

August 12, 1985  
Resolution Book 21 - Page 192

RESOLUTION CLOSING A CERTAIN ALLEYWAY  
BETWEEN SOUTH CALDWELL STREET AND SOUTH  
DAVIDSON STREET IN THE CITY OF CHARLOTTE,  
MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, a Petition has been filed and received in accordance with the provisions of Chapter 160A, Section 299 of the General Statutes of North Carolina, requesting the closing of a certain alleyway in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the City Council has caused to be published a Resolution of Intent to close a certain alleyway, all in accordance with said Statute; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a certain alleyway to be sent registered or certified mail to all owners of property adjoining the said alleyway, and prominently post a notice of the closing and public hearing in at least two places along said alleyway, all in accordance with said Statute; and

WHEREAS, said public hearing was held on the 12th day of August, 1985; and

WHEREAS, no persons, firms, or corporations or parties in interest have appeared in opposition to the closing of said alleyway;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of August 12, 1985, that the Council hereby orders the closing of an alleyway in the City of Charlotte, Mecklenburg County, North Carolina as described below:

Beginning at an old iron in the westerly right of way margin of South Davidson Street, being 120.58 feet from the intersection of East Fourth Street and South Davidson Street. Thence N. 42-52-48 W. 388.01 feet to a point. Said point being an old iron in the easterly right of way margin of South Caldwell Street. Thence with said right of way margin N. 52-42-03 E. 10.02 feet to a point, thence S. 42-53-03 E. 387.81 feet to a point, said point being the westerly right of way margin of South Davidson Street. Thence with said right of way margin S. 51-31-22 W. 10.03 feet to the point or place of beginning and containing 3,874 square feet or 0.089 acres. All as shown on a map prepared by the City of Charlotte Engineering Department dated May 6, 1985.

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BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

Approved as to form:

