

December 1, 1972  
Minute Book 58 - Page 99

A Special Meeting of the City Council of the City of Charlotte, North Carolina, was held on Friday, December 1, 1972, at 2:00 o'clock p.m., in the Council Chamber, City Hall, with Mayor pro tem Fred D. Alexander presiding, and Councilmembers Ruth M. Easterling, Sandy R. Jordan, James D. McDuffie, Milton Short, James B. Whittington and Joe D. Withrow present.

ABSENT: Mayor John M. Belk - (present for a short period of time).

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INVOCATION.

The invocation was given by Councilman Milton Short.

PURPOSE OF MEETING.

Mayor pro tem Alexander stated the purpose of this meeting is to hold hearings on annexation proposals in the Albemarle Road-York Road Area, Statesville Road-Derita Road Area, and Hickory Grove Area.

Mayor pro tem Alexander stated Mr. McIntyre, Planning Director, will present the proposals, after which those in the audience who care to speak for or against the proposals submitted are to come forward, give their names and their addresses. He asked the speakers to be as precise as possible in the statement and to attempt to limit the statements within five minutes.

EXPLANATION OF MAYOR BELK'S ABSENCE.

Mayor pro tem Alexander stated Mayor Belk has to be out of the City and cannot be present for this hearing, and asked him to state that he is willing to meet with any citizen who cares to talk with him on the matter of annexation at any time. That he is aware of the problems of growth and needs of the city and supports them.

LETTER FROM PRESIDENT OF CHAMBER OF COMMERCE IN SUPPORT OF PROPOSED ANNEXATION.

Mayor pro tem Alexander asked that the following letter from Mr. John J. Ryan, President, of the Chamber of Commerce, in support of the annexation proposal, be made a part of the record:

"November 30, 1972

Mr. Fred D. Alexander  
Double Oaks Apartments  
2623 Double Oaks Road  
Charlotte, North Carolina 28206

Dear Fred:

The Chamber of Commerce fully supports the City's intent to annex into the city limits the three areas proposed by the Planning Commission.

Annexation of these 32.5 square miles will extend to those areas services for which the 43,800 citizens will pay, even while those citizens have been

December 1, 1972  
Minute Book 58 - Page 100

benefiting from other services for which they were not paying. Higher wages, better working conditions, superb retail shopping, cultural and entertainment opportunities, medical care, regional air travel, and other intangibles are the benefits of those who live in perimeter areas without the involvement of participation in providing them.

Thus, Charlotte will benefit from a larger tax base, helping to offset the increase of local government operations cost.

Another equally important consideration is that Charlotte's urban population will continue to become a part of the city, as urbanization expands through the county. These citizens will then have a financial interest in the affairs of the city, as well as in the involvement of jobs, shopping and entertainment.

We commend you and other members of Council for the high priority you have placed on this project. We regard this action as one of the milestones in our city's long and illustrious history.

Kindest personal regards.

Cordially,

John J. Ryan  
President

#### ANNEXATION PLAN FOR ALBEMARLE ROAD-YORK ROAD AREA.

Mr. McIntyre, Planning Director, presented the proposal for annexation of the Albermarle Road-York Road Area.

He stated pursuant to the requirements of the State Statutes which authorizes annexation by the City, his purpose will be to review the annexation report and the material that the report presents. One of the first steps in the process of determining an annexation area is to <sup>set</sup> the appropriate boundaries for the area.

He stated this area is identified as the Albemarle-York Roads annexation area. It starts at the existing city limit lines on the westerly side of the city in the vicinity of Yorkmont Road. The proposed annexation line coming from Yorkmont Road, follows the alignment of Irwin Creek in a very extensively southern direction until the creek intersects with Nations Ford Road where it departs from the creek alignment and starts to follow property boundaries. It follows property boundaries for some distance until it crosses Old Nations Ford Road in an easterly direction, and then intersects with Sugar Creek; follows Sugar Creek in a northerly direction, until it intersects with Sharon Road West; follows Sharon Road West over to Park Road, then follows Glen Eagles Road until it comes into the area of Sharon Hills Subdivision. Then it follows streets or property lines related to the Sharon Hills Subdivision coming up finally to Quail Hollow Road. Following property lines on the southerly side of the Beverly Woods Subdivision in an easterly direction until it intersects with McMullen Creek; following McMullen Creek in a southerly direction for some distance and then going in a southeasterly direction along property lines that are associated with subdivisions in this area coming out into the Carmel Road area, following Carmel Road for an extensive distance in a northerly direction until it comes to a small subdivision street by the name of Thornridge Road; then beginning to follow street lines and property lines around Carmel Junior High School over crossing just south of Providence Lane into Sharon Road West; following the Sharon Road West alignment for a very

December 1, 1972  
Minute Book 58 - Page 101

short distance; and then following a local street in that area southerly to McAlpine Creek; following McAlpine Creek in a westerly direction and circumscribing the area or development known as Old Providence; following along the line of Rea Road until it intersects with Old Providence Road; following Old Providence Road in a generally northerly direction until it intersects with Providence; going in a southerly direction from the intersection of Providence and Old Providence along Providence Road to McAlpine Creek; following McAlpine Creek for a distance in an easterly direction; then properties that are related to subdivisions in that area coming southerly into Alexander Road; following Alexander Road on its southerly side in an easterly direction until it comes to property lines that are associated with subdivisions in this area; then going in a northwesterly direction up and along Sardis Road to McAlpine Creek; following McAlpine Creek up into the Stonehaven area; following property lines associated with Stonehaven development, and then following property lines associated with Rocky Falls Road; going in an easterly direction over to Monroe Road in a southerly direction for a very substantial distance until it gets to McAlpine Creek; then following McAlpine Creek for a very significant distance, crossing Independence Boulevard and going in a northeasterly direction until it gets in the area of Idlewild Circle where it is still following the creek, but essentially also relating to property lines associated with that subdivision. Coming into the Idlewild Road area, following Idlewild Road for a short distance then going in a northerly direction following subdivision property lines in a northerly direction; following property lines until it gets up to Idlewild Road; again following Idlewild up into Lawyers Road-Albemarle Road back to the city limits.

