

Original
Ordinance

ORDINANCE NO. 3355

BK: 06981 PG: 0860/0862 #: 0029 0.00
REGISTERED AUG/21/1992 09:22AM ANNE A. POWERS REGISTER OF DEEDS HECK, CO. N.C.

AN ORDINANCE DESIGNATING AS AN HISTORIC LANDMARK BOTH THE INTERIOR AND THE EXTERIOR OF A PHYSICAL PIECE OF PROPERTY KNOWN AS THE "CHARLOTTE STREETCAR NO. 85." THE PROPERTY, OWNED BY THE CHARLOTTE-MECKLENBURG HISTORIC LANDMARKS COMMISSION, IS A PIECE OF MOVABLE EQUIPMENT CURRENTLY HOUSED AT THE FORMER CHARLOTTE TRANSIT FACILITY ON NORTH BREVARD STREET, CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

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 City Council of the City of Charlotte, North Carolina, have taken into full consideration all statements and information presented at a joint public hearing held with the Charlotte-Mecklenburg Historic Landmarks Commission on the 20th day of July, 1992, on the question of designating a property known as the "Charlotte Streetcar No. 85" as a historic landmark; and

WHEREAS, the "Charlotte Streetcar No. 85" is the only restorable, known remnant of Charlotte's streetcar fleet; and

WHEREAS, the body of the "Charlotte Streetcar No. 85" was constructed by the Perley Thomas Car Company of High Point, North Carolina, most likely in the late 1910's; and

WHEREAS, the fleet of streetcars that served Charlotte played a decisive role in the physical evolution of this community; and

WHEREAS, the "Charlotte Streetcar No. 85," when fully restored and placed in service, will enhance the historic image of Uptown Charlotte; and

WHEREAS, the current owner, the Charlotte-Mecklenburg Historic Landmarks Commission, has faithfully restored the "Charlotte Streetcar No. 85" and has thereby made a substantial contribution to the cultural richness of Charlotte and Mecklenburg County; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as the "Charlotte Streetcar No. 85" possesses a structure having integrity of design, setting, workmanship, materials, and/or association; and

ORDINANCE -- CHARLOTTE STREETCAR NO. 85

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as the "Charlotte Streetcar No. 85" possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has jurisdiction over the interior of the "Charlotte Streetcar No. 85" because written consent for interior design review has been given by the owner; and

WHEREAS, the property known as the "Charlotte Streetcar No. 85" is owned by the Charlotte-Mecklenburg Historic Landmarks Commission,

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

1. That the property known as the "Charlotte Streetcar No. 85" (including the interior and exterior) is hereby designated as historic landmark pursuant to Chapter 160A, Article 19, as amended, of the General Statutes of North Carolina. For purposes of description only, the location of said landmark is noted as being situated at the former Charlotte Transit facility at North Brevard Street in Charlotte, North Carolina, but as a piece of movable equipment, said location is subject to change.

2. That said interior is more specifically defined as the historic fabric of the "Charlotte Streetcar No. 85" to include the hardwood floors, the sash windows, the wooden walls, the laminate ceiling, the flip-over seats, the conductors' seats, the controllers, the wooden doors, the metal railings, the air brake and hand brake equipment, and the glass globes.

3. That said designated landmark may be materially altered, restored, moved or demolished only following the 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. However, the effective date of such a Certificate may be delayed in accordance with Chapter 160A, Article 19, and amendments thereto, and hereinafter adopted.

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 said landmark that does not involve a change of design, material, or outer appearance thereof, nor to prevent or delay the construction, reconstruction, alteration, restoration, demolition or

ORDINANCE -- CHARLOTTE STREETCAR NO. 85

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 landmark owner from making any use of this landmark not prohibited by other statutes, ordinances, or regulations.

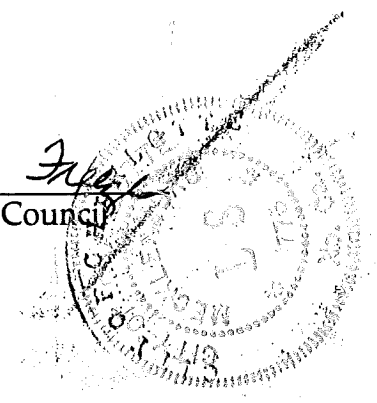
5. That a suitable sign may be posted indicating that said property has been designated as historic landmark and containing any other appropriate information. If the owner consents, the sign may be placed on said landmark.

6. That the owners and occupants of the landmark known as the "Charlotte Streetcar No. 85" 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 City Clerk, Building Standards Department, Mecklenburg County Register of Deeds, and the Tax Supervisor, as required by applicable law.

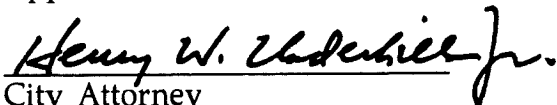
7. That which is designated as historic landmark shall be subject to Chapter 160A, Article 19, and any amendments to it and any amendments hereinafter adopted.

Adopted the 20th day of July 1992 by the Members of City Council of the City of Charlotte, Mecklenburg County, North Carolina.


Clerk to the City Council



Approved as to form:


City Attorney