

March 24, 1997  
Ordinance Book 47, Page 937

**ORDINANCE 785**  
**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 investigation, that a lowered speed limit on certain streets of the City of Charlotte is appropriate; and,

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

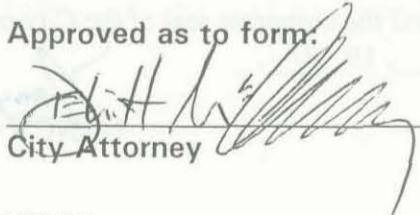
NOW THEREFORE BE IT ORDAINED by the City Council of the City of Charlotte,

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

Bonnie Cone Lane from Mallard Creek Church Road to cul de sac	25 MPH
Coker Avenue from Tuckasegee Road to cul de sac	25 MPH
High Ridge Road from Providence Road to cul de sac	30 MPH
Mary Alexander Road from Mallard Creek Church Road to North Loop Road	25 MPH
Pine Forest Road from South Ford Road to cul de sac	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.

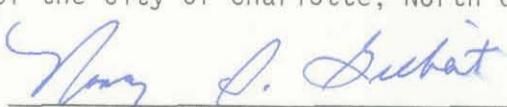
Approved as to form:

  
\_\_\_\_\_  
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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page (s) 937.

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.

  
\_\_\_\_\_  
Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NO. 786-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 2728 COWLES ROAD PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF HENRY J. TATE RESIDING AT 2728 COWLES ROAD, CHARLOTTE, NC 28208.

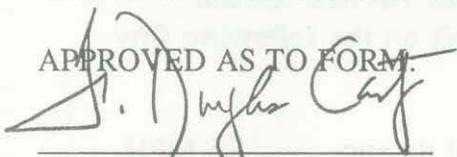
WHEREAS, the dwelling located at 2728 Cowles Road in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by certified mail and hand delivery on October 2, 1996 and November 8, 1996.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 2728 Cowles Road in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:



Senior Assistant City Attorney

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I, Nancy 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 24th day of March, 19 97, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, at Page(s) 938.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 19 97.



NANCY GILBERT, DEPUTY CITY CLERK

March 24, 1997  
Ordinance Book 47, page 939

ORDINANCE NO. 787-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE COMMERCIAL STRUCTURE AT 1413 CUMMINGS AVENUE PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF CHARLES E. HOUSTON RESIDING AT P. O. BOX 668071, CHARLOTTE, NC 28266.

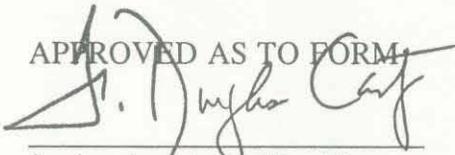
WHEREAS, the commercial structure located at 1413 Cummings Avenue in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by advertisement in the Charlotte Post and Mecklenburg Times on December 17 and 18, 1996 and January 7 and 9, 1997.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the commercial structure located at 1413 Cummings Avenue in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM

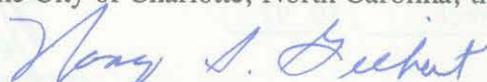


Senior Assistant City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.



NANCY GILBERT, DEPUTY CITY CLERK

ORDINANCE NO. 788-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1109 HOLLAND AVENUE PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF SANDRA LEE THOMAS RESIDING AT 2924 ULMAN AVENUE, BALTIMORE, MD 21215.

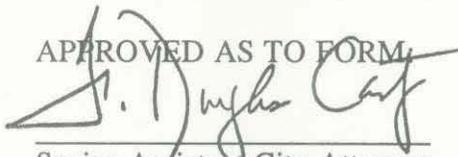
WHEREAS, the dwelling located at 1109 Holland Avenue in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by advertisement on November 22, 1996 and February 13, 1997.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 1109 Holland Avenue in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM

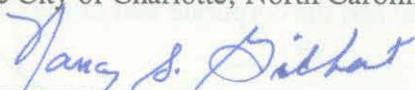


Senior Assistant City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26<sup>th</sup> day of March, 19 97.



NANCY GILBERT, DEPUTY CITY CLERK

March 24, 1997  
Ordinance Book 47, Page 941

ORDINANCE NO. 789-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 3941 MCMILLAN STREET PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF ROBERT M. BYRNES RESIDING AT 3941 MCMILLAN STREET, CHARLOTTE, NC 28205.

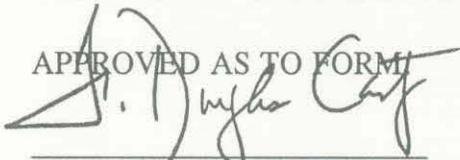
WHEREAS, the dwelling located at 3941 McMillan Street in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by certified mail on September 10, 1996 and November 18, 1996.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 3941 McMillan Street in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM



Senior Assistant City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.

  
NANCY GILBERT, DEPUTY CITY CLERK

ORDINANCE NO. 790-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1824 ANDERSON STREET PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF W. FRANK BAKER AND WIFE, MARJORIE J., RESIDING AT 3219 NANCY CREEK ROAD, CHARLOTTE, NC 28270.

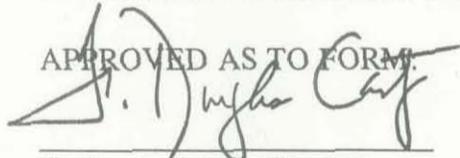
WHEREAS, the dwelling located at 1824 Anderson Street in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by certified mail on August 26, 1996 and September 23, 1996.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 1824 Anderson Street in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

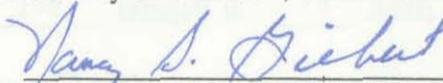


Senior Assistant City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 19 97.



NANCY GILBERT, DEPUTY CITY CLERK

March 24, 1997  
Ordinance Book 47, Page 943

ORDINANCE NO. 791-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1617 ONSLOW DRIVE PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF MYRA M. WEST RESIDING AT 1617 ONSLOW DRIVE, CHARLOTTE, NC 28205.

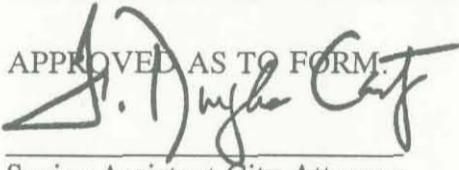
WHEREAS, the dwelling located at 1617 Onslow Drive in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by certified mail and advertisement on February 7, 1996 and April 25, 1996.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 1617 Onslow Drive in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM.



Senior Assistant City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.



