropriated to the following Neighborhood Development projects:

Project	Amount	Source
Economic Development Loans (6911; 951.50)	1,569,723.11	Fund 6911 fund balance
Property Acquisition (6910; 822.95)	954,193.31	Fund 6910 fund balance
Interest Payments (6806; 900.45)	97,759.70	Fund 6806 interest income
Total	2,621,676.12	

Section 21. That Ordinance Number 989-X dated January 26, 1998 is hereby amended to be increased to \$235,000 from the following sources:

Source	Original Amount	Revised Amount
NCDOT Grant	207,000	211,500
Contribution from Transportation Fund 7801	23,000	23,500
Total	230,000	235,000

Section 22. That the sum of \$85,600 is available from the following sources and is hereby transferred to the General Capital Project Fund 2010 for Building Improvements (480.40).

Source	Amount
Storm Water Operating Fund 7701	19,000
Water and Sewer Operating Fund 7101	66,600
Total	85,600

Section 22a. That the sum of \$17 million is available from General Fund 0101 fund balance and is hereby appropriated for transfer to the General Capital Improvement Fund 2010 for Capital Reserve projects.

Section 23. That the sum of \$80,000 is hereby estimated to be available from a State of NC Department of Environmental and Natural Resources and is hereby appropriated to the General Fund 0101- Engineering and Property Management (303.03) for the Cankerworm Removal Project.

Section 24. That increases to the following grants are hereby estimated to be available from the following sources and are hereby appropriated to the following projects:

Project	Amount	Grantor
Fire- Emergency Management (Fund 0101; 530.32)	600	NC FSLA (Federal, State, Local Agreement)
Transportation Planning (Fund 7801)	7,875	Federal and State Planning Grants
Transportation- Rideshare (Fund 7801)	9,732	NC DOT
Adult Training (Fund 6345)	24,104	NC Employment and Training Grant
Participant Training (Fund 6345)	66,986	Federal II A Grant
Total	109,297	

Section 25. That Ordinance 3886-X dated June 27, 1994 is hereby amended to reflect the sum of \$205,548 is transferred from Part 150 Noise Compatibility Program (2073; 562.28) to the 1985 Airport Construction Fund- Land Acquisition (2077; 562.12).

Section 26. That Ordinance 833-X dated May 12, 1997 is authorized to remain in effect for the life of the project.

Section 27. That appropriations for the Community Relations Committee totalling \$628,285 within the Neighborhood Development Fund 6806 are hereby transferred to the General Fund 0101. Revenues totalling the same amount are transferred according to the following detail.

Federal Grants	53,400
State Grants	50,000
Contribution from the General Fund 0101	501,885
Donations from Private Sources	23,000
Total Community Relations Committee	628,285

Section 28. That the sum of \$107,326.51 is available from the Water and Sewer Capital Project Fund 2071 fund balance and is hereby appropriated to Water and Sewer Capital Project Fund 2071; 633.72-Clarkes Creek Outfall.

Section 29. That Section 16 of Ordinance 857-X dated June 23, 1997 is hereby amended to reflect an increase of \$5,000 in the grant amount and to reflect its authorization is to remain in effect for the duration of the grant-funded project.

Section 30. That the following Capital Projects are hereby amended to reflect the revised funding sources as described below:

Project	Original	Revised
Renovation of Fire Stations (2010; 480.30)		
1990 Fire Facility Bonds	0.00	1,828.81
Contribution from General Fund 0101	1,828.81	0.00
Underground Storage Tanks (2010; 470.00)		
Environmental Bonds	1,688,454.52	0.00
State Grant Revenue	0.00	1,688,454.52

Section 31. That the sum of \$1,293,405 is estimated to be available from Security Alarm Ordinance Program's revenues and interest earnings and is hereby appropriated to the General Fund 0101- Police Department for the Program's operating expenses.

Section 32. That Ordinance 1004-X dated February 23, 1998 is hereby amended to reflect a project title change to "Transfer to Major Water Main Replacement and Rehab (635.38)," rather than "Neighborhood Reinvestment (634.04)."

Section 33. That Ordinance 857-X Sections 1 and 3, Schedule O dated June 23, 1997 are hereby amended to reflect that \$10,600 is available in the Convention Center Debt Service Fund 5104 fund balance and is appropriated for the payment of Bank Fees.

Section 34. That Ordinance 857-X Sections 1 and 3, Schedule N dated June 23, 1997 are hereby amended to reflect that the additional sum of \$4,801,800 is available from the sources below and is appropriated for Aviation Debt Service.

	Original	Revised
Bond Retirement	6,345,000	6,345,000
Interest on Bonds	16,493,865	14,919,735
Bank Charges and Fees	5,685,000	842,500
Refunding Bond Escrow Agent	0	7,419,000
Lease Purchase	196,500	187,100
Transfers to Other Funds	1,230,000	1,596,000
Restricted for Future Years	692,570	4,135,400
Total	30,642,935	35,444,735

Section 35. That all Federal and State grants included in Sections 1 through 10 above are hereby authorized for the duration of the authorized performance periods of the grants.

Section 36. That the Finance Director or his designee is hereby authorized to advance cash from the General Capital Project equity of the City's cash pool account to general capital projects that are bond financed (unissued) and that have City Council authorized appropriations.

Upon issuance of permanent financing, the funds will be repaid to the General Capital Project equity of the City's cash pool account.

Section 37. That the Finance Director or his designee is hereby authorized to advance cash from the Utilities equity of the City's cash pool account to water and sewer projects that are bond financed (unissued) and that have City Council authorized appropriations. Upon issuance of permanent financing, the funds will be repaid to the Utilities equity of the City's cash pool account.

Section 38. That the Finance Director or his designee is hereby authorized to transfer interest earnings from the City's various operating and capital funds to the appropriate debt service funds according to Council policy, except where specific exceptions have been authorized.

Section 39. That the Finance Director or his designee is hereby authorized to transfer revenues from the Convention Center Tax Fund to the Coliseum Authority as stipulated in State of North Carolina General Statutes.

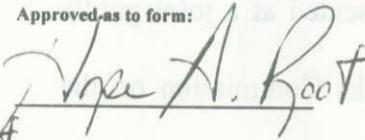
Section 40. That occupancy and prepared food and beverage tax revenues are hereby available and are authorized to be appropriated in the amounts needed to make payments to the Charlotte Convention and Visitors Bureau and the Auditorium-Coliseum-Convention Center Authority as specified in Council- authorized agreements.

Section 41. Copies of this ordinance shall be furnished to the Director of Finance, City Treasurer, and Chief Accountant to be kept on file by them for their direction in the disbursement of City funds.

Section 42. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 43. It is the intent of this ordinance to be effective July 1, 1998, except for Sections 21 through 34, which are to be effective upon adoption.

Approved as to form:


A. Root
City Attorney

CERTIFICATION

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute Book 112, and recorded in full in Ordinance Book 48, Page(s) 555-566.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of June, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

Ordinance – Thomas Alexander House

ORDINANCE NO. 1060-X

Ordinance designating as a Historic Landmark a property known as the “Thomas Alexander House” (listed under Tax Parcel Number 183-022-24 as of March 15, 1998, and including the entire exterior of the Thomas Alexander House and the entire parcel of land listed under Tax Parcel Number 183-022-24 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of March 15, 1998). The property is owned by Robin H. Spinks and is located at 2051 Sharon Lane in the City of Charlotte, Mecklenburg County, North Carolina.

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

WHEREAS, the members of the City Council of Charlotte, North Carolina, have taken into full consideration all statements and information presented at a joint public hearing held with the Charlotte-Mecklenburg Historic Landmarks Commission on the 15th day of June, 1998, on the question of designating a property known as the Thomas Alexander House as a historic landmark; and

WHEREAS, the Thomas Alexander House was built for an extended family that had roots in the community and an ancestral tie to the early history of Mecklenburg County; and

WHEREAS, the Thomas Alexander House was once the seat of a fairly large farm and is an excellent, intact example of a turn of the century farmhouse; and

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

WHEREAS, the property known as the Thomas Alexander House is owned by Robin H. Spinks.

