

MAR 24 1982
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AN ORDINANCE DESIGNATING THE PROPERTY KNOWN AS THE "F. O. HAWLEY, JR., HOUSE" AND THE LAND ASSOCIATED THEREWITH (EXCLUDING THE STONE BUILDING USED AS A DENTIST'S OFFICE) AS HISTORIC PROPERTY, AT 923 ELIZABETH AVENUE, CHARLOTTE, NORTH CAROLINA, AND RECORDED ON PARCEL NUMBER 080-092-02 IN THE MECKLENBURG COUNTY TAX OFFICE

COPY

WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Part 3B, 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 22nd

PRESENTED FOR REGISTRATION

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CHARLOTTE-MECKLENBURG
REGISTER OF DEEDS
MECKLENBURG CO. N.C.

day of March, 19 82, on the question of designating the property known as the "F. O. Hawley, Jr., House" as historic property; and

and WHEREAS, the house is a distinguished local example of domestic Neoclassicism;

WHEREAS, the "F. O. Hawley, Jr., House" is the sole remnant of an elegant residential neighborhood on East Avenue and Elizabeth Avenue; and

WHEREAS, F. O. Hawley, Jr., was a prominent Charlotte druggist; and

WHEREAS, the grounds of the "F. O. Hawley, Jr., House" retain their original ambience; and

WHEREAS, the property known as the "F. O. Hawley, Jr., House" is vested in fee simple to Geraldine McPheeters Moore,

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

1. That the property known as the "F. O. Hawley, Jr., House" and the land associated therewith (excluding the stone building used as a dentist's office), is hereby designated as historic 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 923 Elizabeth Avenue, Charlotte, North Carolina, as recorded on Parcel 080-092-02 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.

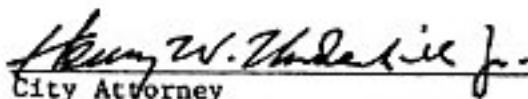
3. That nothing in this ordinance shall be construed to prevent or delay the ordinary maintenance or repair of any architectural feature in or on said property that does not involve a change of design, material, or outer appearance thereof, nor to prevent or delay the making of emergency repairs, nor 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 "F. O. Hawley, Jr., House" 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.

5. 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 a Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of March, 1982, the reference having been made in Minute Book 77, and recorded in full in Ordinance Book 31 at Pages 192-194.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of March, 1982.


Ruth Armstrong, City Clerk