NANCY GILBERT, DEPUTY CITY CLERK

ORDINANCE NO. 792-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLINGS AT 7109 OLD STATESVILLE ROAD, #2, #3, #4, #8, #9, #10, #11, #16, #19, #21, #24, #25, #27 AND WELL HOUSE, PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF JEAN DERRICK RESIDING AT 7117 OLD STATESVILLE ROAD, CHARLOTTE, NC 28269.

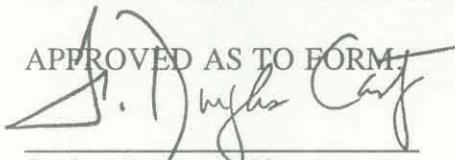
WHEREAS, the dwellings located at 7109 Old Statesville Road, #2, #3, #4, #8, #9, #10, #11, #16, #19, #21, #24, #25, #27 and Well House in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by hand delivery on June 26, 1996 and July 26, 1996.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwellings located at 7109 Old Statesville Road, #2, #3, #4, #8, #9, #10, #11, #16, #19, #21, #24, #25, #27 and Well House in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

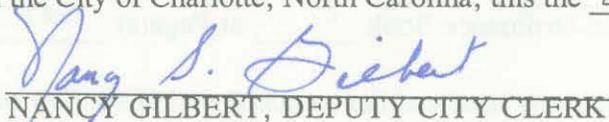


Senior Assistant City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 19 97.

  
NANCY GILBERT, DEPUTY CITY CLERK

March 24, 1997  
Ordinance Book 47, Page 945

ORDINANCE NO. 793-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 720 E. 17TH STREET PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF PATTIE LOUISE PHILLIPS RESIDING AT 720 E. 17TH STREET, CHARLOTTE, NC 28205.

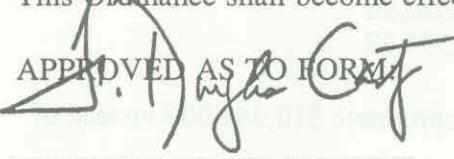
WHEREAS, the dwelling located at 720 E. 17th Street in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by certified mail on April 29, 1995 and June 3, 1995.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 720 E. 17th Street in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

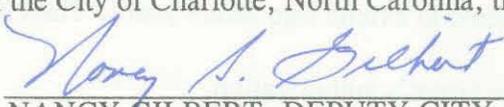
APPROVED AS TO FORM

  
Senior Assistant City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 19 97.

  
NANCY GILBERT, DEPUTY CITY CLERK

P.N. #081-096-12

ORDINANCE NO. 794-X 0-28  
**AN ORDINANCE TO AMEND ORDINANCE NO. 586-X, THE 1996-1997 BUDGET  
ORDINANCE, AUTHORIZING MID YEAR TRANSFERS OF FUNDS.**

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

**Section 1.** That the sum of \$75,000 is available from the General Fund- Council Contingency and is hereby appropriated within the General Fund to fund the City's share of a contract for a Federal Representative for the Charlotte- Mecklenburg region.

**Section 2.** That the sum of \$50,000 is available from the General Fund fund balance and is hereby appropriated to the General Fund for City's Privatization-Competition Advisory Committee operations.

**Section 3.** That the sum of \$81,394.52 is available from the General Fund fund balance and is appropriated for transfer to Fund 6806.

**Section 4.** That the sum of \$81,394.52 is available in Fund 6806 from a transfer from General Fund and is hereby appropriated as follows.

Community Empowerment	900.58	\$56,394.52
Community Relations	900.59	<u>25,000.00</u>
Total		\$81,394.52

**Section 5.** That Sections 1 and 3, Schedule Q are amended to appropriate \$10,943,000 instead of \$7,000,000, from Transfers from Aviation Operating Fund.

**Section 6.** That the additional sum of \$20,872 is estimated to be available from the Federal Fair Housing Grant and is hereby appropriated to Fund 6806- Community Relations (900.59).

**Section 7.** That the sum of \$2,000 is estimated to be available from the US Department of HUD HOME Grant and is hereby appropriated to Fund 6910 for Acquisition of Real Property. This Grant is projected to extend into future years. Therefore this action will remain in effect for the duration of the Grant's authorization.

**Section 8.** That the sum of \$200,000 is estimated to be available from a Federal EPA Grant and is hereby appropriated to Neighborhood Development Fund 6806 for Economic Development (900.46).

**Section 9.** That the sum of \$1,211.12 is available from a contribution from Central Piedmont Community College and is hereby appropriated to the Neighborhood Development Fund for Community Empowerment (6806; 900.58).

**Section 10.** That the sum of \$49,318 is estimated to be available from interest on loans and is hereby appropriated to Neighborhood Development Fund 6806 for Mecklenburg Mill (900.45).

**Section 11.** That the sum of \$18,271 is hereby available in Fund 6806 from a transfer from Fund 6911 and is hereby appropriated as follows.

Transfer to Fund 0101	\$13,703
Fund 6806- 900.58	4,568

**Section 12.** That the sum of \$13,703 is hereby available in the General Fund from a transfer from Fund 6806 and is hereby appropriated to General Fund 0101; 530.69.

**Section 13.** That the sum of \$800,000 is available from the Powell Bill Fund 0120 fund balance and is hereby appropriated for Contracted Resurfacing (523.01).

**Section 14.** That the sum of \$592,500 is available from the Water and Sewer Operating Fund fund balance and is hereby appropriated to the following:

Water and Sewer Operating Fund 7101	\$499,500
Transfer to Water and Sewer Capital Fund 2071	93,000
Total	\$592,500

**Section 15.** That the sum of \$450,000 is available from the Water and Sewer Operating Fund fund balance and is hereby appropriated for Fund 7101 Operations for equipment purchases. This amount is expected to be returned to fund balance from the FY 98 Lease Purchase proceeds during FY98. Therefore, subject to the approval and upon subsequent availability of these funds from the FY98 Lease Purchase proceeds, this amount will be repaid to the Water and Sewer Operating Fund 7101 fund balance.

**Section 16.** That the sum of \$93,000 is available in Water and Sewer Capital Fund 2071 from a transfer from Fund 7101 and is hereby appropriated for the System Protection Optimization Plan Project (2071; 632.90).

**Section 17.** That the sum of \$829,353.18 is available from prior Street Bond funds in the following projects and is hereby appropriated to the General Capital Fund 2010; 245.00 - Minor Roadway Improvements.