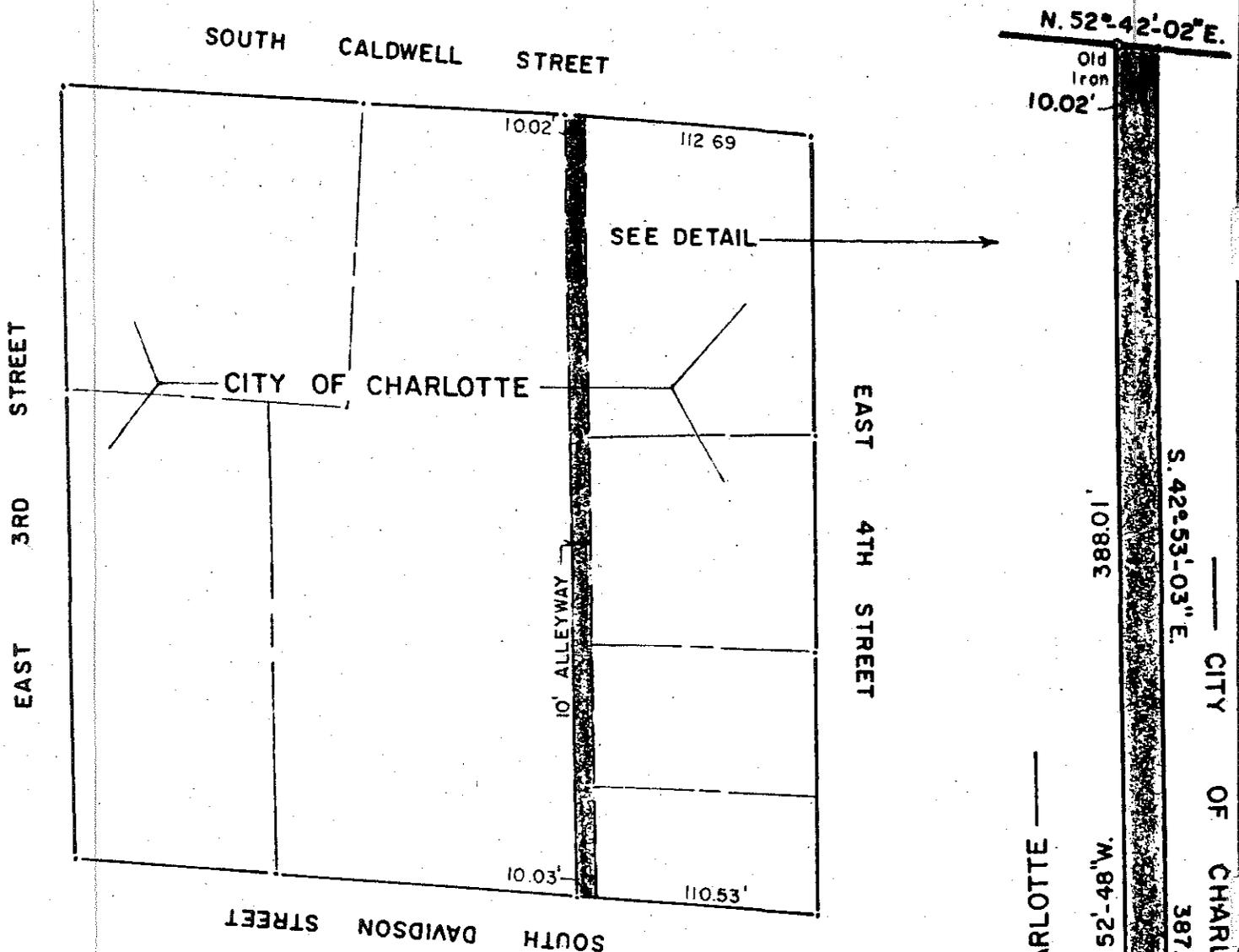
*Ant. J. Douglas Cant*  
City Attorney

CERTIFICATION

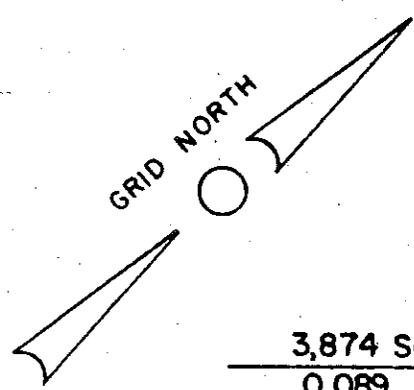
I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of August, 1985, the reference having been made in Minute Book 84, Page         , and recorded in full in Resolution Book 21, Page 192-194.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of August, 1985.

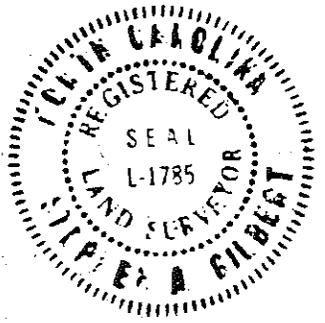
\_\_\_\_\_  
Pat Sharkey, City Clerk



Scale = 1" = 80'



3,874 Sq. Ft. =  
0.089 Ac.



This map was prepared for the purpose of right of way or easement acquisition only, and is not intended to be a boundary survey of the property shown.

This plat was prepared under my supervision, *Stephen A. Gilbert*

 <b>CHARLOTTE</b> ENGINEERING DEPARTMENT		
REVISIONS	<b>10' ALLEY TO BE ABANDONED BY CITY OF CHARLOTTE</b>	JOB NO.
	PROPERTY OF	FILE NO.
		SHEET

August 12, 1985  
Resolution Book 21 - Page 195

RESOLUTION CLOSING THAT CERTAIN 10-FOOT ALLEYWAY RUNNING  
BETWEEN PARK DRIVE AND EAST 5TH STREET AND THAT CERTAIN 10-FOOT  
ALLEYWAY EXTENDING FROM PARK DRIVE APPROXIMATELY 240' TOWARDS EAST 5TH STREET  
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close that certain 10-foot alleyway running between Park Drive and East 5th Street lying in Block 6 as shown on map of Highland Park Company recorded in Map Book 190 at Page 188 of the Mecklenburg County Public Registry; and that certain 10-foot alleyway extending from Park Drive approximately 240' towards East 5th Street lying in Block 5 as shown on map of Highland Park Company recorded in Map Book 190 at Page 188 of the Mecklenburg County Public Registry which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close that certain 10-foot alleyway running between Park Drive and East 5th Street lying in Block 6 as shown on map of Highland Park Company recorded in Map Book 190 at Page 188 of the Mecklenburg County Public Registry; and that certain 10-foot alleyway extending from Park Drive approximately 240' towards East 5th Street lying in Block 5 as shown on map of Highland Park Company recorded in Map Book 190 at Page 188 of the Mecklenburg County Public Registry to be sent by registered or certified mail to all owners of property adjoining the said alleyways, and prominently posted a notice of the closing and public hearing in at least two places along the alleyways, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 12th day of August, 1985, and City Council determined that the closing of said alleyways is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of August 12, 1985, that the Council hereby orders the closing of that certain 10-foot alleyway running between Park Drive and East 5th Street lying in Block 6 as shown on map of Highland Park Company recorded in Map Book 190 at Page 188 of the Mecklenburg County Public Registry; and that certain 10-foot alleyway extending from Park Drive approximately 240' towards East 5th Street lying in Block 5 as shown on map of Highland Park Company recorded in Map Book 190 at Page 188 of the Mecklenburg County Public Registry in the City of Charlotte, Mecklenburg County, North Carolina as described on Exhibit A attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED that a certain copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

JWA018:KRC  
R: 4/23/85/cw

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CERTIFICATION

I, Pat Sharkey, 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 12th day of August, 1985, the reference having been made in Minute Book 84, Page           , and recorded in full in Resolution Book 21, Page 195-196.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of August, 1985.

