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ORDINANCE NO. 158-X

AN ORDINANCE DESIGNATING PORTIONS OF THE EXTERIOR AND INTERIOR OF A BUILDING KNOWN AS THE "LATTA ARCADE" AS HISTORIC PROPERTY, LOCATED IN THE 300 BLOCK OF SOUTH TRYON STREET IN CHARLOTTE, NORTH CAROLINA AND RECORDED ON PARCEL NUMBERS 073-021-26A, 073-021-26B AND 073-021-26C AS RECORDED IN THE MECKLENBURG COUNTY TAX OFFICE.

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WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Part 3B, Article 19, Chapter 160A of the General Statutes of North Carolina have been met; and

WHEREAS, the City Council has taken into full consideration all statements and information presented at the joint public hearing held with the Charlotte-Mecklenburg Historic Properties Commission on the 7th day of August, 19 78, on the question of designating portions of the exterior and interior of the building known as the "Latta Arcade"; and

WHEREAS, the building known as the "Latta Arcade" comprises the most architecturally sophisticated arcade in Charlotte surviving from the early 1900's; and

WHEREAS, the building known as the "Latta Arcade" has strong associative ties with Edward Dilworth Latta, a prominent real estate developer and financier of the early 1900's; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has demonstrated the historic significance of the building known as the "Latta Arcade"; and

WHEREAS, the Division of Archives and History of the North Carolina Department of Cultural Resources has endorsed the findings of the Charlotte-Mecklenburg Historic Properties Commission; and

WHEREAS, the building and site known as the "Latta Arcade" are owned in fee simple by North Carolina National Bank, Trustee under the Last Will and Testament of F. J. Heath, deceased,

PRESENTED FOR REGISTRATION

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CHARLES E. POWDER
REGISTRAR OF DEEDS
MECKLENBURG CO. N.C.

Memo: Historic Properties Commission
Drawn By: 3500 Shennock Dr.
28215

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

1. That the exterior of the building known as the "Latta Arcade" (excluding those portions of the front facade which are not original) and the entrance hall, main stairway, arcade lobby and mezzanine lobby of the building known as the "Latta Arcade" are hereby designated as historic property pursuant to Part 3B, Article 19, Chapter 160A of the General Statutes of North Carolina. For purposes of description only, the building known as the "Latta Arcade" is located in the 300 block of South Tryon Street within the City of Charlotte, North Carolina, and is recorded on parcel numbers 073-021-26A, 073-021-26B and 073-021-26C in the Mecklenburg County Tax Office.

2. That said portions of the building may not be demolished, materially altered, remodeled or removed until ninety (90) days' written notice of the owner's proposed action has been given to the Charlotte-Mecklenburg Historic Properties Commission.

3. That nothing in this ordinance shall be construed to prevent or delay the ordinary maintenance or repair of any exterior architectural feature in or on said portions of the building that does not involve a change of design, material, or outer appearance thereof, nor to prevent or delay the making of emergency repairs, 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 property owners from making any use of this property not prohibited by other statutes, ordinances or regulations.

4. That a suitable sign shall be posted indicating that said portions of the building have been designated as historic property and containing any other appropriate information. If the owner consents, the sign shall be placed upon said portions of the building. If the owner objects, the sign shall be placed on a nearby public right-of-way.

5. That the owners and occupants of the building and site known as the "Latta Arcade" be given the 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, Charlotte Building Inspection Department, Mecklenburg County Register of Deeds and the Tax Supervisor as required by applicable law.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

C E R T I F I C A T I O N

I, Louise Comfort, 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 7th day of August, 1978, the reference having been made in Minute Book 68, and is recorded in full in Ordinance Book 26, at Page 83.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of August, 1978.

Louise Comfort
Louise Comfort, Deputy City Clerk