

ORDINANCE NO. 4805-Z

FOR REGISTRATION J. DAVID GRANBERRY  
REGISTER OF DEEDS  
MECKLENBURG COUNTY, NC  
2012 MAR 05 12:03:39 PM  
BK: 27160 PG: 111-115 FEE: \$0.00  
INSTRUMENT # 2012029607



Ordinance – Eastover Elementary School

**Ordinance designating as an Historic Landmark a property known as the “Eastover Elementary School” (listed under tax parcel numbers 15510236 and 15509401 and including the exteriors of the buildings, and the parcels of land listed under tax parcel numbers 15510236 and 15509401 as of November 1, 2011 in the Mecklenburg County Tax Office, Charlotte, North Carolina). The property is owned by Charlotte-Mecklenburg Schools/Board of Education and is located at 500 Cherokee Road, Charlotte, North Carolina.**

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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 12<sup>th</sup> day of December, 2011, on the question of designating a property known as Eastover Elementary School as an 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 14<sup>th</sup> day of November, 2011, on the question of designating a property known as Eastover Elementary School as an historic landmark; and

CHARLOTTE - MECKLENBURG  
HISTORIC LANDMARKS COMMISSION  
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Charlotte, NC 28207

WHEREAS, the Eastover Elementary School, erected in 1935, was designed by M. R. Marsh Architects, a design firm of local significance in the first half of the twentieth century; and

WHEREAS, the Eastover Elementary School is important in the history of Eastover, a neighborhood of special cultural significance in Charlotte; and

WHEREAS, the Eastover Elementary School is a well-preserved local example of Colonial Revival style institutional architecture and demonstrates great sensitivity to the surrounding neighborhood streetscape; and

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

WHEREAS, the property known as the Eastover Elementary School is owned by Charlotte-Mecklenburg Schools/Board of Education.

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

1. That the property known as the “Eastover Elementary School” (listed under tax parcel numbers 15510236 and 15509401 and including the exteriors of the buildings, and the parcels of land listed under tax parcel numbers 15510236 and 15509401 as of November 1, 2011 in the Mecklenburg County Tax Office, Charlotte, North Carolina) is hereby designated as an 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 500 Cherokee Road 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 Eastover Elementary School” (2011).

2. That said exterior is more specifically defined as the historic and structural fabric, especially including all original 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.

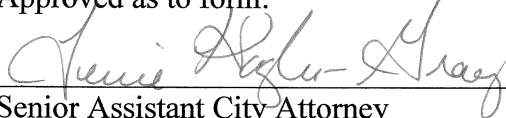
4. Nothing in this ordinance shall be construed to prevent or delay ordinary maintenance or repair of any architectural feature in or on said landmark that does not involve a change in design, material or outer appearance thereof, nor to prevent or delay the construction, reconstruction, alteration, 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 an 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 “Eastover Elementary School” 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.

7. That which is designated as an 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.

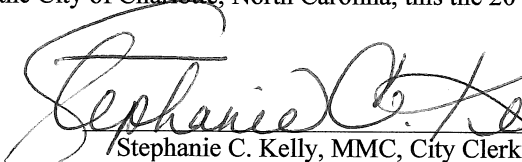
Approved as to form:

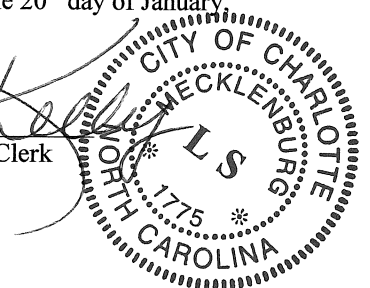
  
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Senior Assistant City Attorney

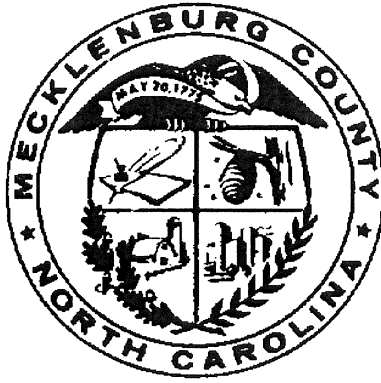
**CERTIFICATION**

I, Stephanie C. Kelly, 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 17<sup>th</sup> day of January, 2012 the reference having been made in Minute Book 132, and recorded in full in Ordinance Book 57, Pages (477-480).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 20<sup>th</sup> day of January, 2012.

  
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Stephanie C. Kelly, MMC, City Clerk





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

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

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Book: RE 27160 Page: 111-115

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Recorder: KRISTIN PRUITT



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