Pat Sharkey, City Clerk

JWA018:KRC  
R: 4/23/85/cw

August 12, 1985  
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**RESOLUTION CLOSING A PORTION OF BANCROFT STREET  
LOCATED BETWEEN DOGWOOD AVENUE STREET AND  
A DEAD END STREET IN THE CITY OF CHARLOTTE,  
MECKLENBURG COUNTY, NORTH CAROLINA.**

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close A PORTION OF BANCROFT STREET which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close PORTION OF BANCROFT Street to be sent by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along BANCROFT Street, all as required by G. S. 160-299; and

WHEREAS, the public hearing was held on the 12th day of August, 19 85, and City Council determined that the closing of PORTION OF BANCROFT Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of August 12, 19 85, that the Council hereby orders the closing of BANCROFT STREET Street in the City of Charlotte, Mecklenburg County, North Carolina as described below:

BEGINNING at a point in the northeasterly margin of Dogwood Avenue, said point being the southwesterly corner of Lot 1, Block 17 of Graham Heights as shown in Map Book 4, Page 370 in the Mecklenburg County Registry, and running thence with the margin of Bancroft Street four courses as follows: (1) N.32-21-49 E. 182.58 feet; (2) S.66-53 E. 23.74 feet; (3) with the arc of a circular curve to the left having a radius of 50.0 feet an arc distance of 220.04 feet; and (4) S.32-21-49 W. 163.10 feet; thence with an extension of the margin of Dogwood Avenue S.57-25 E. 50.0 feet to the BEGINNING.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

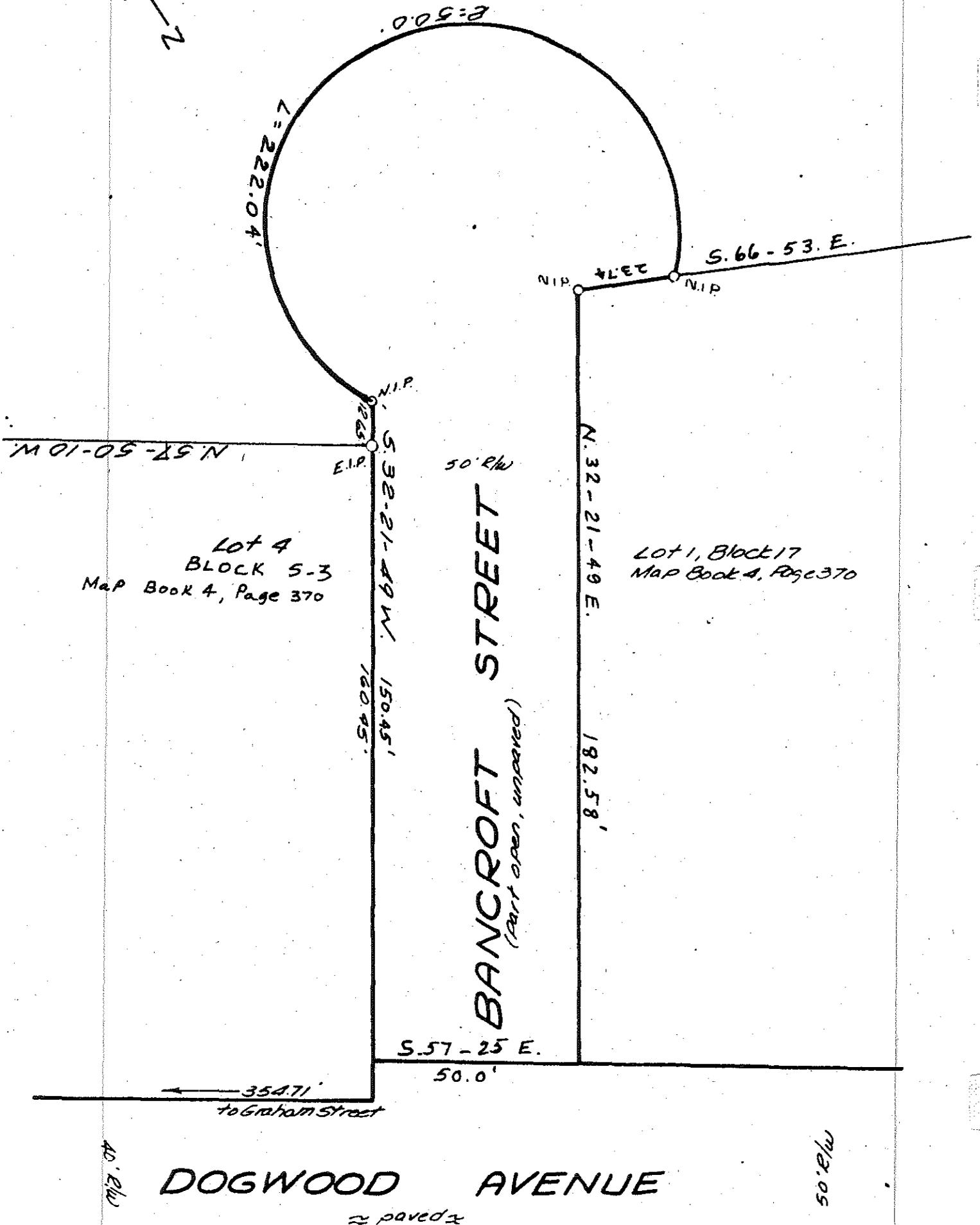
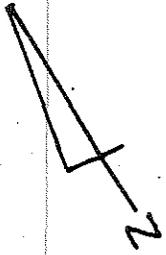
**CERTIFICATION**

