



ORDINANCE NO. 3778-Z

Ordinance – Dr. Elmer H. Garinger High School

Ordinance designating as a Historic Landmark a property known as the “Dr. Elmer H. Garinger High School” (listed under Tax Parcel number 093-042-51 and including the interiors and exteriors of the historic buildings including the gymnasium, cafeteria, original library, and classroom buildings 100, 200, and 300, and also including all original landscape features and the parcel of land listed under Tax Parcel Number 093-042-51 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of November 1, 2007). The property is owned by Mecklenburg County and is located at 1100 Eastway Drive in the City of Charlotte, 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 the City Council of Charlotte, North Carolina, have taken into full consideration all statements and information presented at a public hearing held on the 17th day of December, 2007, on the question of designating a property known as the Dr. Elmer H. Garinger High School as a 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 10th day of December, 2007, on the question of

Return to:

Charlotte-Mecklenburg
Historic Landmarks Com.
2100 Randolph Road
Charlotte, NC 28207

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designating a property known as the Dr. Elmer H. Garinger High School as a historic landmark; and

WHEREAS, the Dr. Elmer H. Garinger High School was named for long-time Charlotte Public School Superintendent Elmer H. Garinger, who oversaw successful efforts to racially integrate the Charlotte schools voluntarily in 1957 and who played a pivotal part in the establishment of Charlotte College, which eventually evolved into the University of North Carolina at Charlotte; and

WHEREAS, the Dr. Elmer H. Garinger High School was designed by A. G. Odell, Jr., an architect of local and regional importance, and was the largest project Odell undertook for the Charlotte Public Schools; and

WHEREAS, the Dr. Elmer H. Garinger High School was a striking example of Modernism in Charlotte when it opened in 1959, and portions of the campus and some of the buildings still retain their distinctive original character; and

WHEREAS, the Dr. Elmer H. Garinger High School is an imposing local example of a type of high school that grew in part out of the educational philosophy of individuals such as James B. Conant, who advocated the establishment of large high schools as a principal means to improve American public education; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has demonstrated that the property known as the Dr. Elmer H. Garinger High School possesses special significance in terms of its history, architecture, and/or cultural importance; and

WHEREAS, the property known as the Dr. Elmer H. Garinger High School is owned by Mecklenburg County.

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

1. That the property known as the “Dr. Elmer H. Garinger High School” (listed under Tax Parcel number 093-042-51 and including the interiors and exteriors of the historic buildings including the original gymnasium, original cafeteria, original library, and classroom buildings 100, 200, and 300, and also including all original landscape features and the parcel of land listed under Tax Parcel Number 093-042-51 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of November 1, 2007) is hereby designated as a 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 1100 Eastway Drive in the City of Charlotte, North Carolina. Features of the property are more completely described in the “Survey and Research Report on the Dr. Elmer H. Garinger High School” (2007).

2. That said interiors and exteriors are more specifically defined as the historic and structural fabric, especially including all original architectural features and the original 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

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denied, except if such landmark is judged to be of State-wide significance by duly authorized officials of the North Carolina Department of Cultural Resources. 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 Guidelines for Rehabilitating Historic Buildings*, the guidelines used by the Charlotte-Mecklenburg Historic Landmarks Commission to evaluate proposed alterations or additions.

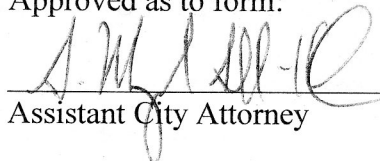
5. That a suitable sign may be posted indicating that said property has been designated as a historic landmark and containing any other appropriate information. If the owner consents, the sign may be placed on said historic landmark.

6. That the owners of the historic landmark known as the "Dr. Elmer H. Garinger High School" 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 a 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.

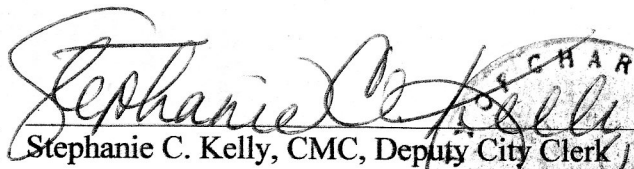
Approved as to form:

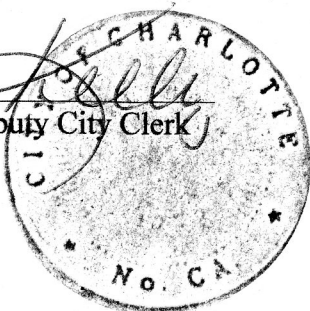

Assistant City Attorney

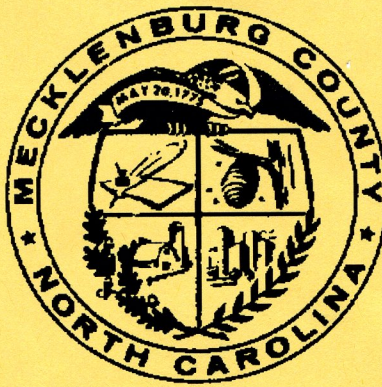
CERTIFICATION

I, Stephanie C. Kelly, Deputy 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 17th day of December, 2007, the reference having been made in Minute Book 125, and recorded in full in Ordinance Book 55, Pages (291-295).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 20th day of December, 2007.


Stephanie C. Kelly, CMC, Deputy City Clerk





JUDITH A. GIBSON
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

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Recorder: LYVANH PHETSARATH



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