



Ordinance – Cashion and Moore Family Cemetery

Ordinance designating as a Historic Landmark a property known as the “Cashion and Moore Family Cemetery” (listed under Tax Parcel Number 00745101 and including the grave markers and the approximately 1.66 acres of land shown on the attached Exhibit A and listed under Tax Parcel Number 00745101 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of October 1, 2006). The property is owned by Hugh Allan White and Laura Anne White and is located northwest of the intersection of McAuley Rd. and Davidson-Concord Rd. in 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 Town Board of Davidson, 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 14th day of NOVEMBER, 2006, on the question of designating a property known as the Cashion and Moore Family Cemetery as a historic landmark; and

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**CHARLOTTE-MECKLENBURG
HISTORIC
LANDMARKS COMMISSION**
2100 RANDOLPH RD.
CHARLOTTE, NC 28207

WHEREAS, the Cashion and Moore Family Cemetery is representative of burial practices of a certain strata of early white settlers in the region; and

WHEREAS, the Cashion and Moore Family Cemetery contains an instructive collection of early and mid-19th century funerary art; and

WHEREAS, the Cashion and Moore Family Cemetery is a rare surviving family burial ground in the Davidson vicinity; and

WHEREAS, the Cashion and Moore Family Cemetery is the final resting place of Thomas Cashion who was a member of the Virginia militia in the American Revolutionary War and who fought at Portsmouth, Camden, and Gum Springs; and

WHEREAS, the property known as the Cashion and Moore Family Cemetery is owned by Hugh Allan White and Laura Anne White.

NOW, THEREFORE, BE IT ORDAINED by the members of the Town Board of Davidson, North Carolina:

1. That the property known as the “Cashion and Moore Family Cemetery” (listed under Tax Parcel Number 00745101 and including the grave markers and the approximately 1.66 acres of land shown on the attached Exhibit A and listed under Tax Parcel Number 00745101 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of October 1, 2006) 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 northwest of the intersection of McAuley Road and Davidson-Concord Road in Mecklenburg County, North Carolina. Features of the property are more completely described in the *Survey and Research Report on the Cashion and Moore Family Cemetery (2005)*.

2. 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.

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 Cashion and Moore Family Cemetery 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 Town Clerk, Building

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

6. That the property 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 13th day of FEBRUARY, 2007, ~~2006~~, by the members of the

Town Board of Davidson, Mecklenburg County, North Carolina.


Clerk to Town Board

Approved as to form:


Town Attorney





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

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