

April 10, 1978  
Resolutions Book 13 - Page 239

RESOLUTION OF CITY COUNCIL OF THE CITY OF CHARLOTTE,  
NORTH CAROLINA, APPROVING AMENDMENT NO. 2 -  
REDEVELOPMENT PLAN AND THE FEASIBILITY OF RELOCATION  
FOR WEST MOREHEAD TARGET AREA

WHEREAS, Title I of the Housing and Community Development Act of 1974 (P.L. 93-383) created a new Community Development Funding Program and amended and extended laws related to housing and urban development and for other purposes; and

WHEREAS, the City of Charlotte has submitted an application in accordance with certain well-defined Federal objectives and has received approval from the United States of America for the execution of a comprehensive Community Development Program to be financed with Community Development Block Grant Funds; and

WHEREAS, one of the Community Development target areas for which such Federal funds have been allocated and the application has been approved is identified as "West Morehead Target Area" encompassing the area bounded by Piedmont Northern Railroad, West Second Street and West Stonewall Street on the north, South Tryon Street on the east, West Park Avenue, West Summit Avenue and West Palmer Street on the south, and on the west South Mint Street and South Cedar Street, in the City of Charlotte, State of North Carolina, (herein called the "Locality"); and

WHEREAS, there has been prepared and approved by the City Council of the City of Charlotte (hereinafter called "Governing Body") a Redevelopment Plan for the West Morehead Redevelopment Area dated February, 1976, amended October, 1976, and consisting of 34 pages and 6 exhibits; and

WHEREAS, since the above approval, it has been desirable and in the public interest to further amend said Redevelopment Plan to revise the drawings and text to close a portion of West Palmer Street at South Tryon Street to eliminate a traffic problem at the intersection of West Palmer and South Tryon Streets; acquire additional structures to remove blight and acquire small parcels for assemblage and disposition as industrial sites; extend public improvement activities south of West Bland Street; update the estimated costs and re-schedule financing; and this Amendment No. 2 incorporates into the Redevelopment Plan all changes and additions necessary to effectuate said Amendment; and

WHEREAS, there has been prepared and referred to the Governing Body of the City of Charlotte for review and approval, an Amended Redevelopment Plan for the Project Area dated October, 1977, and consisting of 34 pages and 6 exhibits; and

WHEREAS, a general plan has been prepared and is recognized and used as a guide for the general development of the locality as a whole; and

(Resolution Approving Amendment No. 2 -  
Redevelopment Plan and the Feasibility of  
Relocation for West Morehead Target Area - page 2)

WHEREAS, the Charlotte-Mecklenburg Planning Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting the Amended Redevelopment Plan for the Redevelopment Area and has certified that the Amended Redevelopment Plan conforms to the general plan for the Locality as a whole, and the Governing Body has considered the report, recommendations and certification of the planning body; and

WHEREAS, the Amended Redevelopment Plan for the Project Area prescribes certain land uses for the Redevelopment Area and will require, among other things, changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action; and

WHEREAS, there have also been presented to the Governing Body information and data respecting the relocation program which has been prepared by the Community Development Department as a result of studies, surveys, and inspections in the Redevelopment Area and the assembling and analysis of the data and information obtained from such studies, surveys, and inspections; and

WHEREAS, the members of the Governing Body have general knowledge of the conditions prevailing in the Redevelopment Area and of the availability of proper housing in the Locality for the relocation of individuals and families that may be displaced from the Redevelopment Area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

WHEREAS, it is necessary that the Governing Body take appropriate official action respecting the relocation program and the Amended Redevelopment Plan for the Redevelopment Area in conformity with the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (P. L. 91-646) and the North Carolina Urban Redevelopment Law of 1951, as amended, N. C. G. S. 160 A-500 through 160A 526; and

WHEREAS, the Governing Body is cognizant of the conditions that are imposed in the undertaking and carrying out of Community Development projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, CHARLOTTE, NORTH CAROLINA:

(Resolution Approving Amendment No. 2 -  
Redevelopment Plan and the Feasibility of  
Relocation for West Morehead Target Area - page 3)

1. That it is hereby found and determined that the West Morehead Target Area qualifies under the Community Development Block Grant Program and as an eligible Redevelopment Area under the North Carolina Urban Redevelopment Law of 1951, as amended, N.C.G.S. 160A-500 through 160A-526.

2. That the Amended Redevelopment Plan for the Redevelopment Area, having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Amended Redevelopment Plan with the minutes of this meeting.

3. That it is hereby found and determined that the objectives of the Amended Redevelopment Plan cannot be achieved solely through rehabilitation of the Redevelopment Area.