Mr. McIntye stated there are statutory requirements that have to be met before an area is eligible for annexation. The report sets forth what these requirements are and states how the requirements are met by the characteristics of the area. One of the requirements is that the proposed annexation area boundaries must be at least 20% contiguous to the present boundaries of the existing city. In the case of this annexation area the boundary of the total annexation area is 34% contiguous to the city limits. So it very amply meets that statutory requirement. Another requirement is the area must have two persons per acre of land within the area proposed to be annexed. In this case the population is 2.12 person, and the statutory requirements are met. The statute also requires that municipal services be extended into this area on the same basis as services are provided for the existing city.

The report spells out in some detail how these services are to be provided, and what services are to be provided. He stated he would like to review and summarize these statements in the report with respect to the provision of municipal services to this area.

First is police protection. Many police services and divisions such as: central services, crime prevention, record-keeping, youth section, vice section and helicopter service are already being executed throughout this annexation area under the City-County consolidation of services program. Additional personnel and equipment required to provide police protection to this area will be secured prior to the effective date of annexation. Service will commence on the effective date which is proposed as June 30 of next year. In order to provide police protection on substantially the same basis and in the same manner as provided in the City, approximately \$478,000 of general revenue will be appropriated from the time initial expenditures are made in preparation for annexation until June 30, 1974. In other words those expenditures have been established on the basis of requirements for adequate services for the entire area through the first year of annexation. Starting from June 30 next year and extending to June 30 the following year.

Fire protection. In order to provide an equivalent level of fire protection service throughout the Albemarle-York Road annexation area, three additional fire stations will be constructed. One station will be built in the Idlewild Road-Independence Boulevard area. The cost of building this new fire station and outfitting it with rolling stock is \$427,000.

December 1, 1972  
Minute Book 58 Page - 102

While construction is occurring additional companies and pieces of rolling stock would be assigned to stations 14 and 16, existing stations within the city, to adequately cover the area. Another station is planned in the area of Carmel Road and Sharon View Road. As with others, the precise location of this fire station has not yet been determined. What has already been defined is the general area in which the station will be situated. Exact site determination will occur during the land acquisition phase. The cost of acquiring land, building and equipping a facility in the vicinity of Carmel and Sharon View Road is estimated to be \$342,500. In the interim, until the station is in operation, additional companies and equipment will be placed at stations 14 and 16 to cover the Carmel service area with adequate fire protection. Upon completion of new facility, men and equipment will be transferred to it. The third new fire station will be erected after the effective date of annexation in the Nations Ford-Arrowood Road area. In order to adequately provide fire protection for this area during the construction of the new facility, additional companies and pieces of rolling stock will be assigned to stations 12 and 16. Once the new station is completed, part of these companies and pieces of equipment will be transferred to it. The cost of building this new facility and equipping it is \$335,500. To provide further strength to fire protection in the annexation area, a 1954 pumper at station 16 will be replaced with a new piece of equipment at a cost of \$55,000. The total amount of money required to purchase land, construct three additional stations and provide necessary equipment is \$1,160,000. These expenses will be funded out of general revenues including the use of federal revenue sharing monies. In order for the fire department to provide reasonable fire protection services, from the date of annexation to the time when adequate numbers of fire hydrants will be installed in the annexation to the time when adequate numbers of fire hydrants will be installed in the annexation area, the City of Charlotte will purchase water tankers and appropriately man them. In total, five tankers will be bought and assigned to the existing fire stations which are in close proximity to the annexation areas. From these municipal stations two tankers can respond on first alarm to the annexation area within a reasonable time to provide auxiliary water supply.

Because the Albemarle-York Road annexation area is large in size the fire protection plan as far as the placement of tankers is concerned is divided into three sub-areas. One area described as the Independence Boulevard-Idlewild Road area would have initial tanker response from stations 14 and 15. The Carmel area would have first response from stations 14 and 16. The latter station is at the intersection of Park Road and Sulkirk Road. The area in the vicinity of Nations Ford Road would have initial tanker response from existing stations 12 and 16. In all instances whenever necessary the complete complement of the City's tanker brigade would be released to respond and assist other tankers on the scene.

In order to provide fire protection services on substantially the same basis and in the same manner as provided in the City, approximately \$783,000 of general revenues will be appropriated from the time initial expenditures are made in preparation for annexation until June 30, 1974 for operating expenses.

Mr. McIntyre stated there are many other city services that obviously are going to have to be extended, and the report commits the city to providing these services to the area.

In the area of building inspection services, \$45,000 of general revenues will be appropriated from the time initial expenditures are made in preparation for annexation until June 30, 1974. The Pet Department is responsible for the administration and enforcement of State and local regulations governing licensing and rabies control activities for domestic animals in the City of Charlotte. In order to provide these services on the same basis as they are provided in the City at the present time, approximately \$16,300 of general fund revenues will be appropriated.

December 1, 1972  
Minute Book 58 Page - 103

Traffic engineering is another service. The general responsibility of traffic engineering department is developing and maintaining safe and efficient means of moving vehicular traffic on the streets and highways; the traffic engineering department is also responsible for the installation and maintenance of all street lights, barricades for dead-end streets, street markers and traffic control signs and signals in the City. These services will be extended to the annexation area, and approximately \$196,000 will be appropriated. The public works department has a good many activities and their activities are provided for in the proposed annexation area. One of the activities is engineering services and approximately \$47,000 of general revenues will be appropriated for engineering services to be provided by the public works department, and approximately \$575,000 of general revenues and powell bill funds will be appropriated for these activities in this area. Right of way division, another division of public works department, will be funded at a level of \$16,000 in order that it may provide its services to this area on an equivalent basis to the way services are provided in the city. Landscaping division will have appropriated to it approximately \$56,000 so that it may carry on its services in the area. Community improvement will be provided at \$27,000 for services for its responsibilities to the York Road-Albemarle Road annexation area. Refuse collection is a major service that is provided by the City, and in order to provide refuse collection service to this area, approximately \$938,000 of general revenues will be appropriated for that service to be extended on an equivalent basis into the annexation area. Street cleaning. Approximately \$97,000 will be appropriated for street cleaning activities in this area. Trash collection. Approximately \$49,000 will be appropriated to extend trash collection services to the area.

Mr. McIntyre stated we now come to the matter of water and sewer facilities. The Charlotte-Mecklenburg Utilities Department is responsible for the extension and maintenance of new and existing water and sewer facilities throughout the city and county. Under the direction of this department, the City of Charlotte will provide to the Albemarle-York Road annexation area, water treatment works, large water transmission mains - usually 12 inches or greater in diameter - and where necessary pumping stations and storage tanks. The cost of these facilities will be borne by the City.