I, Pat Sharkey, 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 12th day of August, 19 85, the reference having been made in Minute Book 84, page           , and recorded in full in Resolution Book 21, Page 197-198.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of August, 1985.

Pat Sharkey, City Clerk

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NOTE:  
BOUNDARY FROM MAP BOOK 4, PAGE 370  
& SURVEY BY SAM MALONE DATED  
FEB. 2, 1982

SCALE: 1" = 30'

EXHIBIT "A"  
REQUEST FOR CLOSURE  
BANCROFT STREET

August 12, 1985  
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RESOLUTION OF CITY COUNCIL OF THE CITY  
OF CHARLOTTE, NORTH CAROLINA, APPROVING  
AMENDMENT NO. 2 - REDEVELOPMENT PLAN  
FOR FIRST WARD REDEVELOPMENT AREA

WHEREAS, in accordance with and in furtherance of Article 22, North Carolina Redevelopment Law, as amended, N.C.G.S. 160A-500 et seq., the City of Charlotte has undertaken a redevelopment project (herein called the "Project") identified as "First Ward Redevelopment Area" in the Uptown area of the City of Charlotte, State of North Carolina, hereinafter referred to as the "City"; and

WHEREAS, there has been prepared and approved by the City Council of the City of Charlotte (herein called the "Governing Body") a Redevelopment Plan for the project area, dated April, 1973; and

WHEREAS, there has been prepared and approved by the Governing Body of the City of Charlotte an amended Redevelopment Plan for the project area, dated July, 1980; and

WHEREAS, since the above-cited approval it has become desirable and in the public interest to amend the Redevelopment Plan to reflect changes in land use, zoning, and to incorporate, by reference, the First Ward Plan prepared by Lane, Frenchman and Associates, Inc. and approved in concept by the Governing Body of the City of Charlotte on August 8, 1983, 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 August, 1985; and

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

WHEREAS, the Charlotte-Mecklenburg Planning Commission has submitted to the Governing Body its report and recommendations respecting the Amended Redevelopment Plan for the Project Area and has certified that the Amended Redevelopment Plan conforms to the general plan for the City of Charlotte as a whole, and the Governing Body has duly considered the report and recommendations of the planning body.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled:

1. That it is hereby found and determined that the Project was certified as a blighted area and qualifies as an eligible area under Article 22 of the North Carolina Redevelopment Law, N.C.G.S. 160A-500 through 160A-526.
2. That the amended Redevelopment Plans for such Redevelopment Areas, having been duly reviewed and considered, are hereby approved, and the City Clerk is hereby directed to file copies of the amended Redevelopment Plans with the minutes of this meeting.

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3. 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 City as a whole, for the redevelopment of the areas.

4. 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 Redevelopment Plan.

5. That the First Ward Redevelopment Plan is hereby amended to include, in addition to revisions to the Zoning and Land Use Maps, the recommendations and objectives of the First Ward Plan, "Summary Report" and "Technical Report", both dated May 1, 1983 and approved in concept by City Council on August 11, 1983, the language of which is incorporated in its entirety herein by reference.

RESOLVED, THIS THE 12th DAY OF AUGUST, 1985.

By Order of the City Council of the City of Charlotte

Pat Sharkey, City Clerk

APPROVED AS TO FORM:

*J. Douglas Canty*  
for Henry Underhill, Jr., City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 12th day of August, 1985, the reference having been made in Minute Book 84, and recorded in full in Resolution Book 21, at Page(s) 199-203.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the \_\_\_\_\_ day of August, 1985.

