

AN ORDINANCE DESIGNATING THE PROPERTY KNOWN AS THE "MALLONEE-JONES HOUSE AND SITE," INCLUDING BOTH THE INTERIOR AND EXTERIOR OF THE BUILDING, AS HISTORIC PROPERTY, AT 400 E. KINGSTON AVE. IN CHARLOTTE, NORTH CAROLINA, AND RECORDED ON PARCEL NUMBER 123-083-01 IN THE MECKLENBURG COUNTY TAX OFFICE.

WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Part 32, 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-Mecklenburg Historic Properties Commission on the 28th day of July, 1980, on the question of designating the property known as the "Mallonee-Jones House and Site" as historic property; and

WHEREAS, the building is a rare local example of the Queen Anne style of architecture and is among the oldest houses in Dilworth, Charlotte's initial streetcar suburb; and

WHEREAS, the building was designed by Charles Christian Hook, Charlotte's first resident architect and an architect of local and regional importance; and

WHEREAS, the owners of the property have occupied positions of leadership and influence in Charlotte-Mecklenburg; and

WHEREAS, the site retains its essential integrity and setting or feeling; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has demonstrated the historic, architectural, and/or cultural significance of the property known as the "Mallonee-Jones House and Site;" and

WHEREAS, the North Carolina Division of Archives and History judges that the property known as the "Mallonee-Jones House and Site" possesses architectural significance; and

WHEREAS, the property known as the "Mallonee-Jones House and Site" is vested in fee simple title to Mercer J. Blankenship, Jr.

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

1. That the property known as the "Mallonee-Jones House and Site," including both the interior and exterior of the building, is hereby designated as historic

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Walter McEwen
3500 Shamrock Dr.
Charlotte NC 28215
Mallonee-Jones Historic Properties Commission

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CHARLOTTE-MECKLENBURG CO.

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 400 E. Kingston Ave. in Charlotte, North Carolina, as recorded on Parcel Number 123-083-01 in the Tax Office of Mecklenburg County, North Carolina.

2. That said designated property 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 said property 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.

3. That nothing in this ordinance shall be construed to prevent or delay the ordinary maintenance or repair of any architectural feature in or on said property 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.

4. That a suitable sign may be posted indicating that said property 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.

5. That the owners and occupants of the property known as the "Mallonee-Jones House and Site" 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.

6. That which is designated as historic property shall be subject to Chapter 160A, Article 19, Part 3B, and any amendments to it and any amendments hereinafter adopted.

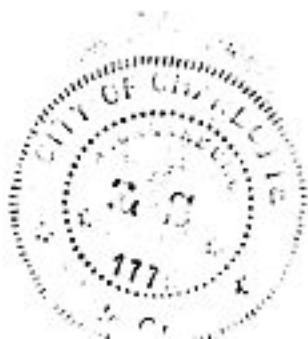
Approved as to form:

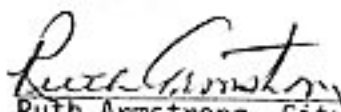

City Attorney

CERTIFICATION

I, Ruth Armstrong, 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 28th day of July, 1980 the reference having been made in Minute Book 74 and is recorded in full in Ordinance Book 29 at Pages 288-291.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of August, 1980.




Ruth Armstrong, City Clerk