<b><u>Fund 2010; Center</u></b>	<b><u>Amount</u></b>
232.00 - Milton Road Widening	\$363,000.00
322.00 - NC 51 Widening	56,019.68
354.00 - Par/Johnston Roads Widening	194,657.99
330.00 - Idlewild Road Widening	980.24
347.00 - Westinghouse Blvd.	111,238.84
348.00 - Monroe Road Widening	456.43
467.00 - Carmel Road Widening	<u>103,000.00</u>
Total	\$829,353.18

**Section 18.** That the sum of \$8,615,000 is available from 1996 Neighborhood Improvement Bond funds and is hereby appropriated to General Capital Fund 2010; 478.00 - Neighborhood Improvements.

**Section 19.** That the sum of \$400,000 is available in the Pay-As-You-Go Fund 2011 fund balance and is hereby appropriated for transfer to General Capital Fund 2010; 377.10 - In Rem Remedy.

**Section 20.** That Sections 1 and 3, Schedule P are hereby revised to reflect an increase in the appropriation for transfer to the Storm Water Capital Fund 2701 for \$237,657, funded from the following revisions to estimated revenues.

<u>Source</u>	<u>Current</u>	<u>Revised</u>
County Storm Water Payment	450,000	210,000
Fund Balance - Unappropriated	1,788,262	2,265,919

**Section 21.** That the sum of \$2,107,430 is available from the following sources and is hereby appropriated to Storm Water Capital Fund 2701; 359.00 - Repairs to Existing Storm Drains.

<u>Source</u>	<u>Amount</u>
Transfer from Operating Fund 7701:	
Operating Budget Savings	850,000
Revised Revenue Estimates	
(See Section 20)	237,657
Flood Control (358.00)	217,430
Storm Water Bonds	802,343
Total	2,107,430

**Section 22.** That Sections 2 and 4, Schedule E are amended to reflect the appropriation of \$129,500 for the CMUD Capital Project Wilkinson Boulevard Outfall. Funds are available from Sewer Revenue Bonds.

**Section 23.** That Sections 2 and 4, Schedule F are amended to reflect the revised appropriation of \$4,840,000 for Small Town Capital Projects Fund 2072 for the Mint Hill Gravity Sewer System from Small Town Sewer Bonds.

**Section 24.** That the sum of \$1,000,000 is available from prior Sewer bonds in the following completed projects and is hereby appropriated to the Water and Sewer Capital Fund Street Main Extension Program- Sewer (2071; 633.79).

Standby Generation-WWTP	(632.04)	\$850,000
Walker Branch to Steele Ck Rd	(633.80)	<u>150,000</u>
Total		\$1,000,000

**Section 25.** That the sum of \$1,052,350 is available in the Water and Sewer Operating Fund fund balance and is hereby appropriated for transfer to the Water and Sewer Debt Service Fund 5503.

**Section 26.** That the sum of \$1,177,350 is estimated to be available in Water and Sewer Debt Service Fund 5503 from the following sources and is hereby appropriated for the payment of debt service on Water and Sewer Bonds.

Transfer from Water and Sewer Operating Fund	\$1,052,350
Interest earnings	<u>125,000</u>
Total	\$1,177,350

**Section 27.** That the sum of \$690,000 is available in the Water and Sewer Capital Project Fund 2071 from the proceeds of Water and Sewer Bond sales and is hereby appropriated for the cost of sale of these bonds.

**Section 28.** That the sum of \$213,200 is available from the Water and Sewer Debt Service Fund 5501 fund balance and is hereby appropriated for the payment of debt service on Mint Hill Sewer Bonds.

**Section 29.** That the sum of \$89,662 is estimated to be available from the Federal JTPA Grant and is hereby appropriated to Human Development Fund 6345 for transfer to Neighborhood Development Fund 6806 for operating costs to be appropriated as follows:

KBE Support (900.50)	\$19,662
Budget/Fiscal Mgmt	<u>70,000</u>
Total	\$89,662

**Section 30.** That the sum of \$100,000 is transferred from the Human Development Fund 6345 to the Neighborhood Development Fund 6806 for appropriation to Community Empowerment (900.58) for operating costs.

**Section 31.** That Section 14 of the annual ordinance should have designated the source of funds for the Airport Art Program as Airport Discretionary Fund 7408 not Airport Operating Fund Balance.

**Section 32.** 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 33** All ordinances or parts of ordinances in conflict herewith are hereby repealed

**Section 34.** It is the intent of this ordinance to be effective upon adoption.

Approved as to form:

  
\_\_\_\_\_  
Asst. 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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 946-951.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.

  
\_\_\_\_\_  
Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NUMBER: 795-X

0-29

AN ORDINANCE TO AMEND ORDINANCE NO. 586-X, THE 1996-1997 BUDGET  
ORDINANCE, PROVIDING AN APPROPRIATION TO THE CAROLINAS HISTORIC  
AVIATION COMMISSION FOR THE PURCHASE OF A DC-3

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

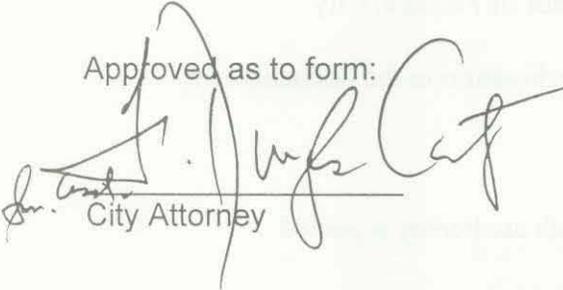
Section 1. That the sum of \$65,000 is hereby estimated to be available from the Airport Pre-DBO Fund Balance (445/4112).

Section 2. That the sum of \$65,000 is hereby appropriated to the Airport Capital Project Fund (7401/445).

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

Section 4. This ordinance shall be effective immediately.

Approved as to form:

  
City Attorney

**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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 952.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.

  
Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NUMBER: 796-X

0-30

AN ORDINANCE TO AMEND ORDINANCE NUMBER 586-X, THE 1996-1997 BUDGET  
ORDINANCE, PROVIDING AN APPROPRIATION FOR AIRPORT MASTER PLAN  
LAND ACQUISITION.

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

Section 1. That the sum of \$9,900,000 is hereby estimated to be available from the following sources:

<u>Source</u>	<u>Amount</u>
Federal Aviation Grant	\$7,425,000
Future Airport Revenue Bonds	2,475,000
Total	\$9,900,000

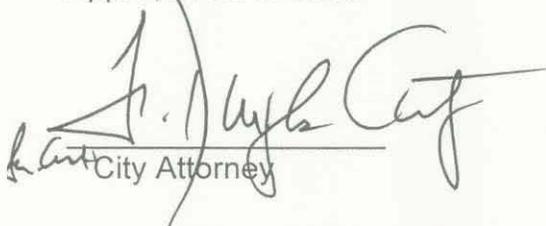
Section 2. That the sum of \$9,900,000 is hereby appropriated to the Airport Capital Fund 2083; 528.00 - Construction Control.