PAT SHARKEY, CITY CLERK

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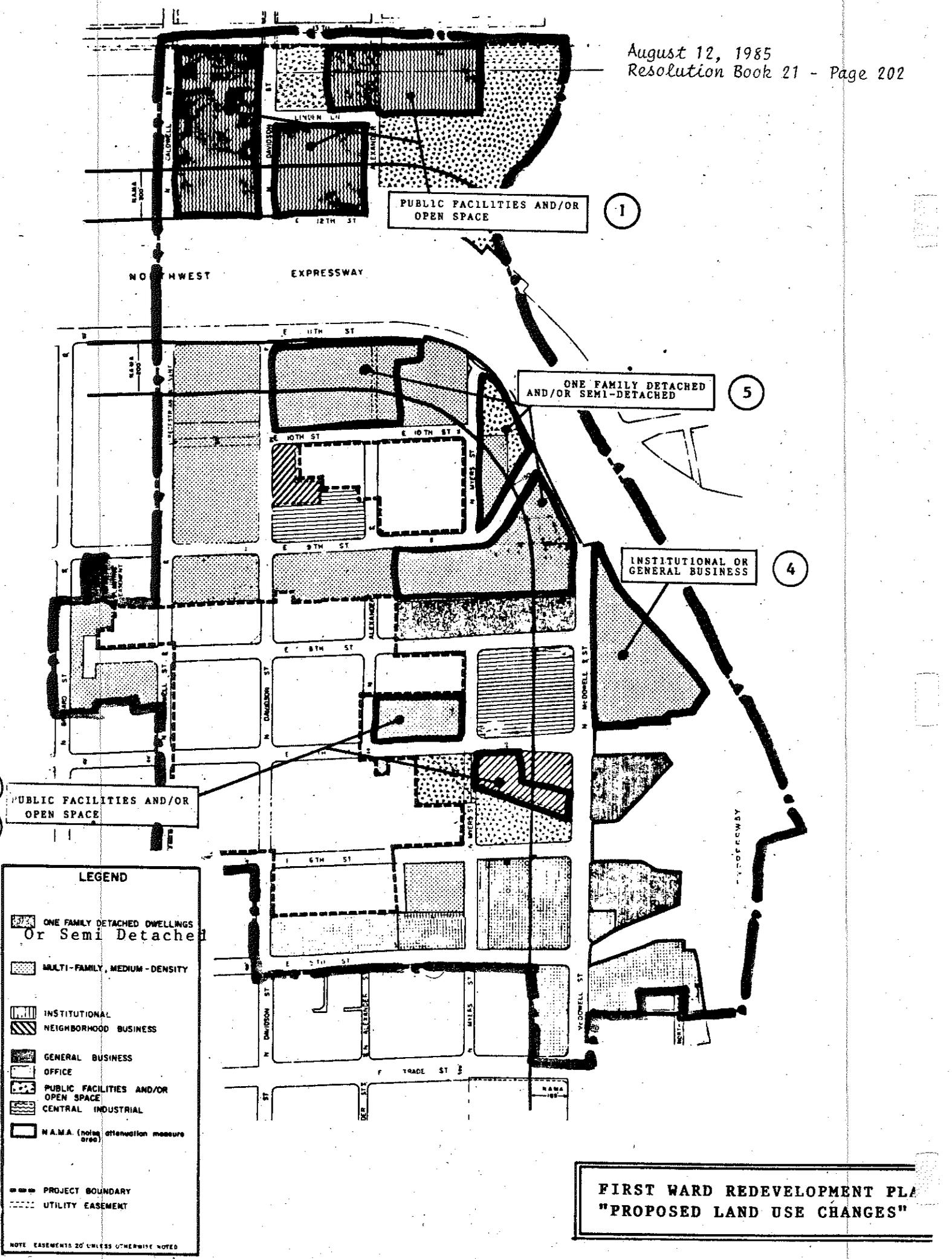
AMENDMENT NO. 2

FIRST WARD REDEVELOPMENT PLAN

SUMMARY OF PROPOSED CHANGES

- I. Revise the Plan to reference the Zoning Ordinance, as amended, in regard to the present Urban Residential Districts, where as, the current Plan makes reference to the now obsolete R-1OMF residential district.
- II. Revise the Plan to include, by reference, the objectives of the First Ward Plan, prepared by Lane, Frenchman and Associates and adopted, in concept, by Council in August, 1983. Specific reference will be made to the proposed housing densities, the need to develop incentives for encouraging new owner-occupied housing and the development of design/development guidelines.
- III. Revise the Redevelopment Plan (R.P.) Map No. 3 "Land Use Plan" to:
  - 1 Change the new Transit Maintenance Facility site's land use designation from "Central Industrial" to "Public Facilities and/or Open Space";
  - 2 Change the AACC (Old Little Rock Church) from "Residential" to "Public Facilities and/or Open Space";
  - 3 Change the additional area for First Ward Park from "Neighborhood Business" to "Public Facilities and/or Open Space";
  - 4 Change property at corner of McDowell & Seventh Streets from "Multi-Family" to "General Business" or "Institutional" depending upon the recommendation of the CMPC; and
  - 5 Change the land at Eleventh, Myers & Ninth from "Public Facilities and/or Open Space" and "Multi-Family" to "One Family Detached and/or Semi-Detached".