4. That it is hereby found and determined that the Amended Redevelopment Plan for the Redevelopment Area conforms to the general plan of the Locality.

5. That it is hereby found and determined that the Amended Redevelopment Plan for the Redevelopment Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the urban renewal and conservation of the Area by private enterprise.

6. That it is hereby found and determined that the Amended Redevelopment Plan for the Redevelopment Area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

7. That it is hereby found and determined that the program for the proper relocation of individuals and families displaced in carrying out the Community Development Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Redevelopment Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

(Resolution Approving Amendment No. 2 -  
Redevelopment Plan and the Feasibility of  
Relocation for West Morehead Target Area - page 4)

8. That, in order to implement and facilitate the effectuation of the Amended Redevelopment Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out the Amended Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Amended Redevelopment Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate the Amended Redevelopment Plan.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of April, 1978, the reference having been made in Minute Book 67, and is recorded in full in Resolutions Book 13, at Page 239-242.

Ruth Armstrong  
City Clerk

April 10, 1978  
Resolutions Book 13 - Page 243

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL REAFFIRMING THE  
CITY'S COMMITMENT TO OPEN HOUSING.

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WHEREAS, the practice of housing discrimination threatens not only the rights and privileges of the citizens of this city, but also the institutions and foundations of a free and democratic society; and

WHEREAS, the opportunity to purchase, lease, sell, hold, and convey real property and housing is a right of every person which is not to be constitutionally abridged; and

WHEREAS, discriminatory and segregated housing practices and patterns create and perpetuate conditions which adversely affect the entire community.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that it reaffirms and readopts its commitment to open housing and establishes the following general policy with respect to open housing:

POLICY

Equal opportunity in housing for all persons, regardless of race, color, religion, national origin, sex, age, or physical disability is not only the law of the land, but also the policy of this city. It is the declared intention of this policy that such equal opportunity in housing shall include the financing, selling, purchasing, leasing, renting, or otherwise conveying and occupying of all real property and housing without regard to race, color, religion, national origin, sex, age, or physical disability.

This policy specifically intends to discourage policies and practices of limiting housing opportunities or creating or maintaining segregated housing patterns on the basis of race, color, religion, national origin, sex, age, or physical disability by persons, building contractors, land developers, real estate brokers, agents, or salesmen; or by banks, insurance companies, or other businesses or associations engaged in whole or in part in the making of commercial real estate loans.

To implement this policy, the City Council calls upon individual citizens, neighborhood associations, realtors, developers, and lending institutions to voluntarily work together with public agencies to develop and maintain integrated neighborhoods throughout the community.

Adopted this 10th day of April, 1978.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of April, 1978, the reference having been made in Minute Book 67, page \_\_\_\_\_, and recorded in full in Resolutions Book 13, page 243-244.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of April, 1978.

Ruth Armstrong  
Ruth Armstrong, City Clerk

April 10, 1978 Resolutions Book 13 - Page 245  
N. C. Department of Natural and Economic Resources  
Law and Order Section  
P. O. Box 27687  
Raleigh, North Carolina 27611

Attachment F  
MODEL LOCAL GOVERNMENTAL RESOLUTION  
(See reverse side for policy statement)

WHEREAS, the City of Charlotte herein called the  
(Governing Body of Unit of Government)

"Applicant" has thoroughly considered the problem addressed in the subgrant application entitled Portable Radios and has reviewed the project described in the application; and

WHEREAS, under the terms of Public Law 90-351 as amended, the United States of America has authorized the Law Enforcement Assistance Administration, through the North Carolina Law and Order Section to make federal grants to assist local governments in the improvement of the criminal justice system,

NOW THEREFORE BE IT RESOLVED BY THE City of Charlotte  
(Governing Body of Unit of Government)