Section 3. That the Finance Director is hereby authorized to advance the sum of \$9,900,000 to project (2083;528.00) from the Airport Discretionary Fund Balance (7408) until such time that permanent financing (as described in Section 1., above) is arranged. Once permanent financing is arranged the advance shall revert to the original source of funding.

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

Section 5. This ordinance shall be effective immediately.

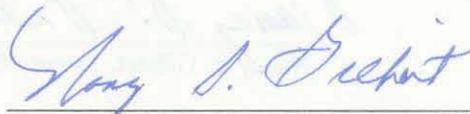
Approved as to form:

  
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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 953.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.



Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NUMBER: 797-X

0-31

AN ORDINANCE TO AMEND ORDINANCE NO. 586-X, THE 1996-1997 BUDGET  
ORDINANCE, ESTIMATING STATE GRANT REVENUES AND PROVIDING AN  
APPROPRIATION FOR A STUDY TO EVALUATE THE RIDESHARE PROGRAM.

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

Section 1. That the sum of \$16,534 is hereby estimated to be available from the following sources:

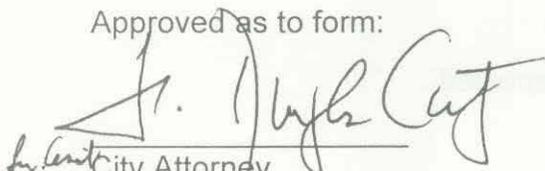
Source	Amount
NC DOT Grant	14,880
Transit Fund Fund Balance	1,654
Total	16,534

Section 2. That the sum of \$16,534 is hereby appropriated to the General Fund 0101; Department of Transportation Planning Division (522.02.199).

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

Section 4. This ordinance shall be effective immediately.

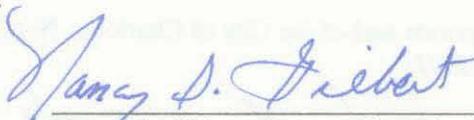
Approved as to form:

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

**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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 954.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.

  
\_\_\_\_\_  
Nancy S. Gilbert, Deputy City Clerk

**AN ORDINANCE TO AMEND ORDINANCE NO. 586-X, THE 1996-97 BUDGET  
ORDINANCE, PROVIDING APPROPRIATIONS TO FUND LAW ENFORCEMENT-  
RELATED EXPENDITURES FROM ASSETS FORFEITURE FUNDS.**  
(for Computer Technology)

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

Section 1. That the sum of \$478,868 is hereby available from the General Fund-Assets Forfeiture funds.

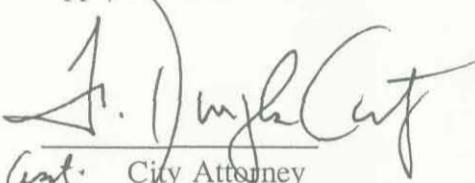
Section 2. That the sum of \$478,868 is hereby appropriated to the General Fund- Police Department.

Section 3. Completion of these purchases may extend beyond the end of the fiscal year; therefore, this ordinance will remain in effect for the duration of the process.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. It is the intent of this ordinance to be effective upon its adoption.

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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 955.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.

  
Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NO. 799-X

0-33

**AN ORDINANCE TO AMEND ORDINANCE NO. 586-X, THE 1996-97 BUDGET ORDINANCE TO PROVIDE AN ADDITIONAL APPROPRIATION TO IRWIN CREEK WWTP IMPROVEMENTS - PHASE II TO FUND REMOVAL AND DISPOSAL OF RESIDUALS FROM DIGESTERS.**

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

**Section 1.** That the sum of \$300,000 is hereby estimated to be available in the Water and Sewer Operating Fund (7101) Fund Balance.

**Section 2.** That the sum of \$300,000 is hereby appropriated to the Water and Sewer Capital Improvement Plan Fund (2071) Irwin Creek Wastewater Treatment Plant Improvements - Phase II (Account 633.21)

**Section 4.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 5.** This ordinance shall become effective upon its adoption.

Approved as to form:

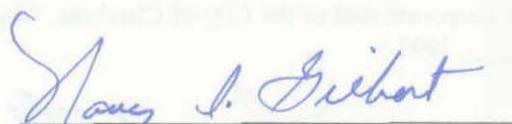


Asst. City Attorney

**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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 956.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.

  
Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NO. 800-X

0-34

**AN ORDINANCE TO AMEND ORDINANCE NO. 304-X, THE 1995-96 BUDGET ORDINANCE TO PROVIDE AN ADDITIONAL APPROPRIATION TO FUND CONSTRUCTION OF BEARDS CREEK AND CROOKED CREEK PUMP STATION AND FORCE MAIN.**

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

**Section 1.** That the sum of \$500,000 is available from Water and Sewer Capital Improvement Plan Fund (2071) available unallocated prior sewer bonds.

**Section 2.** That the sum of \$500,000 is hereby appropriated to the Matthews Bond Sale 1995 Fund (2051) Matthews Sewer Projects - Control (Account No. 638.99).

**Section 4.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 5.** This ordinance shall become effective upon its adoption.

Approved as to form:

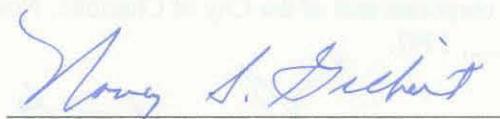


Asst. City Attorney

**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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 957.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.

  
Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NO. 801-X

**AN ORDINANCE TO AMEND ORDINANCE NO. 586-X, THE 1996-97 BUDGET ORDINANCE TO PROVIDE AN ADDITIONAL APPROPRIATION TO FUND CONSTRUCTION OF THE ROCKY RIVER INTERCEPTOR.**

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

**Section 1.** That the sum of \$600,000 is available from savings in the Water and Sewer Capital Improvement Plan Fund (2071) in the following Centers:

Center	Project	Amount
632.15	Wastewater Collection Storage Building	\$75,000
632.51	Steele Creek Outfall Brown Grier Road to Shopton Road	\$416,300
632.61	Caldwell Creek Outfall	<u>\$108,700</u>
	Total	\$600,000

**Section 2.** That the sum of \$600,000 is hereby appropriated to the Water and Sewer Capital Improvement Plan Fund (2071) Rocky River Outfall Project (Account No. 633.72)

**Section 3.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 4.** This ordinance shall become effective upon its adoption.