The major trunks that are necessary to be installed in the area will cost about \$1,279,335. A map is included in the report that shows where the major water transmission lines will be installed. He reviewed them briefly stating there is an extensive trunk line service projected in an east-west direction across the annexation area, starting on the westerly side in the vicinity of I-77 Expressway, trunk line water service will be installed in Arrowood Road and extending in an easterly direction towards Starbrook Road, Lunsford Drive, and Sulkirk Road. Major trunk line would be extended along Sharon View Road in an easterly direction going over to Old Providence Road, and then following to its intersection with Providence Road. Alexander Road would be the location of another major trunk water line, as would Independence Boulevard, and Central Avenue and Albemarle Road in the annexation area. Another major line would extend along Carmel Road from the present city limit line out to where it would meet a trunk line that already has been established as a part of the county water system.

Sewer facilities as required by statutes will also be extended into the area. This means the the city would provide outfall sewers, major pumping stations and treatment works at the city's expense. These projects will be financed from approved sewer bonds. Interceptors or outfalls needed to service the Albemarle Road area will be under contract and construction started within one year from the effective annexation date. The cost of this work which includes right of way acquisition, design and construction is estimated to be \$1,081,000. In addition the city will acquire existing sewer lines that have already been established in the area. There are a substantial number of sewer lines established by private utility companies; the price of these existing facilities is approximately \$2,897,000. These lines with purchase, will become the properties of the City of Charlotte, and become part of the area as a whole overall sewer system. Their purchase would be funded through water and sewer bonds the city electorate approved on September 2, 1972.

December 1, 1972  
Minute Book 58 - Page 104

He stated in the report is a map that shows the proposed location of sewer lines and it indicates a new outfall line in the Irwin Creek area, starting at about York Road and extending in a southerly direction until the line would intercept with an existing county line, which lies somewhat south of Arrowood Road. Another outfall sewer would be extended in Kings Branch, around where a sewer outfall already exists in a southerly direction to the proposed southerly boundary of the annexation area and beyond. He stated that concludes the review of Annexation Area No. 1.

MAYOR BELK COMES INTO MEETING.

Mayor Belk came into the meeting at this time and was present for a short time. Mayor pro tem Alexander continued presiding. Mayor pro tem Alexander stated he previously announced the Mayor was in New York. Airplanes have a strange way of telling you where they will have you when you don't want to be, so he is here. He stated he had attempted to express to the audience briefly his sentiments regarding annexation and stating he would be willing to meet with you and discuss any problems of annexation anywhere you so desire, and he is here now to speak for himself.

Mayor Belk stated this is a vast undertaking and we realize the immensity of the job required. However, when you break it down it is an individual personal problem. We want to do everything we possibility can for each individual person to know all the knowledge <sup>able to</sup> that we have at our finger tips. This is the reason we would like to be <sup>able to</sup> go any place that you'll deem wise or would like for us to come and bring our knowledge we have. We have nothing that is not readily at your fingertips, if you will just let us know where, or what particular one. We realize each one is on a personal problem because it is such a big annexation. We are all sold on this because we think we have to have a whole city. They have divided Berlin and it never has amounted to much. This is the reason we think to look at a complete city like this, the City of Charlotte, is the reason we are pushing for this particular annexation.

STATEMENTS IN CONNECTION WITH THE PROPOSED ANNEXATION IN THE ALBEMARLE ROAD-YORK ROAD AREA.

Mr. Joe O'Neal, 5840 Donegal Drive, stated he is a citizen of the city. That his point in speaking and addressing Council today is very simply this. That he does not believe we are ready as a city to extend our boundaries. The reason being is that we are not getting the services which we, the citizens, are paying for right now. Since he has been in Charlotte, he has worked as the co-chairman of the traffic committee of the McClintock Woods Development. That he has attempted to get police protection - the method of slowing down the traffic off of Rama Road going to East High School, cutting through their development and for over a year now, they have attempted to talk with policemen, from Assistant Chief Miller on down, Major Stone, down to Lieutenant Treadaway. That he had Lieutenant Treadaway in his home talking about the situation as to slow it down to protect their children. He stated they have not had the support. His associate, Bill Thomas who is with him and is also the co-chairman, has spoken with Mayor Belk about this, and again, unfortunately, they have not had the support which they asked for, and which is nothing more than to have some police protection out there at key peak hours to slow down the kids and the parents who are using their living area as a throughway to East High. He stated if Council can convince him that they will have police out there regularly; if they can convince him they will take the bottleneck at Rama Road and Monroe Road and open it up so that traffic does not back up for well over a half mile in both directions at peak school hours, then he thinks as a citizen we should go along with this annexation. But until that time, he is dead set against it. Councilman Short asked if he is saying that if people speed in automobiles, unless they are watched, there should be no annexation?

December 1, 1972  
Minute Book 58 - Page 105

Is this not what he is saying? Mr. O'Neal replied he is saying that we have two problems out there. We have a traffic engineering problem at Monroe Road and Rama Road which is not being solved, and because of that, we have people coming through their development, using it as a throughway, to get to East High School. They are using this, not as a throughway, but almost as a race track to get to East High School. That he never thought he would see the day that kids are excited to get to school, but they are doing it out there. They are racing to get to school. They are running stop signs, completely ignoring stop signs. He stated they need police protection to make them deal with the stop signs. Councilman Short asked the relation between speeding and annexation? Mr. O'Neal replied police support. That he is saying if we, in the city, cannot have police support which we have asked for well over a year, then how in the world can we expect police support to be extended beyond the current boundaries?

Councilman McDuffie asked if he does not think the major problem is the fact that Rama Road is not widened to take the traffic? Mr. O'Neal replied that is a very valid point. Councilman McDuffie asked if he does not agree that because the problem area is outside the city limits, and we do not have control nor the funds because the number of people that use both that street and other streets are not paying their share of road improvements. So, by annexing, we will have sufficient funds to widen Rama Road which will lessen the problem and then allow the police and us to instruct them to try to keep people from going through neighborhoods by erecting stop signs or other methods. But that cannot be done and Rama Road will never be widened if we do not get more people, paying more that they are using. Hence, annexation.