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PUBLIC FACILITIES AND/OR OPEN SPACE

1

ONE FAMILY DETACHED AND/OR SEMI-DETACHED

5

INSTITUTIONAL OR GENERAL BUSINESS

4

PUBLIC FACILITIES AND/OR OPEN SPACE

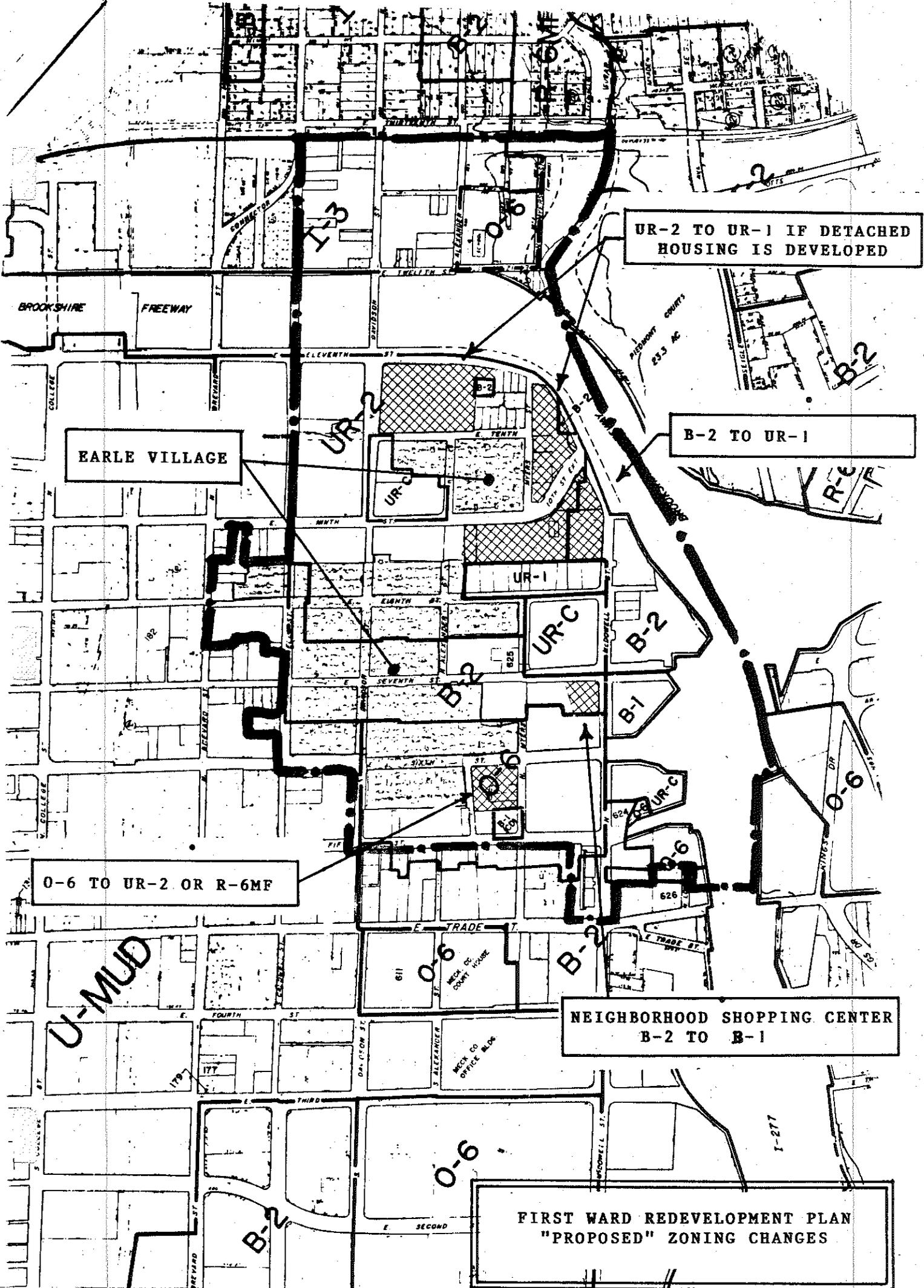
**LEGEND**

- ONE FAMILY DETACHED DWELLINGS Or Semi Detached
- MULTI-FAMILY, MEDIUM-DENSITY
- INSTITUTIONAL
- NEIGHBORHOOD BUSINESS
- GENERAL BUSINESS
- OFFICE
- PUBLIC FACILITIES AND/OR OPEN SPACE
- CENTRAL INDUSTRIAL
- N.A.M.A. (noise attenuation measure area)
- PROJECT BOUNDARY
- UTILITY EASEMENT

NOTE: EASEMENTS 20' UNLESS OTHERWISE NOTED

**FIRST WARD REDEVELOPMENT PLAN  
"PROPOSED LAND USE CHANGES"**

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RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING  
THE FIVE YEAR CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 1986  
to 1990.