IN OPEN MEETING ASSEMBLED IN THE CITY OF Charlotte, North Carolina,  
THIS 10th DAY OF April, 1978, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Applicant and the general public.
2. That The Charlotte Police Department be authorized to file, in behalf of  
(Name and Title of Representative)  
the Applicant, an application in the form prescribed by the Law and Order Section for a subgrant in the amount of \$50,310 to be made to the Applicant to  
(federal dollar request)  
assist in defraying the cost of the project described in the application. This individual shall act as the authorized representative of the Applicant in connection with all aspects of the application process.
3. That if the subgrant is made, the Applicant shall provide or make arrangements to provide, a local cash matching contribution in the amount of \$2,795 as  
(local cash match)  
required by the most current guidelines.
4. That to the full extent the law allows, the applicant agrees that upon submission of an application for this subgrant, the applicant intends to continue the program at its own expense and to appropriate funds therefore subject only to budgetary limitations should the program be useful, effective and pertinent.
5. That applicant understands that approval of the subgrant application in no way implies or commits the United States of America, the Law Enforcement Administration or the Law and Order Section to approve any application for continuation funding or to provide any continuation funding whatsoever; rather, applicant understands that continuation funding will probably not be available and applications therefore will only be considered, if at all, under only unusual circumstances.
6. That the Project Director designated in the application form shall furnish or make arrangements for other appropriate persons for furnish such information, data, documents and reports pertaining to the project, if approved, as may be required by the Law and Order Section.
7. That certified copies of this resolution be included as part of the application referenced above.
8. This resolution having been read aloud in its entirety at the meeting above mentioned, shall be effective upon its adoption and shall be recorded in its entirety in the minutes of City of Charlotte  
(Governing Body of Unit of Government)

I, the undersigned (Clerk) (~~Secretary~~) of City of Charlotte  
(Governing Body of Unit of Government)

do hereby certify the foregoing is an exact copy of a resolution read aloud and adopted by the City Council on the 10th day of April 1978 as  
(Governing Body of Unit of Government)  
by law provided.

Ruth Annotta  
(Clerk) (~~Secretary~~) of (Name of Unit of Government)

April 10, 1978  
Resolutions Book 13 - Page 246

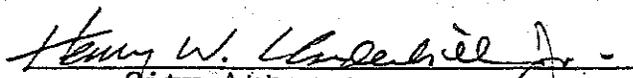
A RESOLUTION AUTHORIZING THE REFUND  
OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector collected taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers made demand in writing for refund of the amounts set out on the schedule within eight years from the date the amounts were due to be paid.
3. The amounts listed on the schedule were collected through clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 10th day of April, 1978, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of April, 1978, the reference having been made in Minute Book 67, and is recorded in full in Resolutions Book 13, at page 246.

Ruth Armstrong, City Clerk

## TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Harris Teeter Super Market	\$1,419.09	Illegal Levy
Francis Raymond Bundy and wife, Shirley W.	41.14	Clerical Error
Charlotte Memorial Gardens	81.58	Illegal Levy
Francis Raymond Bundy & wife, Shirley W.	37.73	Clerical Error
Roy A. Tart & wife, Trudy R.	286.26	Illegal Levy
American Lease Plans, Inc.	114.80	Illegal Levy
Donald Olmstead Evans	4.84	Clerical Error
Juanita Cook Moore	<u>6.95</u>	Illegal Levy
	<u>\$1,992.39</u> =====	

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Form 3530  
Rev. June, 1972—Sheet 4

Extracts from minutes of meeting of the City Council of the City of Charlotte, North Carolina  
held on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

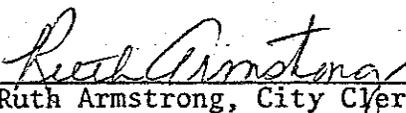
**RESOLUTION**

Be it resolved by the City Council of the City of Charlotte in regular meeting assembled that the Mayor of said City be, and he hereby is, authorized to enter into an agreement with the SEABOARD COAST LINE RAILROAD COMPANY, and to sign same on behalf of said City whereby said Railroad Company grants unto said City the right or license to install and maintain, for the purpose of a sewer main, a line of 8-inch pipe across the right of way and under the main track of said Railroad Company at Charlotte, North Carolina, as particularly described in said agreement, which agreement is dated March 7, 1978, a copy of which agreement is filed with the City Council.

**C E R T I F I C A T I O N**

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolutions adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of April, 1978, and is recorded in full in Resolutions Book 13, at page 248.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of April, 1978.

  
Ruth Armstrong, City Clerk

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH SOUTHERN RAILWAY SYSTEM - SANITARY SEWER CROSSING SOUTHERN RAILROAD TRACKS BETWEEN S. BREVARD STREET AND SOUTH COLLEGE STREET  
516-78-127 633.39**

BE IT RESOLVED by the City Council of the City of Charlotte, that the Mayor and city clerk are hereby authorized to execute an Encroachment Agreement with the Southern Railway System to construct a 15 foot sanitary sewer trunk crossing within the Southern Railway's right of way at a point northeast 895.70 feet from the intersection of East Morehead Street as per map prepared by Charlotte Mecklenburg Utility Department. The City is to pay Fifty Dollars (\$50.00) to the railroad for administrative cost.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk for the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in a regular session convened on the 10th day of April, 1978, the reference having been made in Minuet Book 67, page \_\_\_\_\_, and recorded in full in Resolutions Book 13, page 249.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of April, 1978.