Mr. O'Neal asked if this will be a part of the annexation? And, if it is, when will it be? Until that is resolved then all the annexation in the world will not help them. Councilman McDuffie replied widening Rama Road is one of the future so-called belt or inner city roads that needs to be widened now and last year. And it is top priority. Mr. O'Neal asked what time schedule we have for this? Councilman McDuffie replied it, like other things, has to have some....That right now is a state project to widen Rama Road. But part of it is in the city, and right by McClintock School is in the city. So, if we had sufficient funds, and if all the people who use Rama Road were inside the city, we would have sufficient funds to widen it now. If you would help us annex, then we would widen your street faster and solve your problem. Mr. O'Neal replied he is all for annexation if we can expect to have the support we need to clear up the problems that we have out there, otherwise all the annexation in the world is not going to help a thing. Councilman McDuffie stated another thing that will help you is the fact that all of us city residents, including yourself, are paying a good bit of the \$1.5 million police budget for county people and they are paying approximately 2/3 of the county police budget, by getting more people to participate, again we will have more funds to do the things we need to do. Mr. O'Neal replied alright, but we do have priorities we have to recognize, don't we? Councilman McDuffie replied yes, and the roads would solve your problem. Mr. O'Neal replied thank you, and he appreciates Council's attention.

Mayor pro tem Alexander asked if anyone would like to speak for annexation and then Council will hear those who are against annexation?

Mr. Charles W. Bundy, Attorney, stated he lives at 6311 Sardis Road. That he is not going to debate either side of this question as far as he is personally concerned because he is here representing his wife, and himself. He stated they have 94-1/2 acres of land where they live. It was originally for the purpose of farming; they have tenant houses and all farming equipment. But you cannot get anybody to do any work now. So what he wants to do is to file a written objection for the record, and he is not going to discuss it one way or the other. That he is simply reserving his rights.

December 1, 1972  
Minute Book 58 - Page 106

The written objection is as follows:

"STATE OF NORTH CAROLINA)	BEFORE THE CITY COUNCIL
:	OF THE CITY OF CHARLOTTE
COUNTY OF MECKLENBURG )	

In the Matter of the )	OBJECTION TO ANNEXATION OF
Annexation of Two Tracts of Land )	TWO TRACTS OF LAND
Owned by Mrs. Katherine L. Bundy )	

TO HONORABLE JOHN M. BELK, MAYOR, AND THE HONORABLE MEMBERS OF  
THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA:

Notice is hereby given to the City of Charlotte, through its Mayor and the members of the City Council, that the undersigned Charles W. Bundy and wife, Mrs. Katherine L. Bundy, object to having their two tracts of land which are situated in Sharon Township of Mecklenburg County, North Carolina being annexed to the City of Charlotte pursuant to The Notice of Public Hearing, to be held at two o'clock p.m., on Friday, December 1, 1972, in the City Hall of the City of Charlotte, North Carolina.

Mrs. Charles W. Bundy owns two tracts of land which are referred to in said Notice of Annexation and described as follows:

TRACT NO. ONE which contains 61.25 acres, more or less, and shown on County Tax Map No. 189 Page 14, and known as County Tax Code No. 189-141-22. There is situated on said Tract No. One two houses as follows:

(a) The residence of Charles W. Bundy and wife, Mrs. Katharine L. Bundy, who are the only occupants of said residence.

(b) A small tenant house which is occupied by a man and wife and one baby.

TRACT NO. TWO which is vacant land and contains 33 acres, more or less, and shown on County Tax Map Book 189 Page 66, and known as County Tax Code No. 189-062-18. No one lives on this land.

The above two tracts of land, containing a total of 94.56 acres of land adjoin and are contiguous; and only five people live on these two tracts of land.

The undersigned Charles W. Bundy and wife, Mrs. Katharine L. Bundy, object to having the above-described land annexed by the City of Charlotte.

This the 1st day of December, 1972.

CHARLES W. BUNDY and wife, MRS. KATHARINE L.  
BUNDY

By (Charles W. Bundy)  
Charles W. Bundy"

Mr. Robert D. Hoagland, 8528 Sharonbrook Drive, stated he appeared before Council a couple of months ago on the subject. That he is addressing himself to the Albemarle-York Road area and against annexation. In regard to the discussions of a few moments ago, the point that adding additional areas will increase revenues, which can be used for police protection, road maintenance and widening; that annexation will also increase the total area for which city police protection is theoretically required, and will increase the total number of roads for which maintenance and widening and other services are required.

December 1, 1972  
Minute Book 58 - Page 107

That he speaks for his company, the Cato Corporation, and for himself, as a resident of the area, and for a number of other residents of the area involved. Mr. Hoagland stated he just wants to express their extreme skepticism, with all due respect, that satisfactory services will be provided for this area. They would like to urge that the budget be very carefully considered to be sure that funds enough are available to provide the necessary services for these additional area which are relatively large in square feet. In view of the opposition of some people that the services are already inadequate for the area presently within the city boundary.

Councilman McDuffie asked if a major fire occurred in the Cato Building, which is outside the city limits, would our fire trucks respond right now? Assistant Chief Dowdy replied upon the request of the rural department, they would. Councilman McDuffie stated he believes that happened in the A & P Bakery and some other buildings outside the city, that we do lend considerable fire protection right now to the people in the perimeter area.

Mr. Ron Brown stated he has a petition that has been signed recently and it contains 3500 signatures opposed to annexation of this area. That he will withhold his remarks for the Hickory Grove area.

#### ANNEXATION PROPOSAL FOR STATESVILLE ROAD-DERITA ROAD AREA PRESENTED.

Mr. McIntyre, Planning Director, stated Annexation Proposal No. 2 is the Statesville Road-Derita Road area.

He stated the boundaries start at the present city line which is along Interstate Highway 85 and the intersection of Interstate 85 with Statesville Avenue, the proposed corporate limit line would run north paralleling the Statesville Avenue on the westerly side of Statesville Avenue until it comes to Durham Lane, and then it would proceed in an easterly direction along the rear property lines that are described as lots fronting on Durham Lane going in an easterly direction until it gets over to the rear property lines of lots that front on Davis Avenue in this area; then coming in a southerly direction along Irwin Creek until it reaches the <sup>Chevoit</sup> Road area, where it generally parallels the rear lot lines of property that is fronting on Chevoit Road in a north-easterly direction until it gets into the Allen Road North area, where it parallels that street; then going in a northwesterly direction up into the Nivens Road area; then paralleling or being contiguous or co-terminus with property with boundary lines relating to Hoover Drive, coming back into the Nivens Road area; following that until you get into the Derita Avenue area; then following Sugar Creek Road and finally coming down along Derita Road until it meets Interstate 85, where it connects with the present city limit line.