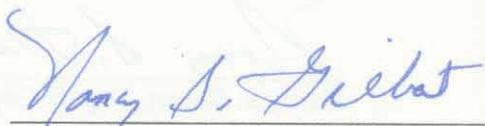
Approved as to form:

  
Asst. 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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 958.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.

  
Nancy S. Gilbert, Deputy City Clerk

March 24, 1997  
Ordinance Book 47, page 959

ORDINANCE NO. 802-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 3534 MARVIN ROAD PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF D.W.G. CONSTRUCTION, INC., % DAVID W. GRIFFIN RESIDING AT 6605 MOUNTING ROCK ROAD, CHARLOTTE, NC 28217.

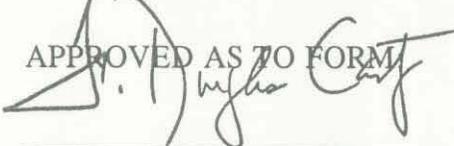
WHEREAS, the dwelling located at 3534 Marvin Road in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by certified mail and hand delivery on May 18, 1996 and August 8, 1996.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 3534 Marvin Road in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM

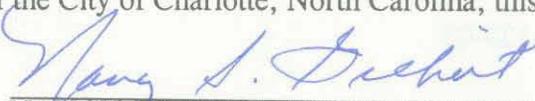


Senior Assistant City Attorney

CERTIFICATION

I, Nancy 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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, at Page(s) 959.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.



NANCY GILBERT, DEPUTY CITY CLERK

ORDINANCE NO. 803-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE CHURCH AT 1201 PEGRAM STREET PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF EMMANUEL PENTECOSTAL CHURCH TRUSTEES RESIDING AT 1201 PEGRAM STREET, CHARLOTTE, NC 28205.

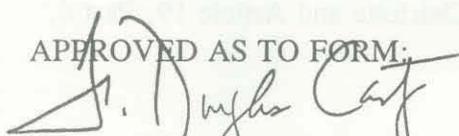
WHEREAS, the church located at 1201 Pegram Street in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by certified mail on June 17, 1996 and July 1, 1996.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the church located at 1201 Pegram Street in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

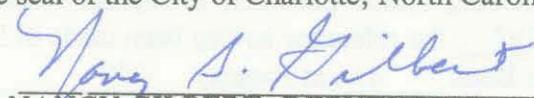
APPROVED AS TO FORM:

  
Senior Assistant City Attorney

CERTIFICATION

I, Nancy 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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, at Page(s) 960.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.

  
NANCY GILBERT, DEPUTY CITY CLERK

ORDINANCE NO. 804-X

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA**

WHEREAS, the City Council of the City of Charlotte, North Carolina, has been petitioned under G.S. 160A-31, as amended, to annex the area described herein, and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held Monday at 7 o'clock P. M., on the 24th day of March, 19 97, and

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G.S. 160A-31, as amended.

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

Section 1. By virtue of the authority granted by G.S. 160A-31, as amended, the following described territory is hereby annexed and made part of the City of Charlotte, as the 24th day of March, 19 97.

See Exhibit A attached hereto and made a part hereof by reference.

Section 2. Upon and after the 24th day of March, 19 97, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte and shall be entitled to the same privileges and benefits as other parts of the City of Charlotte. Said territory shall be subject to municipal taxes in accordance with G.S. 160A-58.10.

Section 3. The Mayor of the City of Charlotte shall cause to be recorded in the Office of the Register of Deeds of Mecklenburg County, and in the Office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this ordinance.

Adopted this 24th date of March, 19 97

Attest:

Brenda R. Freeze  
City Clerk

Brenda R. Freeze  
APPROVED AS TO FORM:

Patrick McCrory  
Mayor  
Patrick McCrory

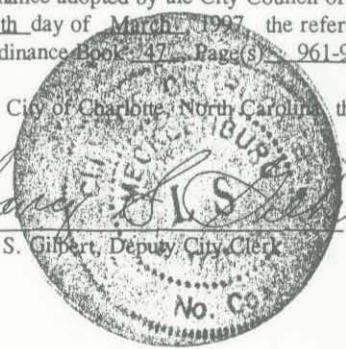
H. Marshall Jr.  
Sr. Dep. City Attorney

**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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 961-964.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.

Nancy S. Gilbert  
Nancy S. Gilbert, Deputy City Clerk



BK: 09034 PG: 0736/0739 #:0450 14:00  
JUDITH A GIBSON REG OF DEEDS MECK NC  
FILED FOR REGISTRATION 04/29/97 14:54

cm

EXHIBIT A

PARCEL 1

Being all of Tract 2, located in Crab Orchard Township, Mecklenburg County, North Carolina, as shown on plat recorded in Map Book 24, at Page 364 of the Mecklenburg County Public Registry and being more specifically described as follows:

