

ORDINANCE NO. 1670-X

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AN AMENDMENT TO THE ORDINANCE ADOPTED ON FEBRUARY 22, 1982, TO DESIGNATE NOW ONLY THE EXTERIOR KNOWN AS THE "OLD LITTLE ROCK A.M.E. ZION CHURCH" AND THE LAND ASSOCIATED THEREWITH AS HISTORIC PROPERTY, AT 403 NORTH MYERS STREET, IN THE CITY OF CHARLOTTE, NORTH CAROLINA, AND RECORDED ON PARCEL NUMBER 080-104-08 IN THE MECKLENBURG COUNTY TAX OFFICE.

WHEREAS, the City Council of the City of Charlotte adopted an ordinance on February 22, 1982, designating "the property known as the Old Little Rock A.M.E. Zion Church and the land associated therewith" as historic property, as shown in Ordinance Book 31, page 166; and

WHEREAS, the term "the property" was intended to mean and has been interpreted to mean both the exterior and the interior of the structure known as the "Old Little Rock A.M.E. Zion Church"; and

WHEREAS, the City of Charlotte, a municipal corporation, owns the property known as the "Old Little Rock A.M.E. Zion Church" in fee simple absolute; and

WHEREAS, the owner City of Charlotte desires to amend the February 22, 1982 ordinance to delete designation of the interior as historic property; and

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

WHEREAS, the City Council of Charlotte, North Carolina, has taken into full consideration all statements and information presented at the joint public hearing held with the Charlotte-

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PRESENTED FOR REGISTRATION  
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JAMES E. CROWDER  
REGISTER OF DEEDS  
MECKLENBURG CO. NC.

Historic Properties Commission  
Dr. Dew L. Morrill  
Charlotte - Mecklenburg  
1225 S. Caldwell St.  
Box D  
Charlotte, N.C. 28203

Mecklenburg Historic Properties Commission on the 25th day of February, 1985, on the question of designating only the exterior and land known as the "Old Little Rock A.M.E. Zion Church" as historic property; and

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

1. That the ordinance adopted on February 22, 1982, by the City Council of the City of Charlotte, as shown in Ordinance Book 31, page 166, is hereby amended and this amended ordinance shall now read as hereinafter stated.

2. That the exterior known as the "Old Little Rock A.M.E. Zion Church" and the land associated therewith, is 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 location of said property is noted as being situated on a tract of property at 403 North Myers Street, in Charlotte, North Carolina, as recorded on Parcel Number 080-104-08 in the Tax Office of Mecklenburg County, North Carolina.

3. That said exterior and land may be materially altered, restored, moved, or demolished only following the issuance of a Certificate of Appropriateness by the Charlotte-Mecklenburg Historic Properties Commission. An Application for a Certificate of Appropriateness authorizing the demolition of structure may not be denied. However, the effective date of such a Certificate may be delayed in accordance with Chapter 160A, Article 19, Part 3B, and amendments thereto and hereinafter adopted.

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4. That nothing in this ordinance shall be construed to prevent or delay the ordinary maintenance or repair of any architectural feature in or on the exterior and land 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 owner from making any use of this property not prohibited by other statutes, ordinances, or regulations.

5. That a suitable sign may be posted indicating that exterior and land has been designated as historic property and containing any other appropriate information. If the owner consents, the sign shall be placed on said property. If the owner objects, the sign shall be placed on a nearby public right-of-way.

6. That the owners and occupants of the property known as the "Old Little Rock A.M.E. Zion Church" 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, Building Inspection Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

7. That the exterior and land, designated as historic property, shall be subject to Chapter 160A, Article 19, Part 3B, and any amendments to it.

Approved as to form:

Henry W. Clendenen, Jr.  
City Attorney

CERTIFICATION

I, Menta C. Detwiler, 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 25th day of February, 1985, the reference having been made in Minute Book 83, and is recorded in full in Ordinance Book 33 at Pages 390-393.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of February, 1985.



Menta C. Detwiler  
MENTA C. DETWILER, Deputy City Clerk