

FOR REGISTRATION  
J. David Granberry  
REGISTER OF DEEDS  
Mecklenburg County, NC  
2013 DEC 03 09:41:17 AM  
BK:28867 PG:668-671  
FEE:\$26.00  
INSTRUMENT # 2013183532

TAYLORD



Ordinance – Mabonsie

### Ordinance 2013-12

**Ordinance designating as an Historic Landmark a property known as the “Mabonsie” (listed under Tax Parcel Number 00702305 and including the interior and exterior of the house, and the land listed under Tax Parcel Number 00702305 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of October 15, 2013) The property is owned by Leamon and Renee Brice, and is located at 312 S. Thompson Street in Davidson, 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 Town Board of Davidson, 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 November, 2013, on the question of designating a property known as the Mabonsie 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 11<sup>th</sup> day of November, 2013, on the question of designating a property known as the Mabonsie as an historic landmark; and

*Please Return to :*

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*Historic Landmarks Comm.  
2100 Randolph Rd.  
Charlotte, NC 28207*

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WHEREAS, Mabonsie is significant as a well-preserved example of Rustic Revival style architecture; and

WHEREAS, Mabonsie represents the social history of Davidson through its family connections with the Johnston and Shelton families; and

WHEREAS, the story of Mabonsie as a rural retreat helps to demonstrate the history of the built environment of Davidson during the Great Depression; and

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

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has jurisdiction over portions of the property known as Mabonsie, because consent for interior design review has been given by the Owners; and

WHEREAS, the property known as the Mabonsie is owned by Leamon and Renee Brice.

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

1. That the property known as the “Mabonsie” (listed under Tax Parcel Number 00702305 and including the interior and exterior of the house, and the land listed under Tax Parcel Number 00702305 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of October 15, 2013) 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 312 S. Thompson Street in

Davidson, North Carolina. Interior and exterior features are more completely described in the *Survey and Research Report on Mabonsie (2013)*.

2. That said interior and exterior are more specifically defined as the historic and structural fabric, especially including all original interior and exterior architectural features and the 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

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*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 a 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 Mabonsie 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.

7. That 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 19<sup>th</sup> day of November, 2013, by the members of the Town Board of Davidson, Mecklenburg County, North Carolina.

Heather B. James  
Clerk to Town Board

Approved as to form:  
Rick J. Kline  
Town Attorney

