

JAN 26 1984

ORDINANCE NO. 1469-X

AN ORDINANCE DESIGNATING A STRUCTURE KNOWN AS THE "QUERY-SPIVEY-McGEE BUILDING" (INCLUDING THE INTERIOR, EXTERIOR, AND THE LAND ASSOCIATED THEREWITH), AS HISTORIC PROPERTY AT 128-34 STONEWALL STREET, CHARLOTTE, NORTH CAROLINA, AND RECORDED ON TAX PARCEL NUMBER 125-121-01 IN THE MECKLENBURG COUNTY TAX OFFICE.

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 a joint public hearing held with the Charlotte-Mecklenburg Historic Properties Commission on the 19 day of December, 1983, on the question of designating a structure known as the "Query-Spivey-McGee Building" (including the interior, exterior, and the land associated therewith); and

WHEREAS, the "Query-Spivey-McGee Building," constructed in three stages between 1902 and 1914, is the only remnant of a substantial commercial district which existed on South College Street at the turn of the century; and

WHEREAS, the "Query-Spivey-McGee Building," represents a type of brick and beam commercial architecture which was once common in Charlotte but is now rare and

WHEREAS, the "Query-Spivey-McGee Building," has served as a hardware and feed store for many years; and

WHEREAS, the "Query-Spivey-McGee Building," is substantially unchanged from its early appearance.

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has demonstrated that the structure known as the "Query-Spivey-McGee Building" possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the structure known as the "Query-Spivey-McGee Building" possesses integrity of design, setting, workmanship, materials, feeling and/or association and

WHEREAS, the structure known as the "Query-Spivey-McGee Building" is vested in fee simple to Mr. Maurice H. Wilson, Jr., and wife, Marilyn C. Wilson, 3929 Kitley Place, Charlotte, North Carolina.

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

1. That the structure known as the "Query-Spivey-McGee Building" (including the interior, exterior, and the land associated therewith), 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 structure is noted as being situated on a tract of property at 128-34 Stonewall Street, Charlotte, North Carolina, as recorded on Parcel Number 125-121-01 in the Tax Office of Mecklenburg County, North Carolina.
2. That said designated structure 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 structure 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

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 structure.

5. That the owners and occupants of the structure known as the "Query-Spivey-McGee Building" 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, PAT SHARKEY, 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 19th day of December, 1983, the reference having been made in Minute Book 81, and recorded in full in Ordinance Book 32, at Page(s) 458-460.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 21st day of December, 1983.

CERTIFICATION

I, PAT SHARKEY, 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 19th, day of December, 1983, the reference having been made in Minute Book 81, and recorded in full in Ordinance Book 32, at Page(s) 458-460.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of January, 1984.


PAT SHARKEY, CITY CLERK