

FEB 20 2017

February 20, 2017
Ordinance Book 60, Page 553

Petition No. 2016-151
Petitioner: Charlotte-Mecklenburg Planning Department

Final Approved Version

**AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE –ZONING ORDINANCE**

ORDINANCE NO. 9033

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 10: OVERLAY DISTRICTS

1. PART 2: HISTORIC DISTRICTS

- a. Amend Section 10.213, "Appeal to Zoning Board of Adjustment", by modifying the number of days during which an appeal can be filed and the time frame during which a transcript must be received by the City. The modifications shall read as follows:

Section 10.213. Appeal to Zoning Board of Adjustment.

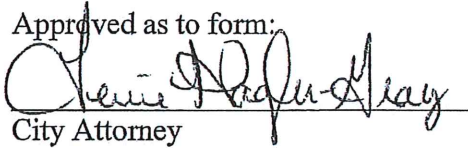
- (1) An appeal in the nature of certiorari may be taken by any aggrieved party to the Zoning Board of Adjustment from the Historic District Commission's action granting or denying the certificate of appropriateness pursuant to Chapter 5 of these regulations. ~~Any appeal must be filed with the Board of Adjustment within sixty days from the date of the issuance or denial of the certificate. An appeal from the Board of Adjustment's decision in any such case shall be heard by the Superior Court of Mecklenburg County.~~
- (2) Any appeal must be filed with the Board of Adjustment within thirty days from the date of the issuance or denial of the certificate. An appeal from the Board of Adjustment's decision in any such case shall be heard by the Superior Court of Mecklenburg County.
- (23) If it is necessary to have a verbatim transcript prepared for the Board of Adjustment, then the petitioner shall pay for that expense and any other appropriate, reasonable expenses for the preparation of the record. The transcript must be received by the Zoning Board of Adjustment prior to the appeal hearing on the Historic District Commission's action granting or denying the certificate of appropriateness. If the final decision by the Board of

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Adjustment or by a court is in favor of the petitioner, then the City shall reimburse the petitioner for the costs invoiced by the City for the preparation of the record.

Section 2. That this ordinance shall become effective upon its adoption.

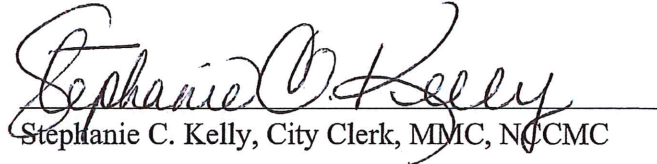
Approved as to form:


City Attorney

I, Stephanie C. Kelly, 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 20th day of Feb, 2017, the reference having been made in Minute Book 142, and recorded in full in Ordinance Book 60, Page(s) 553-554.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 20th day of February, 2017.




Stephanie C. Kelly, City Clerk, MMC, NCCMC