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WHEREAS, the City of Charlotte recognizes and intends  
to address the roadway system needs of this growing community; and

WHEREAS, the City of Charlotte desires to enter into a  
Transportation Improvements Agreement with the State of North  
Carolina; and

WHEREAS, the City of Charlotte has a five year Capital  
Improvement Program based on priorities developed in fiscal year  
1985 that balances the potential physical development planning  
with long-range financial capacity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of  
the City of Charlotte, in its regular session duly assembled,  
that it does hereby amend the Capital Improvement Program for  
fiscal years 1986 to 1990 to incorporate a Transportation  
Improvements Agreement with the State of North Carolina with the  
following changes:

- o The North Carolina Department of Transportation will:
  1. Fund all of the Independence Boulevard project from I-277 to Albemarle Road including the matching of any Urban Mass Transportation Administration grant for a busway.
  2. Proceed as quickly as possible to construct the Pineville By-Pass portion of the Outer Belt and to acquire right-of-way for the remaining portions.

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- 3. Assume funding for the two City projects of Idlewild Road Widening and South Boulevard/Woodlawn Road Intersection.
- o The City of Charlotte will:
  - 1. Fund all of the Highway 51 Widening from Pineville to Matthews. The project will include a \$3 million contribution from Mecklenburg County.
  - 2. Increase the project budget of Tyvola Road Extension by approximately \$2.5 million to cover increased right-of-way costs and relocation of the North Carolina Department of Transportation maintenance facility on Yorkmont Road.

This 12th day of August, 1985.

Approved as to form:

Henry W. Underhill, Jr.  
 City Attorney  
 by David M. Smith  
 Asst. City Attorney

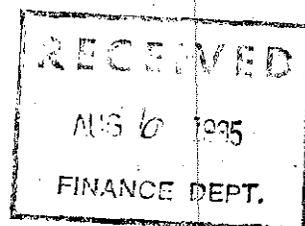
CERTIFICATION

I, PAT SHARKEY, 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 12th day of August, 1985, the reference having been made in Minute Book 84, and recorded in full in Resolution Book 21, at Page(s) 204-205.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of August, 1985.

PAT SHARKEY, CITY CLERK

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A RESOLUTION OF THE CHARLOTTE CITY COUNCIL

WHEREAS, the City of Charlotte, North Carolina is in the process of planning certain improvements to Charlotte/Douglas International Airport (the "Airport"); and

WHEREAS, certain of the improvements will be leased to and/or used by certain commercial and private entities and individuals; and

WHEREAS, in furtherance of the construction of the improvements, the Charlotte City Council has heretofore adopted certain ordinances providing for appropriations for design and project management costs at the Airport;

NOW, THEREFORE, the Charlotte City Council agrees as follows:

Section 1. The City of Charlotte, North Carolina (the "City") proposes the construction of certain improvements (the "Project") at Charlotte/Douglas International Airport (the "Airport"), including reconstruction of Runway 18L/36R, construction and reconstruction at Taxiway "A", reconstruction of Taxiway "C", construction at Taxiway "D", construction at ramps "A", "C" and "D", construction, reconstruction and remodeling of concourse areas, including construction at concourse "A" and at concourse "D" and expansion of concourse "C", expansion and remodeling of the terminal building, construction of airport overlook areas, storm retention basins, airfield improvements, new gates, connector roadways, and general aviation facilities, the acquisition of certain land and certain aviation easements, construction of rental car facilities, construction of airfield maintenance facilities and aviation fuel storage facilities, the construction of certain parking facilities, including long-term parking lots, parking decks and employee lots, construction of terminal building cooling towers and midfield refueling islands, expansion of the fuel farm, construction of cargo buildings and cargo ramps, and related facilities.

Section 2. The City expects that the Project will cost an amount not to exceed \$150,000,000, inclusive of interest during the period of construction, underwriting discount or commissions, if any, and legal, accounting, financing and printing expenses.

Section 3. The City agrees to issue its revenue bonds in an amount not to exceed \$150,000,000 pursuant to The State and Local Government Revenue Bond Act, G.S. 159-80 et seq. The revenue bonds shall not constitute or give rise to a pecuniary liability

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of the City or a charge against its general credit or taxing power.

Section 4. It is the City's intention that this resolution shall constitute an "official action" on the part of the City within the meaning of Section 1.103-(8)(a)(5) of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1954, as amended.

APPROVED AS TO FORM:

H. Michael J.  
Deputy City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 12th day of August, 1985, the reference having been made in Minute Book 84, and recorded in full in Resolution Book 21, at Page(s) 206-207.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of August, 1985.