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

1. That the property known as the "Thomas Alexander House" (listed under Tax Parcel Number 183-022-24 as of March 15, 1998, and including the entire exterior of the Thomas Alexander House and the entire parcel of land listed under Tax Parcel Number 183-022-24 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of March 15, 1998) is hereby designated as a historic landmark pursuant to Chapter 160A, Article 19, as amended, of the General Statutes of North Carolina. The location of said landmark is noted as being situated at 2051 Sharon Lane in the City of Charlotte, Mecklenburg County, North Carolina. Exterior features are more completely described in the *Survey and Research Report on the Thomas Alexander House* (November 19, 1997).

2. That said exterior features are more specifically defined as the historic and structural fabric, especially including all original exterior architectural features and the original contours of landscaping.

3. 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.

4. 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 this 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.

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

6. That the owners and occupants of the historic landmark known as the Thomas Alexander 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.

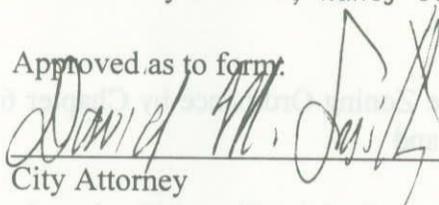
7. That which is designated as a historic landmark shall be subject to Chapter 160A,
Article 19, of the General Statutes of North Carolina as amended, and any amendments
to it and any amendments hereinafter adopted.

Adopted the 15th day of June, 1998, by the members of the City

Council of the City of Charlotte, Mecklenburg County, North Carolina.

Deputy Clerk to City Council, Nancy S. Gilbert, CMC

Approved as to form:



City Attorney

CERTIFICATION

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute
Book 112, and recorded in full in Ordinance Book 48, Page(s) 567-570.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of June,
1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

CITY CD

Petition No.98-32
Hunter Sr. Trust, G. P. Hunter Jr.,
Family Trust, Patrick and Beatriz Staub

ORDINANCE NO. 1061-Z

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 0.74 acres located on the south side of South Tryon Street between Bland Street and Winona Street 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 May 18, 1998; 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-2 to NS on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

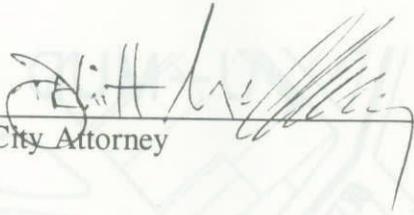
SEE ATTACHED

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.

-continued-

APPROVED AS TO FORM:



City Attorney

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute Book 112, and recorded in full in Ordinance Book 48, Page(s) 571-573D.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of June, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

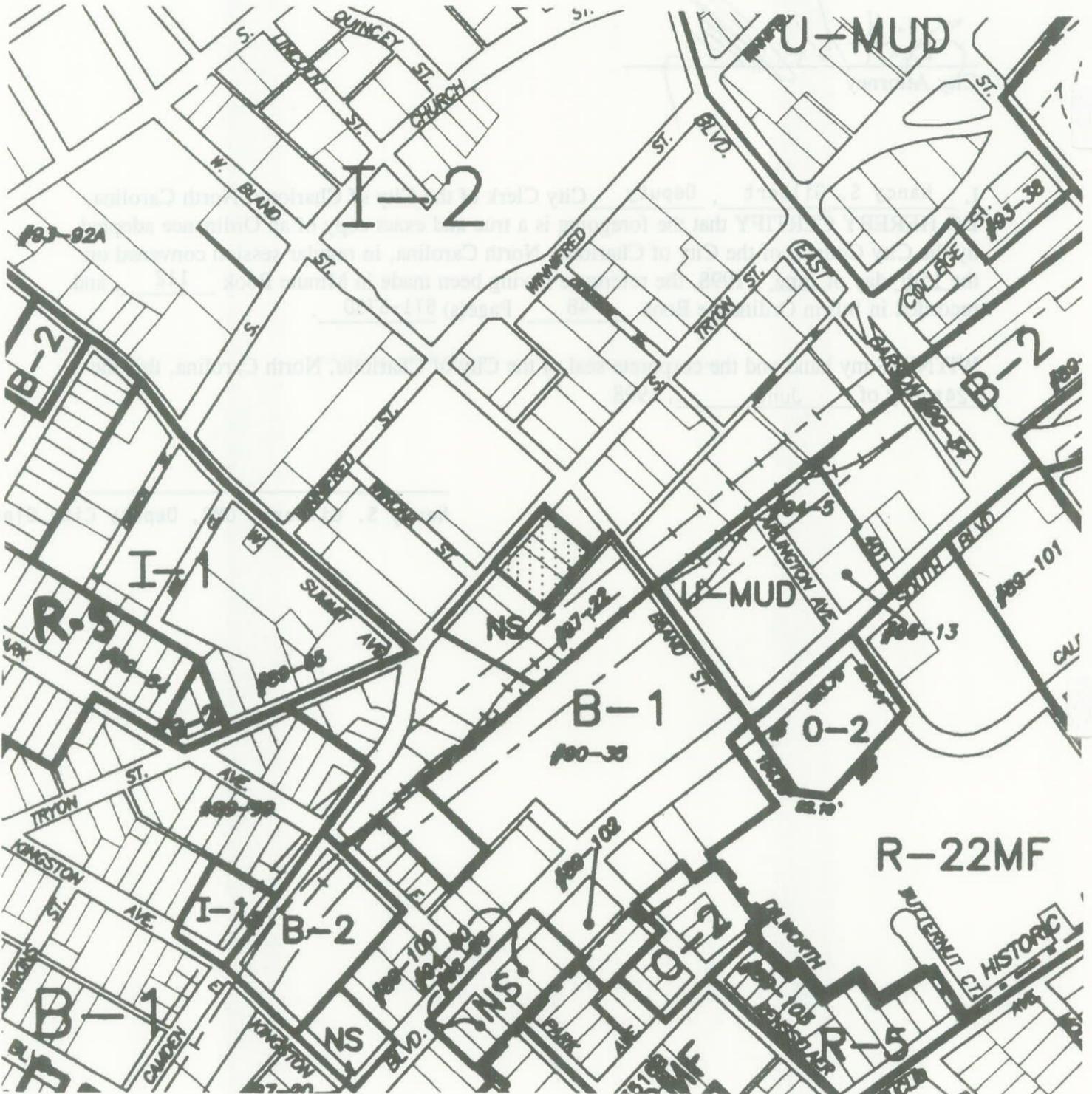
Petitioner: Hunter Sr. Trust, G.P. Hunter Jr. Family Trust, and Patrick & Beatriz Staub

Hearing Date: APRIL 20, 1998

Zoning Classification (Existing): I-2

Zoning Classification (Requested): NS

Location: Approximately 0.744 acres located on the south side of South Tryon Street between Bland Street and Winona Street.



Zoning Map #(s): 102

Scale: 1" = 400'

PARCEL I

1st Lot

BEGINNING at a stake on the extension of S. Tryon Street (Camden Road), which stake is 122 feet from the intersection of Rigler and S. Tryon Street and runs in a southerly direction 38 feet to a stake, the corner of John W. Sheppard's lot (now or formerly); thence in an Easterly direction towards the C.C. & A. R.R. 150 feet to a stake, which stake is 133 feet from Rigler Street; thence parallel with the line of S. Tryon Street and in northerly direction 38 feet to a stake, this line being on the west side of a 30 foot street, the same being an extension of S. College Street; thence in a westerly direction 150 feet to the beginning.

2nd Lot

BEGINNING at a stake on the East side of S. Tryon St., 84 feet South from Rigler Street, and runs in a Southerly direction with said Tryon Street 38 feet to a stake; thence in an easterly direction towards C.C. & A. Railroad 150 feet to a stake 95 feet from Rigler Street; thence parallel with S. Tryon Street and in northerly direction 38 feet to a stake, this line being on the west side of a 30 foot street, being an extension of S. College Street; thence in a westerly direction 150 feet to the beginning.