Mr. McIntyre stated this area also qualifies for annexation under the requirements of the state statutes, and this area they found had a population of 2.10 persons per acre, whereas the statutory requirement is 2.0 persons per acre. The plans of the City to extend services into this area are set forth in the report. The police services, as with the first area discussed, some of the police services are already available in this area. Police protection by the city police department will be afforded by the appropriation of \$43,000 of general revenues for protection in the area. Fire protection. Fire protection in this area can be provided by the existing fire stations 11 and 18. In order for the fire department, however, to provide reasonable fire protection services until the time when fire hydrants are established throughout the area, the city will purchase tankers and provide man power for them, as in the case of the York Road-Albemarle Road area. Tankers will respond to the Statesville Road area from stations 11 and 15. The services of the fire department will be provided through an appropriation of approximately \$63,000 of general revenues for the first year. Other services in the area will be provided in accordance with state statutes.

December 1, 1972  
Minute Book 58 - Page 108

Building inspection services is an appropriation of \$11,000; pet department services is an appropriation of \$1,000.00; traffic engineering, \$34,000; engineering \$33,000; street maintenance approximately \$68,000; refuse collection \$130,000.

He stated getting into the matter of water and sewer system proposals and requirements, major water trunks will be under construction in this area within one year following the effective date of annexation. The cost of the major water facilities is estimated to be about \$1,970,884 and this cost will be supported through water bonds that were approved in the bond election last September.

The proposed water lines are shown on a map which is part of the annexation report. Generally the trunk water lines will extend along Statesville Avenue to the northerly boundaries of the proposed annexation area; there will be a major trunk water line that will run in a northeast, southwesterly direction in Niven Road; a major trunk will also run generally in conformance with the alignment of either the railroad as it runs in the vicinity of Sugar Creek-Derita Road and then a major trunk line coming from the intersection of Derita Road and Sugar Creek down to Interstate 85. Another line will be extended along Starita Road in the area; within the annexation area that means along Starita from Statesville Avenue to Interstate 85. But in order for that segment of line to connect into the existing system, that line will have to be extended through some of the present city areas and be connected with the system in existence.

Mr. McIntyre stated in respect to sewer facilities, the outfalls needed to service this area will be under contract for construction starting within one year of the effective date of the annexation. The cost of the major outfall lines, sewer lines, is estimated to be about \$376,000, and these monies will come from bond issues previously approved.

He stated in addition the City will acquire existing sewer lines from private utilities companies that are presently serving several subdivisions and other properties throughout the area. The purchase of these existing private facilities will cost approximately \$179,520 and these costs will be borne with the monies made available in the recent bond issue. Basically the outfall sewer that is required for this area is an outfall sewer that would extend up into the area from Interstate 85 to the area on Irwin Creek.

Mr. John M. Dunn, Jr. stated he resides at Route 11, Box 235, which is located on Arvin Drive, and is included in the proposed area for annexation; that he has lived there since October 1958, a period of over 14 years. His appearance today is in opposition to the annexation insofar as it involves the Statesville Road-Derita Road area, although like it says in the Book of Ecclesiastics, he feels he is going into the wind. He stated his opposition is on several grounds. One, in relation to the present city limits of Charlotte, he lives outside, works outside, goes to church outside. In his primary relationship in relation to activities in the City of Charlotte he spends his money there. That he is employed by a trucking company which transports both interstate and intrastate traffic, and the interstate nature of his company's business reflects 99% of its total operation - only 1% insofar as the intrastate which shows his job is not dependent upon Charlotte and the perimeter areas. He is opposed and possibly resents the decisions that affect him seriously being made by persons in political office that were not elected by a constituency that included his vote, and particularly the decisions being made without a vote of the people involved. The whole proposition has overtones of taxation without representation or stated differently of decisions being made in the political process by persons who are not elected representatives of the people involved.

He stated he realizes the annexation decision is being made in compliance with the General Statutes and can only be contested on the grounds that the action of the City Council is capricious, and apparently the letter of the law as it presently stands is being followed to the letter.

December 1, 1972  
Minute Book 58 - Page 109

There is no provision in the law for a referendum and while this worked pretty good for the annexing body, it is detrimental to a person who is being annexed against their will.

He stated he has read closely and listened closely, in connection with the TV program, he called in questions which were not answered, and he can find no advantage whatsoever to him in this annexation. That he has a self-contained water system, a good well, septic tank and the promise of a water system is not that inviting. About a year ago, he signed a commitment form to use the city water in the event the city extended such water system into his area with the full realization that he would be paying double the rates of the city residents; but this commitment was not predicated upon need. That he has police protection, fire protection, garbage collection, adequate street maintenance, and this is furnished to me either by the county, or by private firms, or by volunteer organizations. He stated he has more confidence in what he has available now than he does in what the City of Charlotte promises to furnish in this annexation.

Mr. Dunn stated his property and the location of it is certainly not urban in nature. For example, immediately behind his home, there is a wooded area practically a jungle of approximately 3/4 of a square mile. Immediately in front, approximately one city block away, the heavily wooded area begins again and there is more pasture land and undeveloped land than there is developed land. He stated he realizes that the resident population must be at least two people per acre as the law requires, but this is misleading. The annexed acreage could be expanded considerably if decisions were based on just this formula alone. Along with that, he has a question in his mind to just how this count was obtained in connection with the population in this particular area. The 3,000 some odd people in this area, as he understands it, is computed on 3.3% of the residences and knowing this area he doubts very seriously that the houses were counted that had a domicile in and he believes a lot of the lots that were indicated on the map were counted in order to come up with that count.

He stated the area to be annexed is discriminatory. It takes in the area in which he has his home which is mostly rural in nature, and omits areas in the vicinity which reflect a more urban statute. For example, the area between West Sugar Creek Road and Derita Road is omitted, as well as the Crater Park area, and the area just east of West Sugar Creek Road, behind the Derita Elementary School. If the intent was to take in the Derita Woods-Tanglewood area, that is one thing; but to take in part of a rural area and omit other urban type areas is difficult to understand.

Mr. Dunn stated he has confidence in the County Commissioners who presently have the political jurisdiction over his area. He has found their decisions generally just and acceptable. That he does not have the same confidence in the City Council for several reasons, and apparently the residents of Charlotte do not have the confidence that is desired in view of their recent vote on the bond issue. There are several matters of note that bring about this lack of confidence such as the penchant for secret meetings, the location of the convention center as it was voted to be located elsewhere, the controversy over the cutting of trees on Sharon Lane which overrode the desires of the residents, and others which does not seem appropriate to elaborate on since these were matters in which he had no voice or right to express an opinion. The real matter is that he would prefer for his political decisions to continue to be made by the County Commission rather than the City Council, and possibly he is destroying any pertinence to his overall comments in making such a statement.