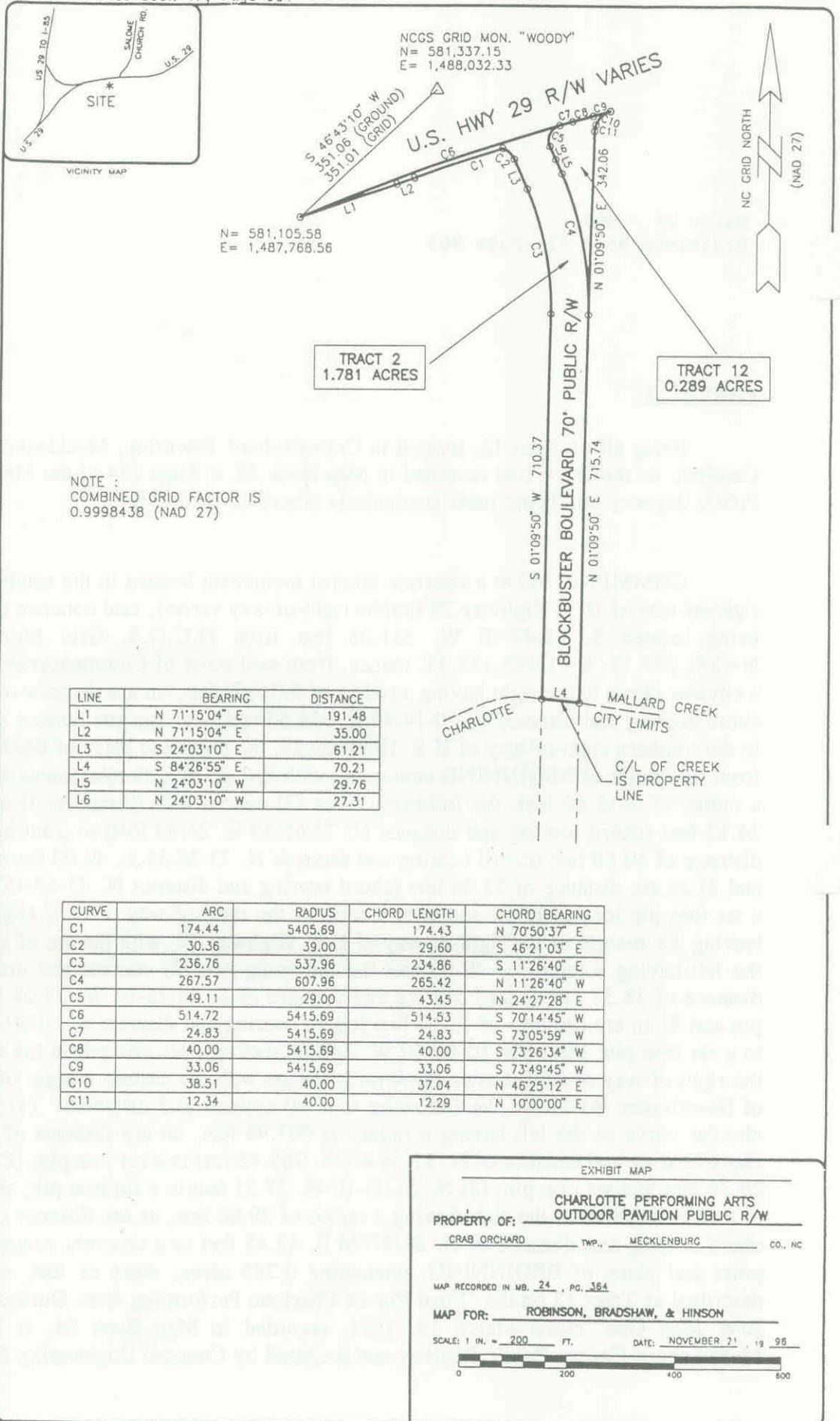
BEGINNING at a point in the southerly margin of the right-of-way of U.S. Highway No. 29 having N.C.G.S. Grid Coordinates N-581105.58 and E-1487768.56, which point is located South 48-43-10 West 351.06 feet from N.C.G.S. Grid Monument ("Woody") located at N.C.G.S. Grid Coordinates N-581337.15 and E-1488032.33 (combined grid factor 0.9998438, NAD (27)), and running thence in an easterly direction with the southerly margin of the right-of-way of U.S. Highway No. 29 (right-of-way as of May 1990) with the arc of a circular curve to the right having a radius of 5,415.69 feet, an arc distance of 514.72 feet (chord bearing and distance North 70-14-45 East 514.53 feet) to a set iron pin; thence in a southwesterly direction with the arc of a circular curve to the left having a radius of 29.00 feet, an arc distance of 49.11 feet (chord bearing and distance S 24-27-28 W 43.45 feet) to a set iron pin; thence South 24-03-10 East 27.31 feet to a set iron pin; thence South 24-03-10 East 29.76 feet to a set iron pin; thence in a southerly direction with the arc of a circular curve to the right having a radius of 607.96 feet, an arc distance of 267.57 feet (chord bearing and distance South 11-26-40 East 265.42 feet) to a set iron pin; thence South 01-09-50 West 715.74 feet to a point at or near the center of Mallard Creek; thence North 84-26-55 West 70.21 feet to a point at or near the center of Mallard Creek; thence North 01-09-50 East 710.37 feet to a set iron pin; thence in a northerly direction with the arc of a circular curve to the left having a radius of 537.96 feet, an arc distance of 236.76 feet (chord bearing and distance North 11-26-40 West 234.86 feet) to a set iron pin; thence North 24-03-10 West 61.21 feet to a set iron pin; thence in a northwesterly direction with the arc of a circular curve to the left having a radius of 39.00 feet, an arc distance of 30.36 feet (chord bearing and distance N 46-21-03 W 29.60 feet) to a set iron pin; thence in a southwesterly direction with the arc of a circular curve to the left having a radius of 5,405.69 feet, an arc distance of 174.44 feet (chord bearing and distance S 70-50-37 W 174.43 feet) to a set iron pin; thence, S 71-15-04 W 35.00 feet to a set iron pin; thence S 71-15-04 W 191.48 feet to the point and place of BEGINNING, containing 1.781 acres and being shown as Tract 2 on that map entitled "Revised Final Plat of: Charlotte Performing Arts Outdoor Pavilion Public R/W, Map One", prepared by Concord Engineering and Surveying, Inc., dated March 18, 1991, and recorded June 12, 1991, in Map Book 24, at Page 364 of the Mecklenburg County Public Registry.

March 24, 1997  
Ordinance Book 47, Page 963

PARCEL 2

Being all of Tract 12, located in Crab Orchard Township, Mecklenburg County, North Carolina, as shown on plat recorded in Map Book 24, at Page 364 of the Mecklenburg County Public Registry and being more particularly described as follows:

COMMENCING at a concrete control monument located in the southern margin of the right-of-way of U.S. Highway 29 (public right-of-way varies), said concrete control monument being located S. 48-43-10 W. 351.06 feet from N.C.G.S. Grid Monument "Woody" N=581,337.15, E=1,488,132.33; thence, from said point of Commencement, with the arc of a circular curve to the right having a radius of 5415.69 feet, an arc distance of 514.72 feet; and chord bearing and distance N. 70-14-45 E. 514.53 feet to a concrete control monument located in the southern right-of-way of U.S. Highway 29, the point and place of BEGINNING; thence, from said point of BEGINNING continuing with the arc of a circular curve to the right having a radius of 5415.69 feet, the following three (3) courses and distances: 1) an arc distance of 24.83 feet (chord bearing and distance N. 73-05-59 E. 24.83 feet) to a set iron pin; 2) an arc distance of 40.00 feet (chord bearing and distance N. 73-26-34 E. 40.00 feet) to a set iron pin; and 3) an arc distance of 33.06 feet (chord bearing and distance N. 73-49-45 E. 33.06 feet) to a set iron pin located in the southern margin of the right-of-way of U.S. Highway 29; thence, leaving the margin of the right-of-way of U.S. Highway 29, with the arc of a circular curve to the left having a radius of 40.00 feet the following two (2) courses and distances: 1) an arc distance of 38.51 feet (chord bearing and distance of S. 46-25-12 W. 37.04 feet) to a set iron pin and 2) an arc distance of 12.34 feet (chord bearing and distance S. 10-00-00 W. 12.29 feet) to a set iron pin; thence S. 01-09-50 W. 342.06 feet to a set iron pin in the eastern margin of the right-of-way of Blockbuster Boulevard; thence with the eastern margin of the right-of-way of Blockbuster Boulevard the following four (4) courses and distances: (1) with the arc of a circular curve to the left having a radius of 607.96 feet, an arc distance of 267.57 feet, and chord bearing and distance of N. 11-26-40 W. 265.42 feet to a set iron pin; (2) N. 24-03-10 W. 29.76 feet to a set iron pin; (3) N. 24-03-10 W. 27.31 feet to a set iron pin; and 4) with the arc of a circular curve to the right having a radius of 29.00 feet, an arc distance of 49.11 feet, and chord bearing and distance of N. 24-27-28 E. 43.45 feet to a concrete control monument, the point and place of BEGINNING, containing 0.289 acres, more or less, and being further described as Tract 12 on the "Final Plat of Charlotte Performing Arts, Outdoor Pavilion Public R/W Map One" dated March 18, 1991, recorded in Map Book 24, at Page 364 in the Mecklenburg County Public Registry and prepared by Concord Engineering & Surveying, Inc.



