

October 16, 2017  
Ordinance Book 61, Page 105  
Ordinance No. 9189-X

FOR REGISTRATION  
Fredrick Smith  
REGISTER OF DEEDS  
Mecklenburg County, NC  
2017 NOV 16 03:27:17 PM  
BK:32278 PG:739-743  
FEE:\$26.00  
INSTRUMENT # 2017155596

PHETSL



Ordinance – Charles E. Barnhardt House

Returned to customer

**Ordinance designating as an Historic Landmark a property known as the “Charles E. Barnhardt House” (listed under Tax Parcel Number 09504315 as of September 1, 2016 and including the interior and exterior of the house and the land labeled “Lot 17” as shown on the attached map labeled “Exhibit A”). The property is located at 2733 Country Club Lane in Charlotte, North Carolina, and is owned by Country Club Lane LLC.**

---

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 City Council of Charlotte, North Carolina, have taken into full consideration all statements and information presented at a public hearing held on the 17<sup>th</sup> day of October, 2016, on the question of designating a property known as the Charles E. Barnhardt House 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 10<sup>th</sup> day of October, 2016, on the question of designating a property known as the Charles E. Barnhardt House as an historic landmark; and

Ordinance –Charles E. Barnhardt House

WHEREAS, the Charles E. Barnhardt House is an important example of the work of prominent Charlotte Architect Martin E. Boyer, Jr; and

WHEREAS, the Charles E. Barnhardt House is one of the largest and best preserved examples of the type of architect-designed housing chosen by Charlotte’s elites before World War II; and

WHEREAS, the Charles E. Barnhardt House is important in terms of the historic built environment of the Plaza-Midwood Neighborhood; and

WHEREAS, with an impressive blending of Colonial Revival and Art Moderne styles, the Charles E Barnhardt House demonstrates the versatility of Charlotte Architect Martin E. Boyer, Jr; and

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

WHEREAS, the property known as the Charles E. Barnhardt House is owned by Country Club Lane LLC.

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

1. That the property known as the “Charles E. Barnhardt House” (listed under Tax Parcel Number 09504315 as of September 1, 2016 and including the interior and exterior of the house and the land labeled “Lot 17” as shown on the attached map labeled “Exhibit A”) is hereby designated as an 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 2733 Country Club Lane, Charlotte, Mecklenburg County, North Carolina. Features of the

October 16, 2017

Ordinance Book 61, Page 107

Ordinance No. 9189-X

Ordinance –Charles E. Barnhardt House

property are more completely described in the “Survey and Research Report on the Charles E. Barnhardt House” (2016).

2. That said exterior and interior are more specifically defined as the historic and structural fabric, especially including all original exterior and interior 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 *The Secretary of the Interior’s Standards for Rehabilitation and*

October 16, 2017

Ordinance Book 61, Page 108

Ordinance No. 9189-X

Ordinance –Charles E. Barnhardt House

*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 an 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 “Charles E. Barnhardt House” 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 an 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 16th day of October, 2017, by the members of the City Council of the City of Charlotte, Mecklenburg County, North Carolina.

*Stephanie C Kelly*  
Clerk to City Council, Stephanie C Kelly, MMC, NCCMC

Approved as to form:

*Jennie Hagler*  
Senior Assistant City Attorney