He stated a few years back, there was a vote on consolidation of the city and county governments into a county-wide metropolitan area. This was turned down by the voters and supposedly shelved. In the meantime, there have been political mergers of one type or the other which has put into effect the very thing which the voters turned down and was done without any further opportunity for the expression of views by the voters. This is not desirable political process and the annexation of an area that is mainly rural without opportunity for the

December 1, 1972  
Minute Book 58 - Page 110

people involved to vote for or against is in the same category in his opinion. He stated he would like to request that insofar as annexation of the Statesville Derita Road Area is concerned, that the City Council limit the area to be annexed to that portion which is urban in nature and to redraw the lines to exclude that portion that is rural in nature and particularly to withdraw that area which includes Arvin Drive, where he resides.

Councilwoman Easterling stated in connection with his work, Mr. Dunn mentioned that it has nothing to do with the city. She wonders if his company delivers or picks up any merchandise within the City of Charlotte to deliver to other cities? Mr. Dunn replied he cannot say no. If he did he would say that his company is not living up to its requirements. The basic traffic they do pick up and deliver is in the perimeter area; but is outside the city limits itself. Of the freight his company transports that involves even the perimeter area is less than 1% of their operating revenues.

Mayor pro tem Alexander stated Mr. Dunn raised the question as to whether or not the drawing of lines is based on a correct mathematical formula as regards population, and he is going to ask Mr. McIntyre to comment on this.

Mr. McIntyre stated the statute does not require the city to know exactly how many people live in a house. The statute provides that the estimate of population may be based on the number of dwelling units and the average population per dwelling unit as reported in the last census of the United States, and that is the basis of the population.

Mr. Dunn stated the number of residents on which the 3.3 was computed is the census? Mr. McIntyre replied no, the number of residents is based on the field survey by the planning staff. Councilman McDuffie asked Mr. McIntyre to explain the question he asked several weeks ago about how they came by using Derita Road and taking a right hand street into the elementary school. Mr. McIntyre replied they used Derita Road as the boundary line because the adjacent areas would not qualify as areas, and they were trying to establish general boundaries and not establishing specific streets. Councilman McDuffie stated they used a street rather than going 200 feet north of Derita Road because they might dissect a building or property line. Consequently it does come out that it looks like some people were being favored because they are entirely out and the other side of the street is in. But the boundary line has to be established somewhere and that makes it continuous.

Mr. Dunn stated he is interested in the thought process that determined Derita Road instead of Sugar Creek Road as it leaves the interstate highway. That is the most densely populated area of them all; yet it was excluded and set these angles in order to exclude it. Mr. McIntyre replied they examined this area and it did not have the population density which was required under state statutes. Mr. Dunn replied his area is blank on the map. Mr. McIntyre replied if you actually examine it and count the houses and apply the formula of population per dwelling unit from the United States Census, this area did not qualify; it did not have two persons per acre.

Mr. Hoagland asked the last Council member who spoke what he meant when he referred to people being in the area not annexed as being favored, and those being annexed as not favored? Councilman McDuffie replied he stated it appears that leaving someone out on one side of the street and taking in the other side, that the ones like Mr. Dunn who wants to be left out, appears to be that he has been taken advantage of for some reason or other; that the other side qualified but we left them out intentionally. That is not the case, and he explained how he arrived at a boundary, which is the very question he asked several weeks ago. Mr. Hoagland asked if he is saying to be left out is to be favored? Councilman McDuffie replied he does not recall using the word, but if he said favored, in his (Mr. Dunn's) judgement that is called favored. That he does not. That he thinks it proper and favorable that you be inside the city and help pay for the things you use.

December 1, 1972  
Minute Book 58 - Page 111

Councilman Short asked if any area was left out, in any of the areas, the Derita Hickory Grove or the souther area, that is qualified for annexation? Mr McIntyre replied they examined all areas around the whole realm of the city; they examined them area by area, and all those that qualified were included. Councilman Short asked if he is saying it was done mathematically? There was no chosing? Mr. McIntyre replied the was no chosing; that is right.

ANNEXATION PLAN FOR HICKORY GROVE AREA.

Mr. McIntyre stated proposal No. 3 is generally identified as the Hickory Grove area. This is the area that lies on the northeasterly boundary of the city. Starting at the Norfolk-Southern Railroad, it follows the existing city limits line up until it gets to Plaza Road; at Plaza Road the new limit line begins just beyond Quiet Cove Court; this city limit line would then extend from along Plaza Road Extension just north, northeasterly from Quiet Cove Court, up until it reaches the intersection of Plaza Road with Newell Hickory Grove Road; then it proceeds in a southerly direction along Newell Hickory Grove Road to a property line a short distance north of Delta Lake Drive; it proceeds along property lines in that area in an irregular fashion, coming in a southerly direction until it gets down into the area of Grove Park Subdivision where it follows property lines that were established as a part of the Grove Park Subdivision development going southeasterly along those property lines until it comes to an area of a little development called Chapperall Lane; it follows property lines established as part of the Chapperall Lane Development in an easterly direction along property lines that are the rear lines of lots fronting on Plott Road down to the vicinity of Foxmead Road; then it goes in an easterly direction and crosses Plott Road for some distance over into the area of Melody Lane; following property lines that are part of the Melody Lane development; coming back to Plott Road, and going in a southerly direction along Plott Road until it comes to Robinson Church Road; crossing Robinson Church Road, then going in a westerly direction along Robinson Church Road until it comes to the Newell-Hickory Grove Road; following Newell-Hickory Grove Road to the Norfolk Southern Railroad and the Norfolk Southern Railroad in a westerly direction back to the city limit line.

Mr. McIntyre stated the Hickory Grove Annexation area complies with the requirements of the state statutes in terms of its contiguous boundary with the present city limit line. The aggregate external boundary of the area is 52,560 feet, and 19,280 feet of that boundary coincides with the present city limit line; or 36% of the boundary of the proposed area coincides with the city limit line where the statute requires 1/8 or 12 1/2% of the boundary lines to be contiguous.