PARCEL II

BEGINNING at a stake on the extension of South Tryon Street, which stake is 160 feet from the northerly corner of the lot of land known as E.B. Springs land which was conveyed to the said E.B. Spring by E.T. Cansler, Commissioner, by deed duly registered, to which reference is made, said stake being 160 feet south from the intersection of Rigler Street with the said South Tryon Street and runs with the line of South Tryon Street extended in a southerly direction 40 feet to a stake; thence back towards the C.C. and A. Railroad 150 feet to a stake in the line of South College Street extended, which stake is 173 feet from Rigler Street; thence parallel with the line of South Tryon Street and towards Rigler Street 40 feet to a stake, 133 feet from Rigler Street; this line being on the west side of South College Street extended; thence in a westerly direction 150 feet to the Beginning, being Lot 2 as shown on map of the C. O. and Willis Brown Property recorded in Map Book 178, page 494.

End of

BEGINNING at a stake on the East side of S. Tryon St., 84 feet South from Rigler Street, and runs in a southerly direction with said Tryon Street 38 feet to a stake; thence in an easterly direction towards C.C. & A. Railroad 150 feet to a stake 85 feet from Rigler Street; thence parallel with S. Tryon Street and in westerly direction 38 feet to a stake; this line being on the west side of a 30 foot street, being an extension of S. College Street; thence in a westerly direction 150 feet to the beginning.

PARCEL III

BEGINNING at a point in the southeasterly margin of South Tryon Street, which point is distant S. 44-59 W. 200.00 ft. from the intersection of the southeasterly margin of South Tryon Street with the westerly margin of East Bland Street, runs thence S. 45-12 E. 150 ft to a point on the northwesterly margin of South College Street; thence with said margin of South College Street S. 44-59 W. 100 ft.; thence N. 45-12 W. 150 ft. to a point on the southeasterly margin of South Tryon Street; thence with said margin of South Tryon Street N. 44-59 E. 100 ft. to the point of beginning; according to a survey prepared by Keith R. Moen, dated January 5, 1995, and being Lots 3 & 4 as shown on a map of the property of C.O. and Willis Brown recorded in Map Book 178 at Page 494 of the Mecklenburg Public Registry.

Petition No. 98-32

Hunter Sr. Trust, G. P. Hunter Jr., Family
Trust, Patrick and Beatriz Staub

PARALLEL CONDITIONAL USE PERMIT

This is a parallel conditional use permit approved by the Charlotte City Council to Hunter Sr. Trust, G. P. Hunter Jr., Family Trust, Patrick and Beatriz Staub and successors-in-interest of the property described as tax parcels 123-041-02, 03, and 04 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 NS 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.

APPROVED BY CITY COUNCIL

DATE June 15, 1998

REVISED 06/15/98

Petition No. 98-33
Petitioner: Charlotte-Mecklenburg Planning Commission

ORDINANCE NO. 1062 AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE - ZONING ORDINANCE

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

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

1. Delete in its entirety subsection (2) of Section 6.113, "Protest Petitions", and replace that deleted subsection with a new subsection (2) to read as follows:

(2) No protest against any change in or amendment to a zoning ordinance or zoning map shall be valid or effective for the purposes of G.S. § 160A-385, and subsection (1), unless it be in the form of a written petition actually bearing the signatures of the requisite number of property owners and stating that the signers do protest the proposed change or amendment, and unless it shall have been received by the City Clerk in sufficient time to allow the City at least two normal work days, excluding Saturdays, Sundays and City of Charlotte legal holidays, before the date established for a public hearing on the proposed change or amendment to determine the sufficiency and accuracy of the petition. (For example, a petition must be filed by the close of business on a Wednesday for a hearing taking place the following Monday.)

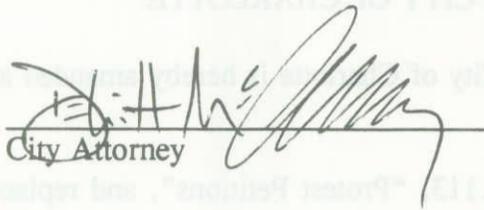
2. Amend Section 6.113, "Protest Petitions", by adding a new subsection (3) to read as follows:

(3) Any property owner may withdraw their protest at any time prior to the Council's vote on the rezoning petition. Such a withdrawal deletes the subject properties from the computation pursuant to G.S. § 160A-385. In order to effectively withdraw signatures, the withdrawals must be in writing, identify the rezoning petition protested against, and state that the submitted signatures have the purpose of deleting the signers from the protest petition.

A withdrawn protest may not be reinstated after the deadline for filing protests set forth in subsection (2).

Section 2. That this ordinance shall become effective upon its adoption.

Approved as to form:


City Attorney

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute Book 112, and recorded in full in Ordinance Book 48, Page(s) 574-575.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of June, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

CITY CD

Petition No.98-43
Steele Creek Church

ORDINANCE NO. 1063-Z

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 10.38 acres located on the south side of West Arrowood Road across from the intersection with Bramblewood Drive 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 May 18, 1998; 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 R-4, O-2(CD), and I-1 to INST(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

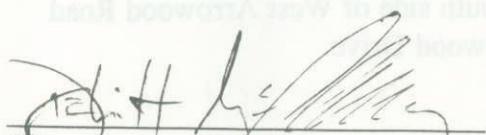
SEE ATTACHED

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.

-continued-

APPROVED AS TO FORM:



City Attorney

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute Book 112, and recorded in full in Ordinance Book 48, Page(s) 577-579C.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of June, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

Petition #: 98-43

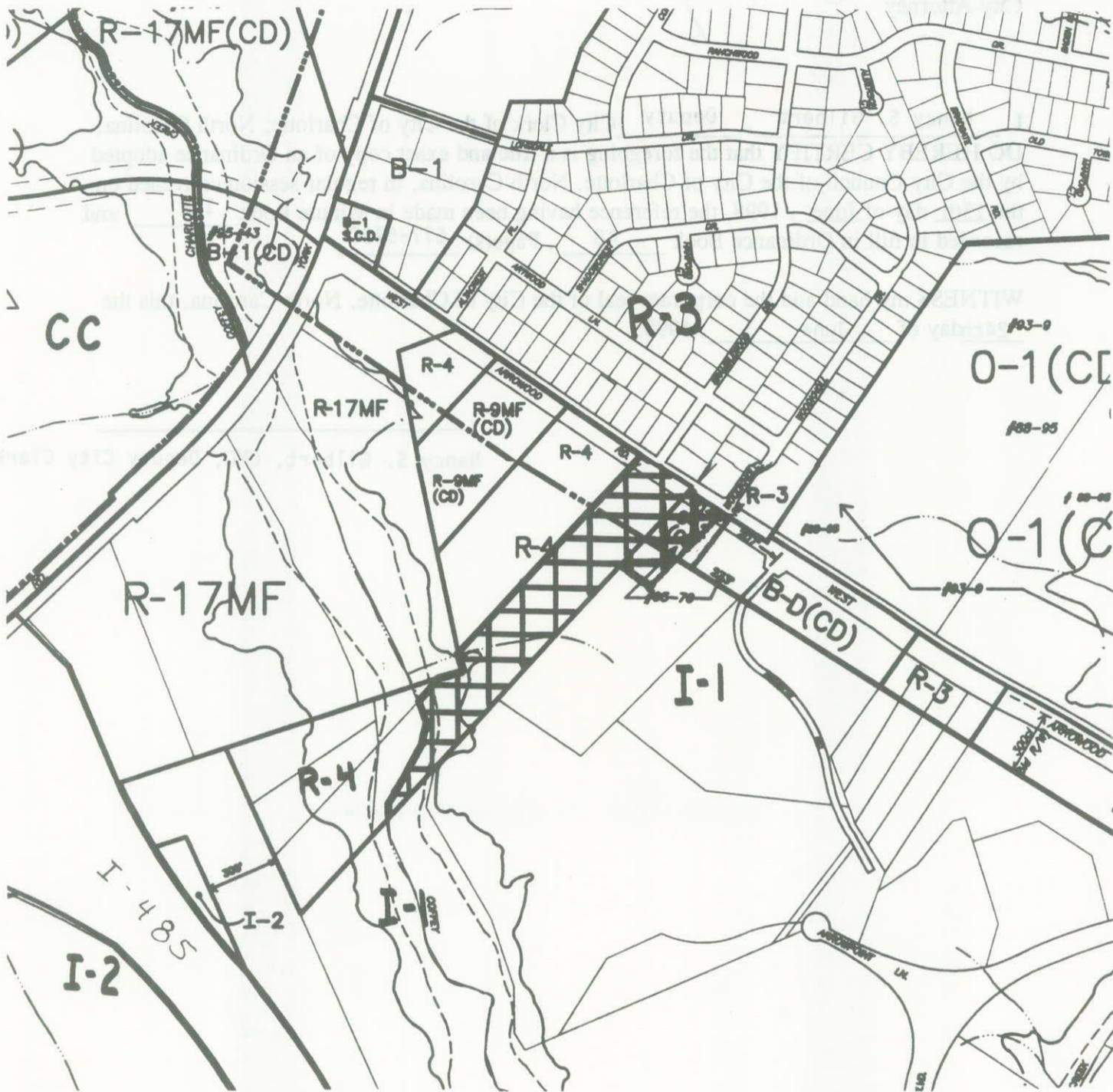
Petitioner: Steele Creek Church

Hearing Date: May 18, 1998

Zoning Classification (Existing): R-4, O-2(CD), AND I-1

Zoning Classification (Requested): INST(CD)