Ruth Armstrong  
City Clerk

ECL/jgr

April 10, 1978  
Resolutions Book 13 - Page 250

"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
APPROVING SALE OF LAND TO MR. WALLACE PAYSOUR  
IN THE GREENVILLE URBAN RENEWAL PROJECT NO. N. C. R-78"

WHEREAS, on the 22nd day of March, 1978, the City of Charlotte received from Mr. Wallace Paysour a proposal to purchase and develop 26,178 square feet of land known as Block No. 3, Parcel No. 10, as designated on a plat entitled "Greenville U. R. Block 3, Lots 10, 14 & 15" prepared by the City of Charlotte, Department of Public Works, Engineering Division, with a neighborhood shopping center, which is in accordance with the Redevelopment Plan for the Project, dated September, 1969, Amended August, 1970, Modified November, 1972, Amended July, 1973, Modified November, 1973, and May, 1974; and

WHEREAS, the proposed developer has submitted a Purchase Contract, Redeveloper's Statement for Public Disclosure and Redeveloper's Statement of Qualifications and Financial Responsibility, and a Good Faith Deposit in the amount of \$2,199.00, representing 10% of the total bid price for the land; and

WHEREAS, Section 160A-514(d) of the North Carolina Urban Redevelopment Law, as amended, requires that the sale of all urban redevelopment land shall be subject to the approval of the Governing Body of the Municipality.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby approve the sale to Mr. Wallace Paysour of 26,178 square feet of land in Block No. 3, Parcel No. 10, in the Greenville Urban Renewal Area, Project No. N. C. R-78, the sales price of which shall be \$21,990.00, to be developed as a neighborhood shopping center, which is in accordance with the Redevelopment Plan for the Project, dated September, 1969, Amended August, 1970, Modified November, 1972, Amended July, 1973, Modified November, 1973, and May, 1974.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of April, 1978, the reference having been made in Minute Book 67, and is recorded in full in Resolutions Book 13, at Page 250.

Ruth Armstrong, City Clerk

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH SOUTHERN RAILWAY SYSTEM - SANITARY SEWER CROSSING SOUTHERN RAILROAD TRACKS BETWEEN S. BREVARD STREET AND SOUTH COLLEGE STREET  
516-78-127 633.39**

BE IT RESOLVED by the City Council of the City of Charlotte, that the Mayor and city clerk are hereby authorized to execute an Encroachment Agreement with the Southern Railway System to construct a 15 foot sanitary sewer trunk crossing within the Southern Railway's right of way at a point northeast 895.70 feet from the intersection of East Morehead Street as per map prepared by Charlotte Mecklenburg Utility Department. The City is to pay Fifty Dollars (\$50.00) to the railroad for administrative cost.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

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Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of April, 1978.

Ruth Armstrong  
City Clerk

ECL/jgr

April 10, 1978  
Resolutions Book 13 - Page 250

"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
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WHEREAS, on the 22nd day of March, 1978, the City of Charlotte received from Mr. Wallace Paysour a proposal to purchase and develop 26,178 square feet of land known as Block No. 3, Parcel No. 10, as designated on a plat entitled "Greenville U. R. Block 3, Lots 10, 14 & 15" prepared by the City of Charlotte, Department of Public Works, Engineering Division, with a neighborhood shopping center, which is in accordance with the Redevelopment Plan for the Project, dated September, 1969, Amended August, 1970, Modified November, 1972, Amended July, 1973, Modified November, 1973, and May, 1974; and

WHEREAS, the proposed developer has submitted a Purchase Contract, Redeveloper's Statement for Public Disclosure and Redeveloper's Statement of Qualifications and Financial Responsibility, and a Good Faith Deposit in the amount of \$2,199.00, representing 10% of the total bid price for the land; and

WHEREAS, Section 160A-514(d) of the North Carolina Urban Redevelopment Law, as amended, requires that the sale of all urban redevelopment land shall be subject to the approval of the Governing Body of the Municipality.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby approve the sale to Mr. Wallace Paysour of 26,178 square feet of land in Block No. 3, Parcel No. 10, in the Greenville Urban Renewal Area, Project No. N. C. R-78, the sales price of which shall be \$21,990.00, to be developed as a neighborhood shopping center, which is in accordance with the Redevelopment Plan for the Project, dated September, 1969, Amended August, 1970, Modified November, 1972, Amended July, 1973, Modified November, 1973, and May, 1974.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of April, 1978, the reference having been made in Minute Book 67, and is recorded in full in Resolutions Book 13, at Page 250.

Ruth Armstrong, City Clerk