In terms of density of population development as required by state statutes, the area qualifies under two counts. One is a population density in excess of two persons per acre; as a matter of fact 2.25 persons per acre. In addition it is subdivided into lots, and tracts in such a manner that it complies with another provision of the state statutes which allows you to qualify an area under the manner in which the area is subdivided into lots and tracts.

Mr. McIntyre stated police protection will be provided to the area on the same basis it is now provided in the present city. For that purpose \$43,000 of general fund revenue will be appropriated to provide police services the first year after annexation. Fire protection to the Hickory Grove annexation area can be provided on a commensurate level from existing fire station 15. The response distance to the most remote point in this area from fire station 15 does not exceed current maximum response distances within the existing city limits. In order to provide reasonable fire protection pending the time when hydrants will be installed throughout the area, there is the interim plan for fire protection as has been provided for the other annexation areas. Tankers will be located at fire station 14 and 15, and from these stations then tankers will be able to respond to fires in the Hickory Grove area, and provide a water supply to that area for fire fighting purposes. Approximately \$63,000 of general funds will be provided for the first year for fire protection. With respect to other city services that will be provided on the same basis they are now provided inside the city, building inspection will have an appropriation of \$11,000; pet department, \$700; traffic engineering, \$14,000; engineering \$13,000; street maintenance, \$128,000; landscaping, \$19,000; refuse collection, \$75,000.

December 1, 1972  
Minute Book 58 - Page 113

He stated major water trunks will be under construction within one year following the effective date of annexation. A major water trunk is a line 12 inches or larger. The cost of these major water trunk lines is \$914,097, and as in the case of the other areas, these improvements will be funded through water and sewer bonds that were approved in the last bond election.

The map in the back of the report shows where the major water trunks lines will be installed. They will be installed along Plaza Road, from its intersection with Milton Road in an easterly direction up to and beyond Newell-Hickory Grove Road out to James Road where a water tank will be installed as part of the development of the system in the area. Another major trunk line is proposed along Newell-Hickory Grove Road extending from the Plaza in a southerly direction down to Robinson Church Road; a trunk line is also to be established from that point along Robinson Church Road in an easterly direction out to Plott Road. An additional line established along Plott Road, from Robinson Church Road, northerly to the outer limits of the proposed annexation area.

Mr. McIntyre stated outfalls and interceptors needed to serve the area will be under contract and construction started within one year from the effective date of annexation. The estimated cost is \$398,000 with the money to be appropriated from funds available in the bond election. He stated the major sewer trunks consists of an outfall line and a pumping station; the outfall line is northwest from Plott Road; a pumping station about at Plott Road, and a force main extending along Plott Road in a southerly direction to Robinson Church Road, and further south than that to the Norfolk-Southern Railroad. The force main, the pumping station, is to carry the sewerage from the area out of the Reedy Creek drainage basin into the McAlpine Creek drainage basin. The force main then will deliver sewerage from the Hickory Grove area into the McAlpine Creek drainage basin at about the Norfolk-Southern Railroad.

Mr. Ron Brown, 6500 Teneck Lane, asked when the last annexation took place? Mr. McIntyre replied it was about 1964. Mr. Brown asked if all these areas have received water and sewer services that were promised to them at that time? Mr. McIntyre replied as far as he knows. A gentleman in the audience stated no, and he was annexed in 1960. That he lives at 4930 Sharon Amity Road, the last house inside the city limits. Mr. Brown asked why he does not have services? That he should be given service before the city starts bugging him. Mr. McIntyre replied he cannot answer that as he is not responsible for water and sewer.

Mr. M. L. Brackett, 4930 North Sharon Amity, stated he has been living here for 24 years. He stated he appreciates the efforts of one of the councilmen in this regard. They have been working on this thing for a long time. That he has been trying to get sewer. They were annexed in 1960. The year before he was annexed his taxes were \$156.00; this year they will be \$1200. That he does not mind paying the taxes if he gets what he is paying for. That he has nine acres of land he bought when he got out of the army in 1945. He built his home out there in 1948 and thoroughly enjoys living there. He would like to stay there but he cannot afford to. He stated he needs the sewer, and has needed it for a long time. They have water - there is water running down both sides of the street - but they do not use it. They are using the same well they drilled in 1946. They are using the septic tank they put in in 1948. Mr. Brackett stated he is not up here talking for or against annexation. He believes in Charlotte; he loves Charlotte; and he has worked for Charlotte. As a matter of fact, his business was liquidated three years ago, and he had to work two and half years out of town, and he commuted 80 miles because he wanted to live in Charlotte. That he does not mind paying for what he gets; but he is not getting what he is paying for. That he does not believe anyone will dispute the fact. All he is saying is if after 12 years you cannot give him sewer, then how are you going to give sewer within 12 months. He stated he thinks he has waited long enough.

December 1, 1972  
Minute Book 58 - Page 114

Councilman Short asked how far the sewer outfall is from Mr. Brackett? Mr. Brackett replied 6/10 of a mile one way and about 6/10 of a mile coming down Shamrock; Councilman Short stated the sewer system does not mean it would be run right to your house, but a system of outfalls would be put in which he can get to. Mr. Brackett stated about a year ago he had an opportunity to develop this property; the people he was working with came to the city's engineering department, and they were told they could not add any more on to the system. It stops at Verndale, just a half a mile from him. He stated Council is telling these people within 12 months construction will begin. All they have to do is to come on down the main road there.

Councilman Short asked if he means they said the system was overloaded? Mr. Brackett replied they said they could not add any more; that he lived at the bottom of the hill; he is the last house inside the city limits. If they could not provide it why did they take him in. That he does not argue about being taken in. Councilman Short stated in other words he offered to use the extension policy that exists? Mr. Brackett replied the people he was dealing with at that time did; but that is all gone by the board now. He stated he was talking to people about developing his nine acres of land; they could not get the sewer because the grade goes down from Verndale; these people were working with the engineering department, putting in pumps and tying on. He stated he has a letter from Mr. Burkhalter and he tells him it will cost \$21,000 to add the sewer to run the line down to him. That he believes the letter says there are only seven houses in that area, and they do not qualify.

Councilman McDuffie asked if he is not saying that for \$21,000 he could have gotten sewerage? Mr. Brackett replied Mr. Burkhalter said in his letter for \$21,000 the sewer line could be extended down there. Then when they came to the engineering department about a year ago, they said they could not add on to it.