Location: Approximately 10.4 acres located on the south side of West Arrowood Road across from the intersection with Bramblewood Drive.



Zoning Map #(s): 149 & (133)

Scale: No Scale

98-43

Property Description

Rezoning petition for Steele Creek Church

Tax Identification No. 203-011-04

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A MONUMENT LOCATED IN THE SOUTHERLY RIGHT-OF-WAY BOUNDARY OF ARROWOOD AT ITS INTERSECTION WITH THE WESTERLY RIGHT-OF-WAY BOUNDARY ROAD OF HANSON ROAD, SAID POINT ALSO BEING A NORTHEASTERLY CORNER OF LANDS CONVEYED TO ARROWOOD PARTNERS, LLC. DESCRIBED IN A DEED RECORDED IN THE MECKLENBURG COUNTY REGISTRY OFFICE IN DEED BOOK 8414 AT PAGE 808; RUNNING THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY BOUNDARY OF ARROWOOD ROAD APPROXIMATELY 422' TO A POINT, SAID POINT BEING THE MOST NORTHWESTERLY CORNER OF LANDS OF "ARROWOOD PARTNERS, LLC.";

RUNNING THENCE ALONG THE COMMON BOUNDARY BETWEEN SAID LANDS OF ARROWOOD PARTNERS, LLC. AND LANDS CONVEYED TO ARROWPOINT ASSOCIATES & FWM ASSOCIATES DESCRIBED IN DEED BOOK 4947 AT PAGE 133, ON THE NORTHEAST AND LANDS CONVEYED TO EMOLYN S. CROW AND DESCRIBED IN A DEED RECORDED IN DEED BOOK 2770 AT PAGE 535, ON THE SOUTHEAST, S 42° 41' 54" W A DISTANCE OF 1563.68 FEET TO A POINT, SAID POINT BEING A NORTHEASTERLY CORNER OF LANDS CONVEYED TO MECKLENBURG COUNTY, AND DESCRIBED IN A DEED RECORDED IN DEED BOOK 5899 AT PAGE 684; THENCE ALONG THE COMMON BOUNDARY BETWEEN SAID LANDS OF

MECKLENBURG COUNTY, ON THE SOUTH, AND SAID LANDS OF EMOLYN S. CROW, ON THE NORTH. THE FOLLOWING TWO (2) COURSES;

- 1) N 12°57'57" E A DISTANCE OF 254.51 FEET TO A POINT;
- 2) N 12°33'47" W A DISTANCE OF 150.00 FEET TO A POINT, SAID POINT BEING A NORTHEASTERLY CORNER OF LANDS CONVEYED TO BASS REAL ESTATE FUND III LTD. PARTNERSHIP DESCRIBED IN A DEED RECORDED IN DEED BOOK 6049 AT PAGE 538; THENCE ALONG THE COMMON BOUNDARY BETWEEN SAID LANDS OF "BASS", ON THE WEST AND SOUTH, AND SAID LANDS OF "CROW", ON THE EAST AND NORTH, THE FOLLOWING TWO (2) COURSES:

- 1) N 71°30'51" E A DISTANCE OF 109.76 FEET TO A POINT;
- 2) N 11°04'34" W A DISTANCE OF 63.53 FEET TO A POINT, SAID POINT BEING THE SOUTHEASTERLY CORNER OF LANDS CONVEYED TO TRINITY BAPTIST CHURCH DESCRIBED IN A DEED RECORDED IN DEED BOOK 2770 AT PAGE 535; THENCE ALONG THE COMMON BOUNDARY BETWEEN SAID LANDS OF "TRINITY BAPTIST CHURCH", ON THE WEST, AND SAID LAND OF "CROW", ON THE EAST, N 42°47'29" E A DISTANCE OF 1091.17 FEET TO A POINT IN THE SOUTHERLY RIGHT-OF-WAY BOUNDARY OF ARROWOOD ROAD; THENCE ALONG SAID BOUNDARY S 55°30'00" E A DISTANCE OF 250.48 FEET TO THE POINT OF BEGINNING, CONTAINING APPROXIMATELY 7.69 ACRES MORE OR LESS.

Petition No. 98-43
Steele Creek Church

PARALLEL CONDITIONAL USE PERMIT

This is a parallel conditional use permit approved by the Charlotte City Council to Steele Creek Church and successors-in-interest of the property described as tax parcels 203-011-04 and a portion of 203-011-03 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 INST(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.

SEE ATTACHED

-continued-

CITY CD

Petition No.98-44
Jimmy John Katsoudas

ORDINANCE NO. 1064-Z

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 2.120 acres located on the north side of Albemarle Road (NC 27) approximately 600 feet west of the intersection with W. T. Harris Boulevard 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 May 18, 1998; 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 B-2 to BD(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

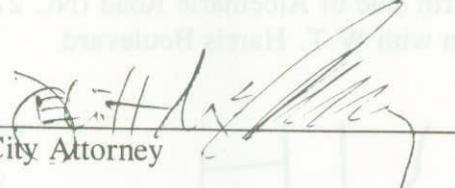
SEE ATTACHED

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.

-continued-

APPROVED AS TO FORM:

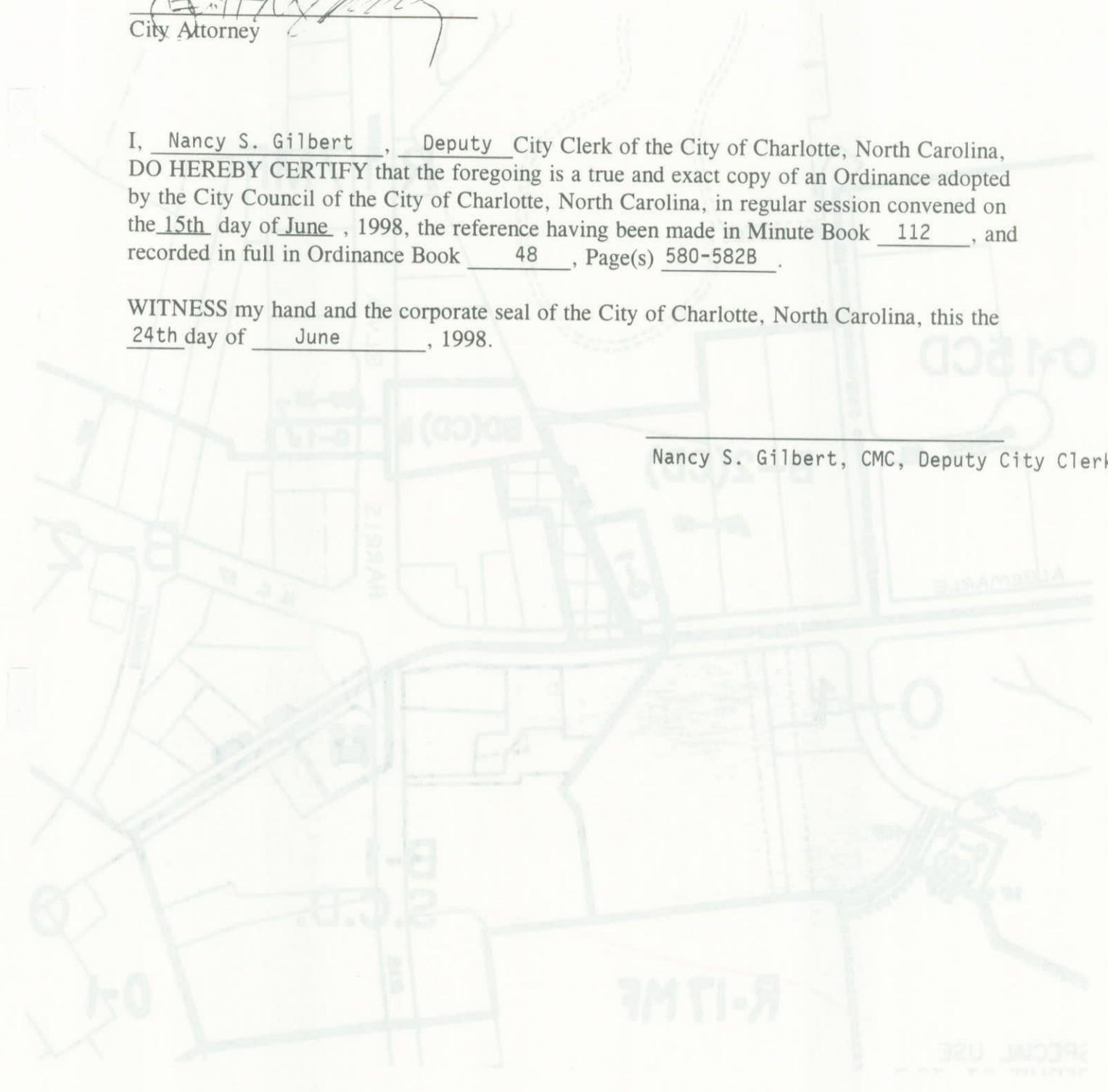


City Attorney

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute Book 112, and recorded in full in Ordinance Book 48, Page(s) 580-582B.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of June, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk



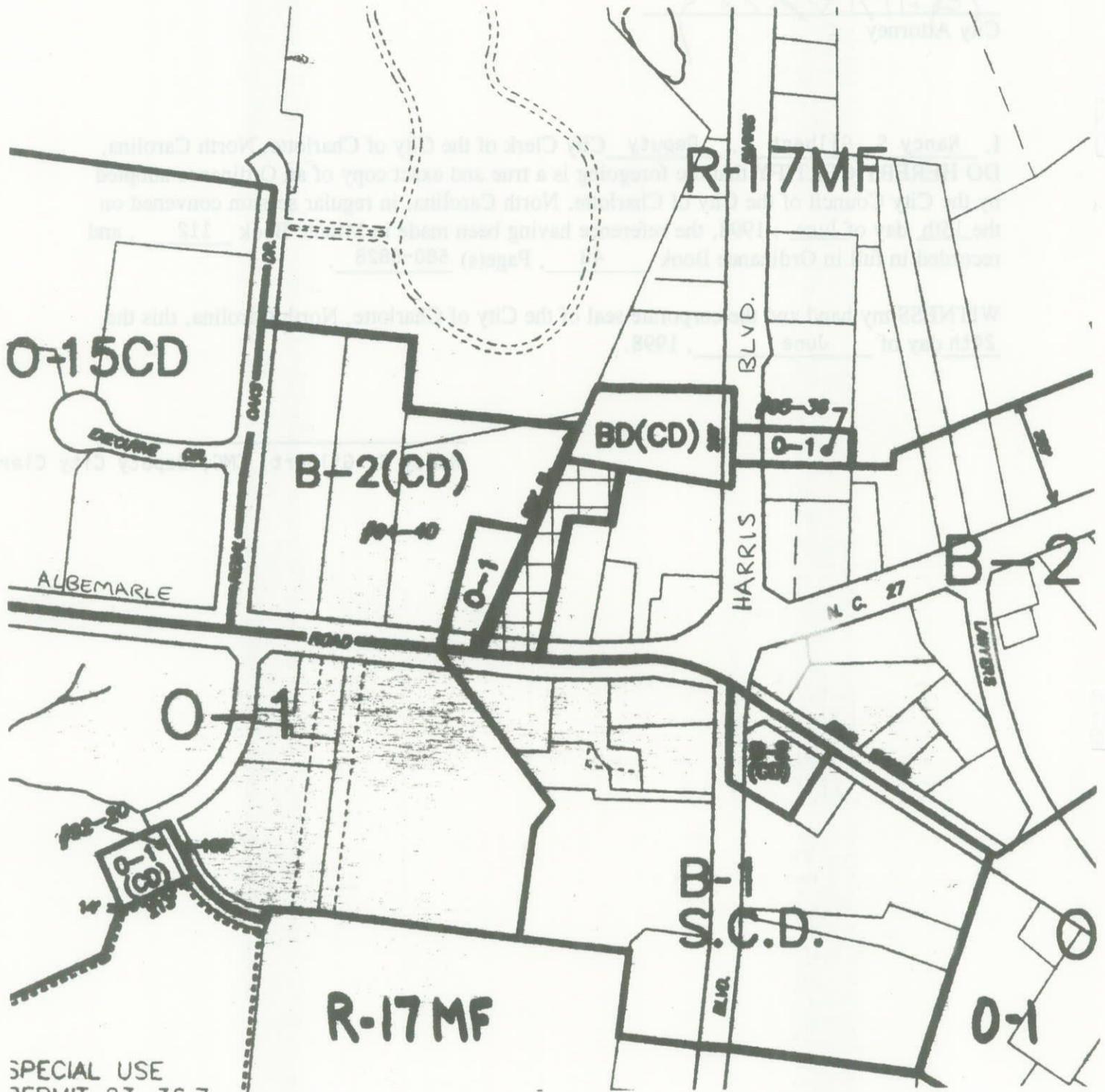
Petitioner: Jimmy John Katsoudas

Hearing Date: May 18, 1998

Zoning Classification (Existing): B-2

Zoning Classification (Requested): ~~B-2~~^{B-2}(CD)

Location: Approximately 2.1 acres located on the north side of Albemarle Road (NC 27) approximately 600' west of the intersection with W.T. Harris Boulevard.



Zoning Map #(s): 114

Scale: 1" = 400'

Sam Malone & Associates

SURVEYING - ENGINEERING
RESIDENTIAL & COMMERCIAL

98-44



116-B W. JOHN ST. P.O. BOX 1139 MATTHEWS, NC 28106 1-800-287-8978 704-847-9026 FAX 704-847-5188

Legal Description of the William K. Scott & wife, Edna A. Scott Property

Being all of lot 1 of the William K. Scott and wife, Edna A. Scott property as shown in Map Book 27, Page 902 and recorded in the Mecklenburg County Public Registry. Lying in the city of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

BEGINNING at an existing iron rebar, said point being on the Northerly Right-of-Way line of Albemarle Road (N.C. Highway #24/27), said point also being the Southeasterly property corner of the Queen City Investors II property (now or formerly) as recorded in Deed Book 4500, Page 672. Thence with said existing iron rebar and the Easterly property line of the aforementioned Queen City Investors II property, North 25-07-33 East 545.85 feet to an existing iron pipe, the Southwesterly property corner of the Storage Trust Properties, L.P. property (now or formerly) as recorded in Deed Book 7990, Page 583. Thence with the Southerly property line of the aforesaid Storage Trust Properties, L.P. property; South 81-02-13 East 186.50 feet to an existing iron rebar, the Northwesterly property corner of Lot 3, Carolina Auto Malls as recorded in Map Book 23, Page 596. Thence from said existing iron rebar and with the Westerly property line of the aforementioned Lot 3; South 07-18-50 West 143.52 feet to a new iron rebar the Easterly property corner of Lot 2 as recorded in Map Book 27, Page 902. Thence with the aforesaid Lot 2 the following two (2) calls; (1) South 89-39-27 West 130.00 feet to a new iron rebar; (2) South 07-18-33 West 335.00 feet to a new iron rebar on the aforesaid Northerly Right-of-Way line of Albemarle Road. Thence with said Right-of-way and in a Westerly direction the following three (3) calls; (1) with the arc of a circular curve to the left having a Radius of 1849.86 feet, an Arc length of 43.68 feet and a Chord bearing and distance of North 87-39-16 West 43.68 feet to a new iron rebar; (2) South 03-01-20 West 10.00 feet to a set nail in sidewalk; (3) with the arc of a circular curve to the left having a Radius of 1859.86 feet, an arc length of 181.95 feet and a Chord bearing and distance of North 84-10-31 West 181.88 feet to the POINT AND PLACE OF BEGINNING, containing 2.12 acres more or less. All as shown on a plat of survey prepared by Sam Malone and Associates and last revised on October 3, 1996

Petition No. 98-44
Jimmy John Katsoudas

PARALLEL CONDITIONAL USE PERMIT

This is a parallel conditional use permit approved by the Charlotte City Council to Jimmy John Katsoudas and successors-in-interest of the property described as tax parcel 103-251-01 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 BD(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.