This map is not a certified survey and no reliance may be placed in its accuracy.

March 24, 1997  
Ordinance Book 47, Page 965

0-36

ORDINANCE NUMBER: 805-X

AN ORDINANCE TO AMEND ORDINANCE NO. 586-X, THE 1996-1997 BUDGET  
ORDINANCE, PROVIDING AN APPROPRIATION FOR THE MAYOR'S INTER-  
NATIONAL CABINET.

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

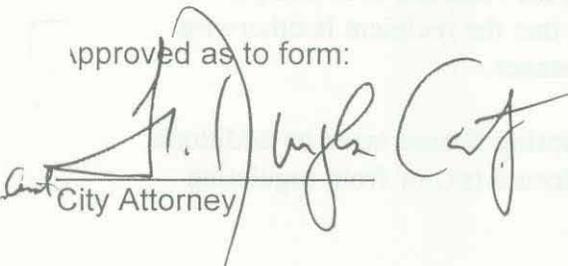
Section 1. That the sum of \$3,750 is hereby estimated to be available from the  
General Fund Contingency (0101;530.00).

Section 2. That the sum of \$3,750 is hereby transferred and appropriated to the  
General Fund 0101; 101.00 - Mayor and City Council.

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

Section 4. This ordinance shall be effective immediately.

Approved as to form:

  
City Attorney

**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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 965.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 1997.



Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NUMBER: 806

AMENDING CHAPTER 13

**ORDINANCE AMENDING CHAPTER 13 OF THE CHARLOTTE CITY CODE  
ENTITLED "LICENSES"**

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

Section 1. Chapter 13, Article II, Section 13-16 of the Code of the City of Charlotte is rewritten to read as follows:

**"Sec. 13-16. Purpose.**

(a) The purpose of this article is to raise funds for general municipal purposes. Therefore, it should be construed to require payment of the maximum tax permitted for the privilege of carrying on a business, trade, profession, calling or occupation within the corporate limits of the city.

(b) A license issued pursuant to this chapter reflects that the appropriate tax has been paid. Issuance of a license does not constitute regulatory approval and does not excuse a licensee from compliance with any other applicable ordinance, regulation, or statute. By issuing a license, the City of Charlotte has not determined that the recipient is in compliance with any applicable local, state or federal regulation or law or that the recipient is otherwise engaged in a legal activity or operating a business in a legal manner.

(c) This chapter does not prevent the city from imposing license taxes on additional businesses, from increasing or decreasing the amount of any license tax, or from regulating any business taxes."

Section 2. Chapter 13, Article 13, Section 13-21 of the Code of the City of Charlotte is amended by adding a new subsection to read as follows:

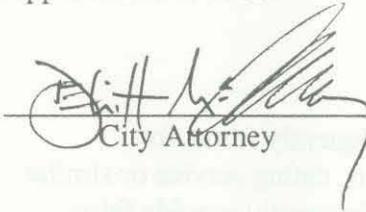
"(d) Each applicant for a license under Section 13-51, category (179) Escort, Dating Service or Similar Type Business, must have a valid unrevoked escort service permit or dating service permit issued pursuant to Chapter 6, Article IX of the Charlotte City Code. In addition, upon receipt of notice that an escort service permit or dating service permit has been revoked pursuant to Section 6-131 of the Charlotte City Code, the collector of revenue shall revoke a license issued under this Chapter to such business."

Section 3. Section 13-51 of the Code of the City of Charlotte is amended by adding at the end of category (179) the following:

“An applicant for a license under this category must first obtain an escort service permit or dating service permit issued pursuant to Chapter 6, Article IX of the Charlotte City Code. See Section 13-21(d).”

Section 4. This ordinance shall take effect upon adoption.

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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 966-967.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.



Nancy S. Gilbert, Deputy City Clerk

ORDINANCE NUMBER: 807

AMENDING CHAPTER 6

**ORDINANCE AMENDING CHAPTER 6 OF THE CHARLOTTE CITY CODE  
ENTITLED "BUSINESS AND TRADES"**

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

Section 1. Chapter 6, "Business and Trades" of the Charlotte City Code is amended by creating Article IX, entitled "Escort and Dating Services," to read as follows:

**"ARTICLE IX. ESCORT AND DATING SERVICES**

**Sec. 6-126. Escort and dating services; purpose and intent.**

Experience has shown that escort and dating services are frequently fronts for prostitution. Experience has also shown that applicants for an escort, dating service or similar type business privilege license under Chapter 13 of the City Code frequently provide false information. It is the intent of this Article to ensure that owners and operators of escort and dating services provide accurate and verifiable information about the business and to establish accountability for any attempt to use an escort or dating service as a front for prostitution.

**Sec. 6-127. Definitions.**

(a) "Dating Service" shall mean any business, agency or person who offers or performs for pecuniary compensation any service to aid persons to become socially acquainted or to otherwise assist persons to meet for social purposes.

(b) "Escort" is a person who is an employee, agent or independent contractor of an escort service, and (1) whose name is furnished by the escort service, or (2) who is introduced or furnished by the escort service to persons, or (3) who is provided by the escort service for the accompaniment of other persons to or about social affairs, entertainments or places of amusement, or (4) who is provided by the escort service to consort with others about any public or private place, and (5) who receives pecuniary compensation in exchange therefor.

