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INSTRUMENT # 2009111421



2009111421

ORDINANCE NO. 4211-Z

Ordinance – Charlotte Coliseum

**Ordinance designating as a Historic Landmark a property known as the “Charlotte Coliseum” (listed under Tax Parcel Number 159-028-01, limited to the exterior of the building and approximately six acres of land around the building as shown on the attached Exhibit A and listed under Tax Parcel Number 159-028-01 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of April 1, 2009). The property is owned by City of Charlotte, and is located at 2700 East Independence Boulevard, 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 public hearing held on the 15th day of June, 2009, on the question of designating the exterior of a property known as the Charlotte Coliseum as a historic landmark; and

WHEREAS, the members of the Charlotte-Mecklenburg Historic Landmarks Commission have taken into full consideration all statements and information presented at a public hearing held on the 8th day of June, 2009, on the question of designating the exterior of a property known as the Charlotte Coliseum as a historic landmark; and

Return To:

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

WHEREAS, the construction of the Charlotte Coliseum was the culmination of an intense fifteen year promotional effort by civic and political leaders; and

WHEREAS, the Charlotte Coliseum was completed in 1955 to provide the first single-purpose sports facility in the area; and

WHEREAS, the Charlotte Coliseum, designed by Odell & Associates, was the largest free-span dome in the world at the time it was built; and

WHEREAS, the Charlotte Coliseum was important for its pioneering architectural design; and

WHEREAS, the Charlotte Coliseum fostered major economic growth for the city at large and Independence Boulevard in particular; and

WHEREAS, the Charlotte Coliseum, now known as the "Bojangles' Coliseum," continues to host a variety of events that entertain and enrich the citizens of the City of Charlotte, Mecklenburg County and the region; and

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

WHEREAS, the property known as the Charlotte Coliseum is owned by the City of Charlotte.

WHEREAS, the management and operation of the Charlotte Coliseum is vested in the Charlotte Regional Visitors Authority ("CRVA") pursuant to the Charter of the City of Charlotte.

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

1. That the property known as the “Charlotte Coliseum” (listed under Tax Parcel Number 159-028-01, limited to the exterior features of the building, as defined in Section 160A-400.9(a) of the North Carolina General Statutes, and approximately six acres of land around the building as shown on the attached Exhibit A and listed under Tax Parcel Number 159-028-01 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of April 1, 2009) 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 2700 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 Charlotte Coliseum” (1990, 2001, 2009).

2. That said exterior features are more specifically defined as the historic and structural fabric, especially including all original exterior architectural features and the original contours of landscaping. The Charlotte-Mecklenburg Historic Landmarks Commission is not granted jurisdiction over the interior features of the Coliseum.

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

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

4. That in determining whether to issue a Certificate of Appropriateness, the Charlotte-Mecklenburg Historic Landmarks Commission must take into account that the Charter of the City of Charlotte directs the CRVA to operate the Coliseum "in a proper, efficient, economical, and business like manner, to the end that such propert[y] . . . may effectively serve the public needs for which [it] was established at the least cost and expense to the City.

5. 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.

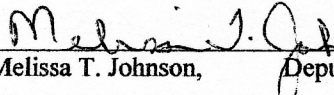


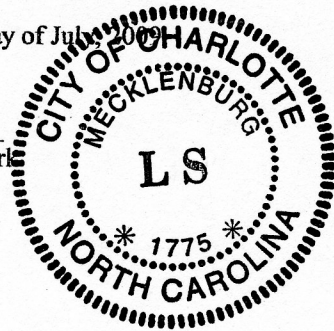


**CERTIFICATION**

I, Melissa T. Johnson, 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 20<sup>th</sup> day of July, 2009, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 56, Pages (249-255).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27<sup>th</sup> day of July, 2009.

  
Melissa T. Johnson, Deputy City Clerk



3. Decision on the adoption of an ordinance designating the "Charlotte Coliseum" as a Historic Landmark.

Attachment 3

**Approved by City Council**

*Melissa T. Johnson*

Melissa T. Johnson  
Approved 7-20-09

J. DAVID GRANBERRY  
REGISTER OF DEEDS, MECKLENBURG  
COUNTY & COURTS OFFICE BUILDING  
720 EAST FOURTH STREET  
CHARLOTTE, NC 28202

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Recorder: KAREN COOPER



J. DAVID GRANBERRY  
REGISTER OF DEEDS, MECKLENBURG  
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