CITY CD

Petition No.98-47
Willie L. Bratcher

ORDINANCE NO. 1065-Z

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 .172 acres located on the west side of Beatties Ford Road, one lot north of Tate Street 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 May 18, 1998; 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 O-2 to B-1(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

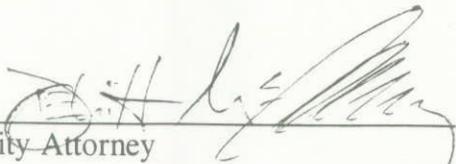
SEE ATTACHED

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.

-continued-

APPROVED AS TO FORM:



City Attorney

CITY OF
ORDINANCE NO. 1088-1

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute Book 112, and recorded in full in Ordinance Book 48, Page(s) 583-585A.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of June, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

SEE ATTACHED

-continued-

Petition #: 98-47

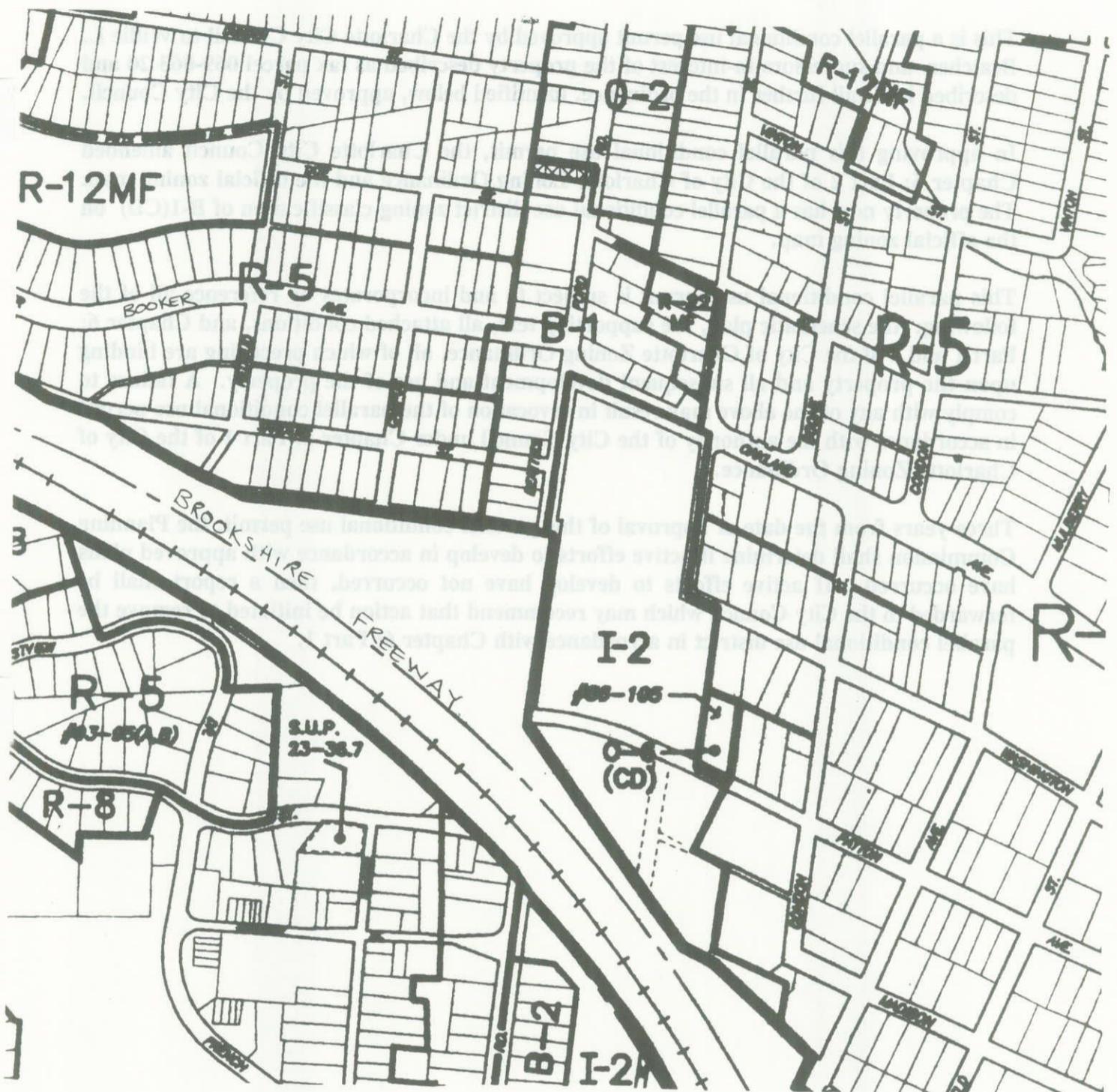
Petitioner: Willie L. Bratcher

Hearing Date: May 18, 1998

Zoning Classification (Existing): O-2

Zoning Classification (Requested): B-1(CD)

Location: Approximately 0.17 acres located on the west side of Beatties Ford Road, one lot north of Tate Street.



Zoning Map #(s): 88

Scale: 1" = 400'

Petition No. 98-47
Willie L. Bratcher

PARALLEL CONDITIONAL USE PERMIT

This is a parallel conditional use permit approved by the Charlotte City Council to Willie L. Bratcher and successors-in-interest of the property described as tax parcel 069-063-20 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 B-1(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.

CITY CD

Petition No.98-50
Lakeshore II. LLC

ORDINANCE NO. 1066-Z

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 6 acres located on the west side of Mallard Creek Church Road, approximately 1000 feet south of Mary Alexander 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 May 18, 1998; 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 INST to R-17MF(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

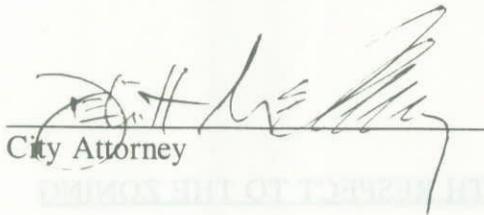
SEE ATTACHED

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.

