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ORDINANCE NO. 853-X **4013 0393**

CHARLES E. CROWDER
REGISTER OF DEEDS
MECKLENBURG CO. N.C.

PRESENTED FOR REGISTRATION

AN ORDINANCE DESIGNATING A STRUCTURE AND REAL PROPERTY KNOWN AS "THE VANLANDINGHAM ESTATE" LOCATED AT 2010 THE PLAZA IN CHARLOTTE, NORTH CAROLINA AS HISTORIC PROPERTY.

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WHEREAS, all of the prerequisites to the adoption of ordinance prescribed in Part 38, Article 19, Chapter 160A General Statutes of North Carolina have been met; and

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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 21st day of November, 1977, on the question of designating the residential structure and real property known as "The VanLandingham Estate" as historic property; and

WHEREAS, the residential structure known as "The VanLandingham Estate" has architectural significance as a superior example of affluent domestic architecture of the early twentieth century; and

WHEREAS, the grounds of "The VanLandingham Estate" contain a magnificent collection of rhododendron and constitute one of the most noteworthy gardens in Charlotte, North Carolina; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has demonstrated the historic significance of the residential structure and real property known as "The VanLandingham Estate"; 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 structure known as "The VanLandingham Estate" is owned in fee simple by the University of North Carolina at Charlotte.

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

Mail to: Dan L. Morrill
139 Middleton Dr.
Charlotte, N.C. 28207

Drawn by: City of Charlotte

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1. That the residential structure and real property, (excluding the outbuilding) known as "The VanLandingham Estate", located at 2010 The Plaza in Charlotte, North Carolina, is hereby designated as historic property pursuant to Part 3B, Article 19, Chapter 160A of the General Statutes of North Carolina. Said real property, upon which the residential structure is located, is more particularly defined and described as follows:

FIRST TRACT: Beginning at an iron stake, at the intersection of the east side of The Plaza and south side of Belvedere Avenue, and runs with the south side of Belvedere Avenue in a southeasterly direction 316.8 feet to an iron stake, thence with Belvedere Avenue (curving to the right with a radius of 686.3 feet) 108.62 feet to a stake at west side of Nassau Boulevard, thence with Nassau Boulevard in a southwesterly direction 209.5 feet to a stake, the northeast corner of Lot 8, thence with line of Lot 8 in a northwesterly direction 425 feet to a stake on east side of The Plaza, thence with east side of The Plaza 218 feet to point of beginning; being Lot 9 in Block 6, as shown on complete map of Chatham Estates recorded in Map Book 230, pages 206 and 207, and as amended and revised in Map Book 332 at page 8 pursuant to an agreement recorded in Book 534 at page 144 all filed in the Mecklenburg Public Registry. Being the same property which was originally conveyed to Susie Harwood VanLandingham by deed dated March 13, 1913 and recorded in the office of the Register of Deeds for Mecklenburg County, North Carolina in Book 305 at page 486 by Chatham Estates, Inc.

SECOND TRACT: Beginning at a stake on the east side of The Plaza, the southwest corner of Lot 9, 218 feet south of the intersection of south side of Belvedere Avenue and The Plaza, and runs in a southeasterly direction with the line of Lot 9, 425 feet to a stake on the west side of Nassau Boulevard, thence with west side of Nassau Boulevard 143 feet to a stake, thence with the curve of Nassau Boulevard (curving to the right with a radius of 127.3 feet) 119 feet to a stake, the corner of Lot 6, thence in a northwesterly direction 331 feet to a stake on the east side of The Plaza, thence with east side of The Plaza 210 feet to point of beginning; being Lots 6, 7, and 8 in Block 6, as shown on complete map of Chatham Estates recorded in Map Book 230, pages 206 and 207, and as amended and revised in Map Book 332 at Page 8 pursuant to an agreement recorded in Book 534 at page 144 all filed in the Mecklenburg Public Registry.

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Being the same property which was originally conveyed to Susie Harwood VanLandingham by deed dated March 13, 1913 and recorded in the office of the Register of Deeds for Mecklenburg County, North Carolina in Book 305 at page 485 by Chatham Estates, Inc.

2. That said structure and real property 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 the ordinary maintenance or repair of any exterior architectural feature in or on the said residential structure or real property that does not involve a change of design, material, or outer appearance thereof, nor to prevent 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 use of this property not prohibited by other statutes, ordinances, or regulations.

4. That a suitable sign shall be posted indicating the said residential structure and real property's designation as historic property and containing any other appropriate information. If the owner consents, the sign shall be placed upon the said residential structure or real property. If the owner objects, the sign shall be placed on a nearby public right of way.

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5. That the owners and occupants of the residential structure and real property known as "The VanLandingham Estate" 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, Mecklenburg County Register of Deeds, Building Inspection Department and Tax Supervisor as required by applicable law.

Approved as to form:

Harvey W. Childers, Jr.
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 21st day of November, 1977, and the reference having been made in Minute Book 66, and is recorded in full in Ordinance Book 25, at page 103-106.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of November, 1977.

Ruth Armstrong