

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2004 JUL 02 11:02 AM
BK: 17441 PG: 487-493 FEE: \$0.00
INSTRUMENT # 2004146139



2004146139

Ordinance – American Legion Memorial Stadium

ORDINANCE NUMBER: 2623-X

Ordinance designating as a Historic Landmark a property known as the “American Legion Memorial Stadium” (listed under Tax Parcel number 08017101 as of January 1, 2004, and including the interior and exterior of the buildings, the structures, the landscaping and the parcel of land listed under Tax Parcel Number 08017101 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of January 1, 2004, but not including the building known as the “Grady Cole Center”). The property is owned by Mecklenburg County and is located between Sam Ryburn Walk and East Seventh St. on East Independence Boulevard in Charlotte, 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 21st day of June, 2004, on the question of designating a property known as the American Legion Memorial Stadium as a historic landmark; and

Return to:

Charlotte Mecklenburg
Historic Landmarks Com.
2100 Randolph Road
Charlotte, NC 28207

Ordinance – American Legion Memorial Stadium

WHEREAS, the American Legion Memorial Stadium was the first major spectator sports facility erected by the City of Charlotte; and

WHEREAS, the American Legion Memorial Stadium resulted from the infusion of substantial Federal assistance into the local economy and was a part of a major shift in the role of the Federal government in societal affairs; and

WHEREAS, the original portions of the American Legion Memorial Stadium exhibit distinctive qualities of the Art Deco style of architecture; and

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

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has jurisdiction over portions of the property known as the American Legion Memorial Stadium, because it is publicly owned; and

WHEREAS, the property known as the American Legion Memorial Stadium is owned by Mecklenburg County.

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

1. That the property known as the "American Legion Memorial Stadium" (listed under Tax Parcel number 08017101 as of January 1, 2004, and including the interior and

Ordinance – American Legion Memorial Stadium

exterior of the buildings, the structures, the landscaping and the parcel of land listed under Tax Parcel Number 08017101 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of January 1, 2004, but not including the building known as the “Grady Cole Center”) 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 between Sam Ryburn Walk and East Seventh St. on East Independence Boulevard in the City of Charlotte, Mecklenburg County, North Carolina. Features of the property are more completely described in the *Survey and Research Report on the American Legion Memorial Stadium (2003)*.

2. That said interior and exterior, structures, and landscaping are more specifically defined as the historic fabric, especially including all original interior and 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.

Ordinance – American Legion Memorial Stadium

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 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.

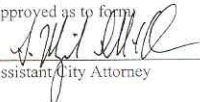
5. That a suitable sign may be posted indicating that said property has been designated as a historic landmark and containing any other appropriate information. If the owner consents, the sign may be placed on said historic landmark.

6. That the owners of the historic landmark known as the "American Legion Memorial Stadium" 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.

Ordinance – American Legion Memorial Stadium

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.

Approved as to form



Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 21st day of June, 2004, the reference having been made in Minute Book 121 and recorded in full in Ordinance Book 52, Page(s) 870-874.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of June, 2004.



Brenda R. Freeze, CMC, City Clerk

2. (A) Hearing to consider designation of the property known as the “**American Legion Memorial Stadium**” (listed under Tax Parcel Number 08017101 as of January 1, 2004, and including the interior and exterior of the buildings, the structures, the landscaping and the parcel of land listed under Tax Parcel Number 08017101 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of January 1, 2004, but not including the building known as the “Grady Cole Center”). The property is owned by Mecklenburg County and is located between Sam Ryburn Walk and East Seventh St. on East Independence Boulevard in Charlotte, North Carolina.
- (B) Adopt an ordinance designating the “**American Legion Memorial Stadium**” as a Historic Landmark.

Attachment 2

**HEARING HELD AND CLOSED
BY CITY COUNCIL**

JUN 21 2004

**Brenda R. Freeze, CMC
City Clerk**

BLT

APPROVED BY CITY COUNCIL

JUN 21 2004

**Brenda R. Freeze, CMC
City Clerk**

BLT



JUDITH A. GIBSON
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 07/02/2004 11:02 AM
Book: RE 17441 Page: 487-493
Document No.: 2004146139
ORD 7 PGS
Recorder: DONYETTA HARGROVE



2004146139