-continued-

APPROVED AS TO FORM:



City Attorney

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute Book 112, and recorded in full in Ordinance Book 48, Page(s) 586-588B.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of June, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

SEE ATTACHED

-continued-

Petition #: 98-50

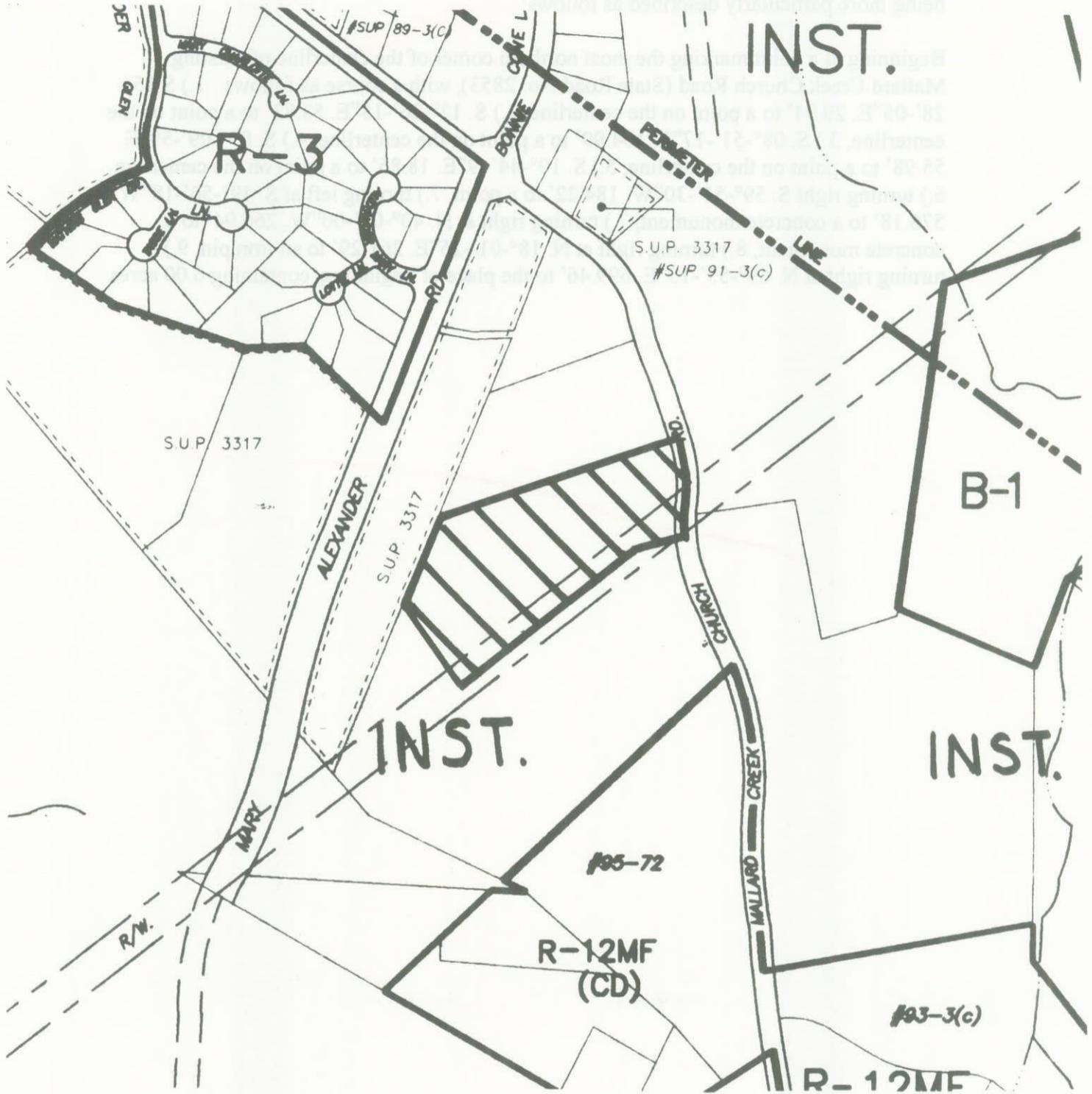
Petitioner: Lakeshore II, LLC

Hearing Date: May 18, 1998

Zoning Classification (Existing): INST

Zoning Classification (Requested): R-17MF(CD)

Location: Approximately 6 acres located on the west side of Mallard Creek Church Road, approximately 1000' south of Mary Alexander Road.



Zoning Map #(s): 57

Scale: 1" = 400'

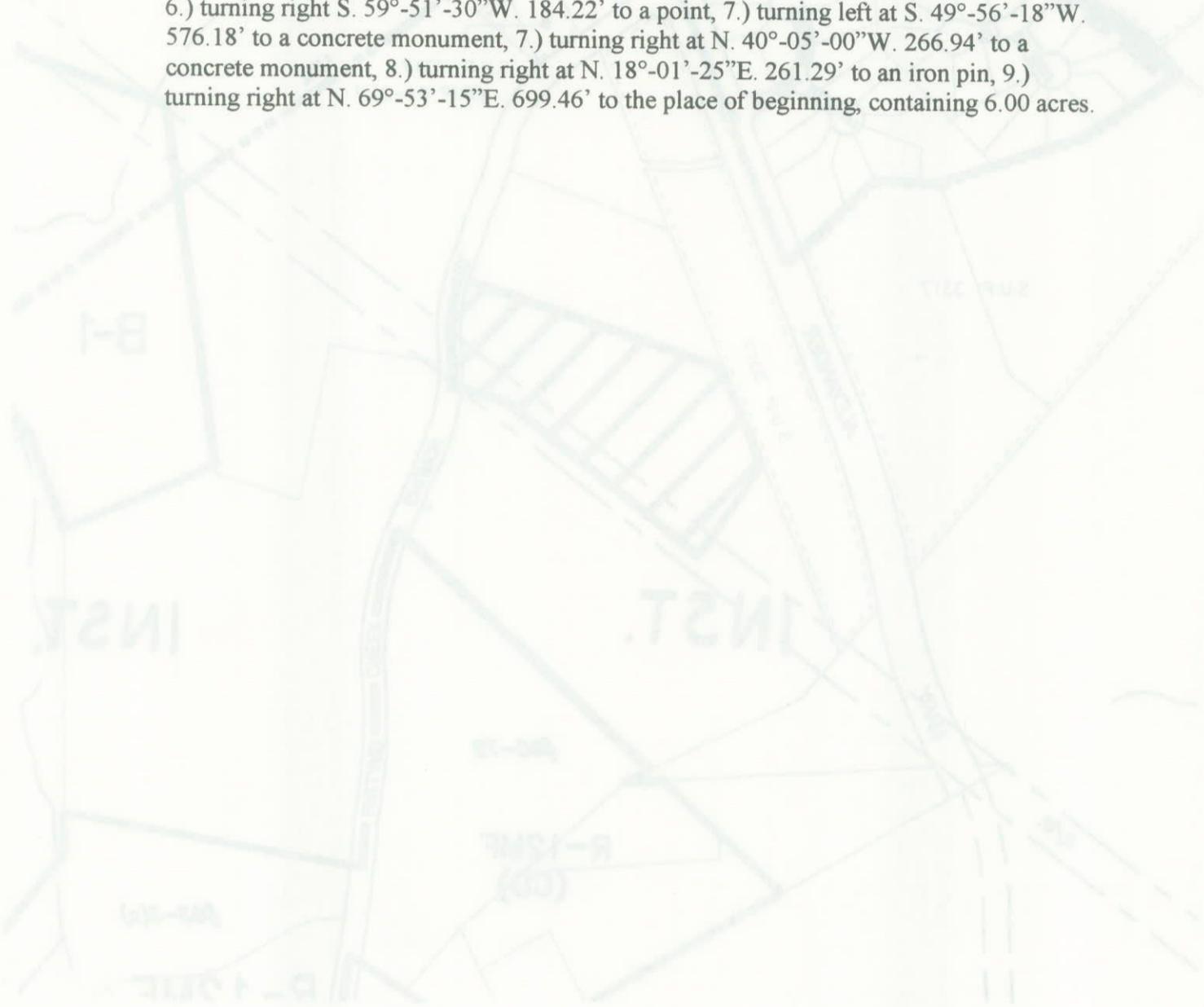
98-50

Boundary Description

Description for INST parcel to be rezoned to R-17MF(CD) bounded by centerline of Mallard Creek Church Road.

Lying and being in Crab Orchard Township, Mecklenburg County, North Carolina and being more particularly described as follows:

Beginning at a point marking the most northern corner of the centerline of existing Mallard Creek Church Road (State Road No. 2853), with a course as follows: 1.) S. 15°-28'-05"E. 29.94' to a point on the centerline, 2.) S. 12°-26'-15"E. 53.83' to a point on the centerline, 3.) S. 08°-51'-17"E. 104.99' to a point on the centerline, 4.) S. 09°-09'-59"E. 55.98' to a point on the centerline, 5.) S. 10°-44'-49"E. 18.86' to a point on the centerline 6.) turning right S. 59°-51'-30"W. 184.22' to a point, 7.) turning left at S. 49°-56'-18"W. 576.18' to a concrete monument, 7.) turning right at N. 40°-05'-00"W. 266.94' to a concrete monument, 8.) turning right at N. 18°-01'-25"E. 261.29' to an iron pin, 9.) turning right at N. 69°-53'-15"E. 699.46' to the place of beginning, containing 6.00 acres.



