

ORDINANCE NO. (1978) 726

AN ORDINANCE REPEALING ORDINANCE NO. (1969)-826 AND ADOPTING AN AMENDED ORDINANCE DESIGNATING THE PROPERTY OF ALBERT L. LEVINE AND WIFE, LEAH H. LEVINE, OF WAKE COUNTY LOCATED AT 137 SOUTH WILMINGTON STREET IN THE CITY OF RALEIGH, NORTH CAROLINA, A HISTORIC SITE

WHEREAS, the General Assembly of the State of North Carolina authorized the creation of a Historic Sites Commission for the City of Raleigh and otherwise provided for the preservation of certain historic sites and buildings by the passage of Chapter 1058 of the 1967 Session Laws of North Carolina; and

WHEREAS, the Raleigh Historic Sites Commission has made an investigation and recommended the following property be designated a Historic Site; and

WHEREAS, the North Carolina State Department of Archives and History has made an analysis and recommendation that the following property be designated a historic site; and

WHEREAS, on the 21st day of February, 1978, a joint public hearing was held in the Council Chambers of the Municipal Building, Raleigh, North Carolina, by the Historic Sites Commission and the City Council of the City of Raleigh to determine whether the hereinafter described property should be designated a historic site; and

WHEREAS, said hearing was advertised and the property owners of the property hereinafter described were notified by certified mail of the date and purpose of said public hearing at least ten (10) days prior to the date set for the hearing; and

WHEREAS, all requirements of Chapter 1058 of the 1967 Session Laws of North Carolina, preceeding the adoption of this ordinance, have been complied with.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RALEIGH THAT:

Section 1. The Property of Albert L. Levine and wife, Leah H. Levine, of Wake County, located at 137 South Wilmington Street in the City of Raleigh, North Carolina, be and is hereby declared a historic site. Said property being more particularly described as follows:

BEGINNING at a point at the southwestern corner of the brickworks of the building now situated on the described lot at the northeast corner of Hargett Street and Wilmington Street, said point being 32.2 feet measured eastwardly from the technical center line of Wilmington Street, and 33 feet measured northwardly from the



technical center line of Hargett Street; thence eastwardly along the south face of the building wall and along a line parallel with and 33 feet perpendicularly from the technical center line of Hargett Street, a distance of 89.45 feet to a point in the center of an 18 inch party wall; thence northwardly along the center line of said 18 inch wall to the extent of the wall and along a line at right angles to the first described line, a continuation of the center line of said wall a distance of 158 feet to a point, said point being .2 of a foot south of the new brick wall; thence westwardly parallel with the first described line and about .2 of a foot south of the south face of said wall, a distance of 20 feet; thence southwardly along a line perpendicular to the first described line a distance of 111.25 feet to a point in the north face of the building wall situated on the described property; thence westwardly parallel with the first described line and along the north face of said wall a distance of 69.45 feet to a point on the east side of Wilmington Street, said point being the northwest corner of brick wall of a building situated on this property, said point being 32.2 feet measured eastwardly from the technical center line of Wilmington Street; thence southwardly along the west face of the brick wall and along a line parallel with and 32.2 feet perpendicular from the technical center line of Wilmington Street, a distance of 46.75 feet to the point of beginning; in accordance with survey, map and description made by C. L. Mann, C. E., December, 1936, which map is duly recorded in Book of Maps 1935, page 46, Wake County Registry.

Section 2. No building or structure located on the hereinbefore described site may be demolished or materially altered unless and until a sixty-day (60) written notice to the Historic Sites Commission of the intent to demolish or materially alter said structure, and the elapsing of said sixty-day (60) period.

Section 3. That all owners and occupants of the property hereinabove described, whose identity and addresses can be ascertained by the exercise of due diligence be sent by certified mail a copy of this ordinance.

Section 4. This ordinance shall be indexed under the property owner's name in the grantor index in the Office of the Register of Deeds of Wake County as provided by Chapter 1058 of the 1967 Session Laws of North Carolina.

Section 5. City administration and the Historic Sites Commission are hereby authorized and directed to have erected an appropriate sign on the site hereinabove described setting forth the fact that said site has been designated a historic site by action of the Historic Sites Commission and the City Council of the City of Raleigh provided, should the owners of the hereinabove described property not consent to the erection of said sign on the described premises, City administration and the Historic Sites Commission are hereby authorized and directed to have said sign located on the public right of way adjacent to said property.

Page 3  
ORD. NO. 726

Section 6. Any violation of this ordinance shall be unlawful as by law provided.

Adopted: 2/21/78

Effective: ~~2/27/78~~ 2/21/78

Distribution: City Manager  
City Attorney  
Planning (3)



Section 2. Any violation of this ordinance shall be unlawful as by law provided.

Adopted: 2/27/78

Effective: 2/27/78

Distribution: City Manager  
City Attorney  
Printing (3)