



Ordinance designating as a Historic Landmark a property known as "Bryant Park" (listed under Tax Parcel number 06701401 as of March 15, 2003, and including all original stonework and landscaping on the property except for the rock wall bordering West Morehead Street and including the parcel of land listed under Tax Parcel Number 06701401 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of March 15, 2003). The property is owned by Mecklenburg County and is located at 1701 West Morehead Street 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 16th day of June, 2003, on the question of designating a property known as Bryant Park as a historic landmark; and

WHEREAS, Bryant Park, constructed in the mid-1930s to serve residents in the neighborhood of Wesley Heights, was one of the first small scale public parks in Charlotte, and represents the early stages of the twentieth century push for neighborhood public green space; and

WHEREAS, Bryant Park's complex network of granite stone walls and distinctive stone seating above the softball field was completed during the height of the Great Depression, most likely as part of the Works Progress Administration (the W.P.A.), and remains as possibly a tangible reflection of the local impact of New Deal work programs;

and Return to: Charlotte - Mecklenburg HLC
2100 Randolph Rd
Charlotte, NC 28207

WHEREAS, Bryant Park is located in an increasingly dense area of urban development and is the only public park and green space remaining in Charlotte's West Morehead Street industrial sector; and

WHEREAS, the property known as Bryant Park 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 "Bryant Park" (listed under Tax Parcel number 06701401 as of March 15, 2003, and including all original stonework and landscaping on the property except for the rock wall bordering West Morehead Street and including the parcel of land listed under Tax Parcel Number 06701401 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of March 15, 2003) 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 1701 West Morehead Street in the City of Charlotte, Mecklenburg County, North Carolina. Features of the property are more completely described in the *Survey and Research Report on Bryant Park (2001)*.

2. That said designated historic landmark may be materially altered or restored only following issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Landmarks Commission. An application for a Certificate of Appropriateness authorizing the demolition of said landmark may not be denied, except if such landmark is judged to be of State-wide significance by duly authorized officials of the North

Carolina Division of Archives and History. However, the effective date of such Certificate may be delayed in accordance with Chapter 160A, Article 19, and amendments thereto, and hereinafter adopted.

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

4. 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.

5. That the owners of the historic landmark known as the Bryant Park be given notice of this ordinance as required by applicable law and that copies of this ordinance be filed and indexed in the offices of the City Clerk, Building Standards Department,

Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

6. That which is designated as 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 16th day of June, 2003, by the members of the City Council of the City of Charlotte, Mecklenburg County, North Carolina.

Deputy
Nancy S. Gilbert, CMC
Clerk to City Council

Approved as to form:

Assistant
J. Mitchell
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 16th day of June, 2003, the reference having been made in Minute Book 119, and recorded in full in Ordinance Book 52, Pages 324-327.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 18th day of June, 2003.

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



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

Filed For Registration: 06/24/2003 03:05 PM

Book: RE 15565 Page: 363-367

Document No.: 2003139857

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Recorder: MARILYN SMITH



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