(c) "Escort Service" shall mean any business, agency or person who for pecuniary compensation furnishes or offers to furnish names of escorts, or who introduces, furnishes or arranges for escorts, who may accompany other persons to or about social affairs, entertainments or places of amusement, or who may consort with others about any public or private place.

(d) "Permitting Authority" shall mean a sworn police officer designated by the Chief of Police in the Vice and Narcotics Bureau of the Charlotte-Mecklenburg Police Department.

(e) "Person" shall mean any natural individual, firm, partnership, corporation or association.

**Sec. 6-128. Permit required.**

It shall be unlawful for any person to engage in, conduct, carry on, or to permit to be engaged in, conducted or carried on, the operation of (a) an escort service as herein defined, without a valid escort service permit issued pursuant to the provisions of this article, or (b) a dating service as herein defined, without a valid dating service permit issued pursuant to the provisions of this article. The issuance of an escort service permit does not authorize the permit holder to operate a dating service. The issuance of a dating service permit does not authorize the permit holder to operate an escort service. A separate permit shall be required for each location within the City of Charlotte at which a dating service or escort service is established or name under which it operates. An escort service or dating service permit is not transferrable.

**Sec. 6-129. Application for escort or dating service permit.**

(a) Any person desiring to obtain a permit to operate an escort service or dating service shall make application to the Permitting Authority.

(b) An applicant for an escort service permit or dating service permit shall provide the following:

1. The full true name of the applicant/owner of the business;
2. The full true name under which the business will be conducted and, if the business will be conducted in a name other than that of the applicant/owner, a certified copy of an assumed name certificate prepared and recorded in the Mecklenburg County Register of Deeds Office pursuant to N.C.G.S. 66-68 *et seq*;
3. The address where the business is to be conducted and where the books and records are maintained for examination by the collector of revenue, or his agent, pursuant to Section 13-27 of this Code, and the hours of operation during which said books and records are available for examination;
4. If the owner of the real property upon which the business is to be conducted is not the applicant, the name and address of the owner of the real property upon which the business is to be conducted and a copy of the lease or rental agreement;
5. All telephone numbers to be used by the business;
6. If the applicant/owner is a natural person, the applicant/owner shall appear in person and complete and sign all application forms and provide the following information: (a) the present residence and business addresses and telephone numbers of the applicant, (b) a valid drivers license or other governmentally

issued picture identification, and (c) government issued social security card.

If the applicant/owner is a partnership: (a) the names and residence addresses of each partner, including limited partners, and (b) a copy of the partnership agreement. If one or more of the partners is a corporation, the provisions of this subsection pertaining to corporations shall apply.

If the applicant/owner is a corporation: (a) a certified copy of the Articles of Incorporation, or if a foreign corporation, a certified copy of the certificate of authority, and a certified copy of the most recent annual report filed with the Secretary of State of North Carolina, and (b) the names and residence addresses of each of its current officers and directors, and of each stockholder holding more than five percent of the stock of the corporation.

If the applicant/owner is a partnership or corporation, the applicant shall designate one of its general partners or officers to act as its responsible managing officer. Such person shall appear in person and complete and sign all application forms, and shall provide his or her present residence and business addresses and telephone numbers, a valid drivers license or other governmentally issued picture identification, and government issued social security card.

7. A federal tax identification number assigned to the business and a completed tax information authorization form (IRS Form 8821).

(c) Within thirty days of application, the Permitting Authority shall investigate an application and verify all information submitted. If the application is complete and all information provided is accurate, a permit shall be issued. If the application is incomplete or if any information provided is inaccurate, the application shall be denied.

(d) The holder of an escort service permit or dating service permit shall notify the Permitting Authority in writing of any change of information required under subsection (b) within thirty days of such change.

#### **Sec. 6-130. Registration of Escorts.**

Any person desiring to operate as an escort shall appear in person and register with the Permitting Authority by providing the following information:

1. Full true name and any alias(es) that might be used while acting as an escort;
2. Present residence address and telephone number;
3. Valid drivers license or other governmentally issued picture identification;
4. Government issued social security card;

5. Name of the escort service(s) for which the registrant is an employee, agent, or independent contractor.

**Sec. 6-131. Revocation.**

The Permitting Authority may revoke an escort service permit or dating service permit for any of the following reasons:

- (a) An applicant/owner provides the Permitting Authority with any false, inaccurate, or incomplete information, regardless of whether such information was initially believed to be true or complete;
- (b) Failure to provide notice of change in information as required by Sec. 6-129(d);
- (c) The furnishing of or offer to furnish names of escorts who are not registered as escorts of the escort service pursuant to Sec. 6-130, or the introduction, furnishing or arrangement for escorts who are not registered as escorts of the escort service pursuant to Sec. 6-130, who may accompany other persons to or about social affairs, entertainments or places of amusement, or who may consort with others about any public or private place.
- (d) A dating service permit may be revoked for operation of an escort service without a valid escort service permit.
- (e) The escort service or dating service engages in, conducts, permits, promotes or facilitates activities which constitute violations of any subdivision of N.C.G.S. 14-204 or 14-177, or which constitute solicitations to commit violations of any subdivisions of those statutes.

**Sec. 6-132. Appeals.**

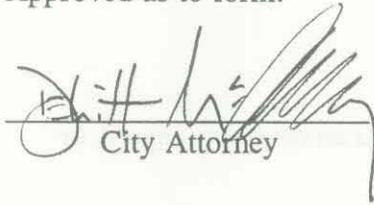
An applicant/owner may appeal the denial or revocation of an escort service permit or dating service permit by providing written notice of appeal to the Permitting Authority within ten business days of a denial or revocation. Appeals shall be heard by a Deputy Police Chief of the Charlotte-Mecklenburg Police Department within fifteen working days from date of appeal.

**Sec. 6-133. Severability.**

If any provision of this article or the application thereof to any person or circumstance is for any reason held invalid, such invalidity shall not affect other provisions or applications of the article which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

Section 2. This ordinance shall take effect upon adoption.

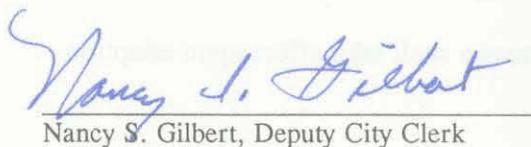
Approved as to form:

  
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 24th day of March, 1997, the reference having been made in Minute Book 110, and recorded in full in Ordinance Book 47, Page(s) 968-972.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 1997.

  
Nancy S. Gilbert, Deputy City Clerk