Mr. Brown continued saying he knows the councilmembers are conscientious; that he sees Mr. McDuffie out and he would like to compliment him on the railroad tracks out there. That he thinks Mr. McDuffie does an excellent job of getting involved in the things that are going on in the city. He asked if he is real proud of the decision he has made to rob them, as a minority group, of their civil rights to rule their own destiny? That he has made a decision which is contrary to every other decision that he has seen him make; that is to take the ability of a group of people to rule their own destiny. He stated this is giving them a bill of goods which they neither want nor desire, and in some cases some of them do not feel they have the ability to pay it. Every time they come to the City of Charlotte it is thrown at them that they are leeches. That is not true. They produce for the city more than they take out. Show him any city that does not put out an awful lot of money and expects to bring people into the city to spend their money. Those people are producers, and not parasites. That he thinks Council needs to understand that rule very carefully. As Mr. O'Neal has brought out - his point on police was you are taking on 20% more people and 30% more territory and increasing the police budget by approximately 5%. Those figures do not add up. That is what his question was about. Instead of ridiculing him, they should have been listening and trying to get the point he was trying to get across.

Mr. Brown stated when Mr. McIntyre says the major trunks have to be started in 12 months, how long does that mean he has to wait to get his services? Mr. McIntyre replied there is no commitment in the statutes. Mr. Brown stated all you have to do is start. Mr. McIntyre replied that is the requirement of the state statutes that it has to be started. Mr. Brown asked the Council what kind of commitment it can give him to assure him that he is not going to be sitting there 12 years from now waiting for his water and sewer? Can Council give him any kind of commitment? That in 12 months they are going to start construction on the main trunks, and that is all they can say. He stated the city's history has been very, very poor in providing people after annexation.

December 1, 1972  
Minute Book 58 - Page 115.

Councilman Short stated he does not know anything that he has ever heard of in local government that is better funded than the sewer possibilities for this community right now. Mr. Brown replied the reason why is because it does not go into areas just like the gentleman who spoke. If it is difficult to get to, they just do not go to it. All you have to do is go down to the planning department, your water and sewer planning department, and pull out that map and you will see big chunks of areas all throughout the City of Charlotte that have not received the water and sewer as they should have. Councilman Short stated we had something like 12 or 14 million dollars which was approved in the recent bond issue for sewer; we are due to get about 4 1/2 million dollars, something like that, from the state clean water bond issue for sewer. This is expandable by the federal multiplier. That no one really knows the amount, but he thinks you could add it up into the 20s and on up towards 30 million dollars. That is simply funds available for the extension of sewer systems. It is the best funded thing he has ever heard of in government.

Mr. Brown stated he thinks the thing that sticks in most of their craws is that here we have a group of people who he thinks are honest and sincere and they have made a decision that is contrary to their actual conduct of their lives to say to them "you don't know what is best for you; we know what is best for you, and we are going to tell you what we are going to do." To him that is not proper. That is what bothers him, and a lot of people in his area moreso than anything else. That they should have a right to decide their own destiny; not somebody who they have not elected, and have no jurisdiction whatsoever.

Councilman McDuffie stated in the police question - right now there is 600 square miles in the county, and the county police patrol that part outside the city with less than 100 men. So if they have less than 100 men to do 400 square miles, and we add some 20 to 30 patrolmen to do the 30 or 40 square miles we are annexing, that is a better percentage. The point is. Right now for 100 patrolmen to patrol the whole county, you will get much better police protection than you have now.

#### FURTHER STATEMENT ON ANNEXATION FOR AREA SOUTH OF CHARLOTTE.

Mr. Robert Hoagland stated he would like to say a few more words about the area south of Charlotte. In that large area there are many industrial sites and these are office buildings, warehouses and in some cases are manufacturing facilities. They include Package Products, Terrell Machinery Company and Lance, a very big company, and his company, the Cato Corporation. This morning he was talking to Bob Percival of Percival Realty and he is developing an area on I-77 which is to be both an executive park and an industrial park. All these areas are affected. That he has heard it said today that people living outside the county, but coming into the city are in effect leeching off the city by getting their services; on the other hand he has also heard said that, "no, they spend their money here, and that produces taxes as well as business and helps the businesses here." Maybe there are things to be said on both sides of that. He stated he would like to point out what he might call the management viewpoint. That he has been an employee of government. For three years he was a civilian employee for the federal government. Now he is working for a private corporation. That he would just like to ask Council, as elected representatives of the people to not lose site entirely of proper motives. These corporations he has just named, not only buy their supplies in Charlotte, but they provide a lot of employment for people who live in Charlotte. A person does not have to live in Charlotte, they can live in the county. The employment provided by these companies for those who live in the city is rather a benefit than a burden to the city.

He stated the profit motive results in taxes which figures in salaries and results in employment whic puts money in the pockets of the citizens of the city, as well as the county, and enables them to buy more; thus keeping it going. In the last two or three years, business nationwide has not been too

December 1, 1972  
Minute Book 58 - Page 116

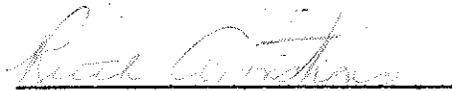
good. When this happens, management has to do something. They have to either raise prices, or cut costs, or both. That he knows these philosophies apply to the government, and we see them both from the local and national level. One of the costs involved is taxes. Right now, these companies are paying for their own water and sewer services. As a matter of fact, his company is paying a guard to provide them with protection. They had a break-in some weeks ago, and the guard could not stop them, and he called the police, but they did not get there for a while. That is the county police, and not the city's responsibility. As he said before, he does not know how much that will be improved if the city police came into the picture. Right now, these companies are paying for the services they get, and it is very carefully budgeted. If their taxes more than double, that is a significant part. The larger the company, the larger the cost. And the company is going to have to do something about it. Before we had wage price controls, the company could just raise the price. That is not good as it increases the cost to the consumer. Another possibility for the company before then, was cutting cost. Now, there is a limit on the extent to which a company can increase its prices; so it has to continue cutting costs. One of the biggest areas for cutting costs is by reducing the number of employees. That he would like to point out the relationship between increases in cost and taxes and payrolls. Payrolls are something that do effect Charlotte, not only because some of the numerous employees of these companies he has named lived in Charlotte, but because practically all of them shop in Charlotte.

HEARING CLOSED.

No one else came forward to speak on the proposed annexations, and Mayor pro tem Alexander declared the hearing closed.

ADJOURNMENT.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the meeting was adjourned.

  
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Ruth Armstrong, City Clerk