Scale: 1" = 400'

Petition No. 98-50
Lakeshore II. LLC

PARALLEL CONDITIONAL USE PERMIT

This is a parallel conditional use permit approved by the Charlotte City Council to Lakeshore II. LLC and successors-in-interest of the property described as tax parcel 049-321-10 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 R-17MF(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.

SEE ATTACHED

-continued-

CITY CD

Petition No.98-62
Lincoln Property Company

ORDINANCE NO. 1067-Z

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 0.75 acres located on the south side of East Morehead Street between College Street and South Boulevard 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 May 18, 1998; 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-2 to UMUD(CD) on the Official Zoning Map, City of Charlotte, North Carolina the following described property:

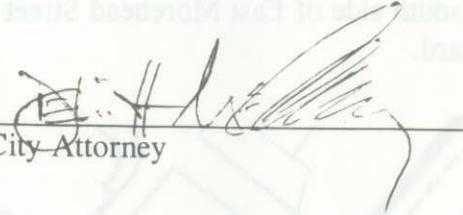
SEE ATTACHED

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.

-continued-

APPROVED AS TO FORM:



City Attorney

I, Nancy S. Gilbert, 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 15th day of June, 1998, the reference having been made in Minute Book 112, and recorded in full in Ordinance Book 48, Page(s) 589-591B.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of June, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

Petition #: 98-62

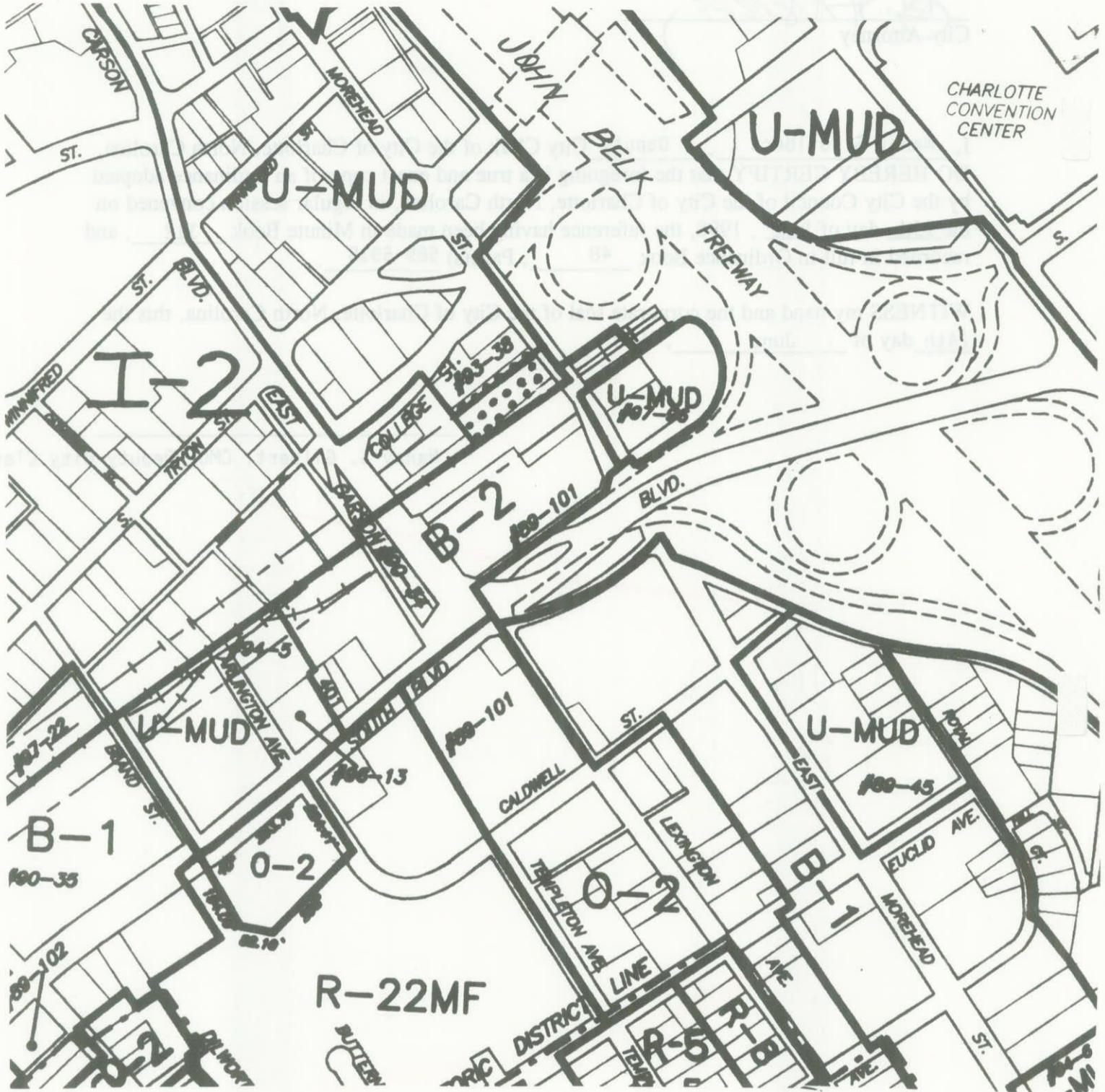
Petitioner: Lincoln Property Company

Hearing Date: May 18, 1998

Zoning Classification (Existing): I-2

Zoning Classification (Requested): UMUD(CD)

Location: Approximately 0.75 acres located on the south side of East Morehead Street between College Street and South Boulevard.



Zoning Map #(s): 102

Scale: 1" = 400'

98-02

Exhibit A

Tract I:

Beginning at a notch set in a bridge, said notch being located in the southwesterly margin of East Morehead Street 23.12' as measured along said margin of Morehead Street in a northwesterly direction from the point of intersection of said margin of East Morehead Street with the centerline of the CSX Railroad and running thence South 52-50-22 West 299.60' to an iron pipe in the line of the property of S. R. Edgerton as described in Deed Book 4 at Page 284 in the Mecklenburg Public Registry; thence with 3 lines of the Edgerton property as follows: (1) North 38-40-10 West 216.97 feet to an iron pipe; (2) North 52-47-24 East 94.47' to an iron pipe, and (3) North 38-40-07 West 63.62' to an iron pipe located in the southeasterly margin of Vandevere Place; thence with the said margin of Vandevere Place North 51-23-36 East 205.38' to an iron located at the point formed by the intersection of said margin of Vandevere Place with the southwesterly margin of East Morehead Street; thence with the said margin of East Morehead Street South 38-36-0 East 294.75' to the point and place of Beginning containing 74,360 square feet (1.707 acres) as shown on survey by Andrew G. Zoutewelle, dated November 7, 1995.

Tract II:

Beginning at a point formed by the intersection of the centerline of CSX Railroad with the southwesterly margin of East Morehead Street and running thence with the centerline of the railroad South 54-32-27 West 299.83' to a point; thence North 38-40-10 West 14.22' to an iron pipe, corner of Tract I above; thence with the southeasterly line of Tract I above, North 52-50-22 East 299.60' to a notch in the bridge in the easterly margin of East Morehead Street; thence with the said margin of East Morehead Street South 38-36-0 East 23.12' to the point and place of Beginning containing 5,590 square feet (0.128 acres) as shown on the aforementioned survey prepared by Andrew G. Zoutewelle.

State of North Carolina, County of Mecklenburg

The foregoing certificate(s) of Shawn R. Wargett

Notary(ies) Public is/are certified to be correct. This 22 day of January 19 98

JUDITH A. GIBSON, REGISTER OF DEEDS By: Wanda B. Allen Deputy Register of Deeds

Petition No. 98-62
Lincoln Property Company

PARALLEL CONDITIONAL USE PERMIT

This is a parallel conditional use permit approved by the Charlotte City Council to Lincoln Property Company and successors-in-interest of the property described as tax parcel 123-011-15 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 UMUD(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.

[Faint signature and text at the bottom of the page]