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ORDINANCE NO. : 768KENNETH J. WALKER
REGISTER OF DEEDS
WAKE COUNTY

AN ORDINANCE DESIGNATING the G. Milton Small & Associates Office Building at 105 Brooks Avenue IN THE PLANNING JURISDICTION OF RALEIGH, NORTH CAROLINA, A HISTORIC LANDMARK.

WHEREAS, the General Assembly of the State of North Carolina authorized the creation of a countywide Historic Preservation Commission for Wake County and otherwise provided for the preservation of certain historic sites and buildings by the passage of Part 3C, Chapter 160A, Article 19 of the North Carolina General Statutes; and

WHEREAS, the City of Raleigh agreed to participate in the countywide Historic Preservation Commission through an interlocal agreement with Wake County; and

WHEREAS, the Wake County Historic Preservation Commission has made an investigation and recommended the following property be designated a historic landmark; and

WHEREAS, the North Carolina Department of Cultural Resources has made an analysis that the following property is eligible to be designated a historic landmark; and

WHEREAS, on the 8th day of November 1995, a public hearing was held in the City Council Chamber of the Municipal Building, Raleigh, by the City Council of the City of Raleigh to determine whether the hereinafter described property should be designated a historic landmark; and

WHEREAS, all requirements of Part 3C, Chapter 160A, Article 19 of the North Carolina General Statutes, preceding the adoption of this ordinance, have been met.

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

Section 1. The property designated as the G. Milton Small & Associates Office Building, owned by Mrs. June V. Small, in the planning jurisdiction of Raleigh, North Carolina, be and is declared a Raleigh Historic Landmark. Said property being more particularly described as follows:

The G. Milton Small & Associates Office Building at 105 Brooks Avenue, Raleigh, (Wake County P.I.N. 0794.19-62-8433), approximately twenty five hundredths (.25) acre, including the entire parcel on which the building stands.

Section 2. Those elements that are integral to its historical, architectural, archaeological significance, or any combination thereof are as follows:

Exterior of the 1966 Miesian modernist structure designed by G. Milton Small, Jr., being a flat-roofed, steel-frame building raised one story above grade on steel columns, the facade of which is a grid of aluminum mullions carrying metal panels and sheets of glass, as described in the

designation report, including all of the parcel described in Section 1.

Section 3. No building, site, structure, or object that is designated in this ordinance located on the hereinbefore described site may be altered, restored, moved, remodeled, or reconstructed so that a change in design, material, or outer appearance occurs unless and until a certificate of appropriateness is obtained from the Wake County Historic Preservation Commission or its successors.

Section 4. No building, site, structure, or object that is designated in this ordinance located on the hereinbefore described site may be demolished unless and until either approval of demolition is obtained from the Wake County Historic Preservation Commission or a period of three hundred sixty-five (365) days has elapsed following final review by the Wake County Historic Preservation Commission of a request for demolition (or any longer period required by N.C.G.S. 160A-400.14 as it may be amended hereafter).

Section 5. All owners of the property hereinabove described, whose identity and addresses can be ascertained by the exercise of due diligence, shall be sent by certified mail a copy of this ordinance.

Section 6. This ordinance shall be indexed after the property owner's name in the grantor and grantee indexes in the Office of the Register of Deeds of Wake County.

Section 7. City administration and the Wake County Historic Preservation Commission are hereby authorized to have erected an appropriate sign on the site herein described setting forth the fact that said site has been designated a historic landmark by action of the Raleigh City Council and the Wake County Historic Preservation Commission.

Section 8. In the event any building, site, structure, or object is demolished in accordance with the ordinances of City of Raleigh, this ordinance may be repealed.

Section 9. Any violation of this ordinance shall be unlawful as by law provided.

Council Member Nooe made a motion that the above ordinance be adopted. Council Member Odom seconded the motion, and upon vote, the motion carried this the 8th day of November 1995

Effective Date: November 8, 1995

Distribution:

City Council
 City Manager
 City Attorney
 Planning Department (2)
 Inspections Department (3)
 Wake County Registrar of Deeds

Wake County Geographic Information Services
 Department
 Wake County Historic Preservation Commission (3)
 file
 Property Owner
 Wake County Tax Supervisor



City Of Raleigh
North Carolina

STATE OF NORTH CAROLINA)

COUNTY OF WAKE)

CERTIFICATION

I, Gail G. Smith, City Clerk & Treasurer of the City of Raleigh, North Carolina, do hereby certify that the attached is a true and exact copy of Ordinance (1995) 768 adopted by the Raleigh City Council on 11/08/95.

IN WITNESS WHEREOF, I have hereunto set my hand and have caused the Seal of the City of Raleigh to be affixed this 8th day of December, 1995.



Gail G. Smith
Gail G. Smith
City Clerk & Treasurer