\_\_\_\_\_  
PAT SHARKEY, CITY CLERK

August 12, 1985  
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RESOLUTION AMENDING THE PAY PLAN  
OF THE  
CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by the City Council to be effective October 1, 1960, as subsequently amended, is hereby further amended by changing the Pay Range of Class No. 2416, Customer Service Superintendent, from Pay Range 23 to Pay Range 25, Pay Steps A-F inclusive.

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption.

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 12th day of August, 1985, the reference having been made in Minute Book 84, and is recorded in full in Resolution Book 21 at Page 208.

Pat Sharkey  
City Clerk

August 12, 1985  
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RESOLUTION AMENDING THE PAY PLAN

OF THE  
CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by the City Council to be effective October 1, 1960, as subsequently amended, is hereby further amended as follows:

ADD THE FOLLOWING CLASSES:

<u>Class Title</u>	<u>Class No.</u>	<u>Pay Range</u>	<u>Pay Steps</u>
Planning Manager	2121	Mgt. Pay Plan	\$36,165-46,431
Planning Coordinator	2115	23	A-F

CHANGE THE FOLLOWING CLASS:

<u>Class Title</u>	<u>Class No.</u>	<u>Pay Range</u>	<u>Pay Steps</u>
Planner III	2112	25 to 26	A-F

DELETE THE FOLLOWING CLASSES:

<u>Class Title</u>	<u>Class No.</u>	<u>Pay Range</u>	<u>Pay Steps</u>
Area Planning Administrator	2118	23	A-F
Land Development Coordinator	2116	23	A-F
Zoning Coordinator	2114	26	A-F
Assistant Planning Director	2122	Mgt. Pay Plan	\$38,392-53,749

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption.

APPROVED AS TO FORM:

*Henry W. Underhill Jr.*  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of August, 1985, the reference having been made in Minute Book 84, and is recorded in full in Resolution Book 21 at Page 209.

Pat Sharkey  
City Clerk

August 12, 1985  
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COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Spaugh and seconded by  
Councilmember Myrick for the adoption of the following  
Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans to make certain street and highway improvements within this Municipality under Project 8.2670102, Mecklenburg County, said plans consisting of the improvement and construction of SR 1009 (Old Monroe Road) from south of Hollow Drive to south of Green Gardens Place as shown on the attached Exhibit "A"; and,

WHEREAS, said Department of Transportation and this Municipality propose to enter into an Agreement for the above-captioned project whereby this Municipality agrees: (1) to effect the necessary adjustment of any utilities under franchise without cost to the Department of Transportation, and (2) to provide for the adjustment of any municipally owned utilities without cost to the Department of Transportation, except that said Department will reimburse this Municipality in accordance with said Department's Municipally Owned Utility Policy; and,

WHEREAS, said Department of Transportation agrees to acquire the right of way and construct the project in accordance with the approved project plans; and,

WHEREAS, the Department will place provisions in the construction contract for the adjustment and relocation of sewer lines, subject to be reimbursed by the Municipality after the completion of construction.

WHEREAS, the Department will place provisions in the construction contract for the contractor to install 5-foot sidewalks along both sides of the project, subject to be reimbursed by the Municipality after the completion of construction.

WHEREAS, the Agreement will further provide for the establishment, maintenance, and enforcement of traffic operating controls for the regulation and movement of traffic on the project upon its completion.

NOW, THEREFORE, BE IT RESOLVED that Project 8.2670102, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Pat Sharkey, Clerk of the Municipality of Charlotte, do hereby certify that the foregoing is a true and correct copy of excerpts from the Minutes of the meeting of the City Council duly held on the 12th day of August, 1985.

WITNESS, my hand and the official seal of said Municipality on this the 13th day of August, 1985.

(SEAL)

CLERK  
MUNICIPALITY OF CHARLOTTE  
NORTH CAROLINA

August 12, 1985  
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RESOLUTION

Resolution authorizing the filing of applications with the North Carolina Department of Transportation for a Rideshare Grant.

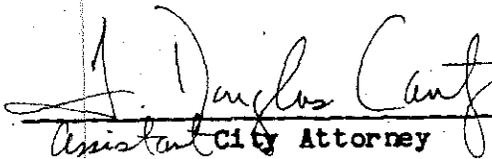
WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services:

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

1. That the City Manager is authorized to execute and file applications on behalf of the City of Charlotte with the North Carolina Department of Transportation to aid in the financing of Rideshare Grant for Fiscal Year 1986.
2. That the City Manager is authorized to execute and file with such applications an assurance or any other document required by the North Carolina Department of Transportation.
3. That the Director of the Charlotte Department of Transportation is authorized to furnish such additional information as the N. C. Department of Transportation may require in connection with the application for the project.
4. That the City Manager or his designee is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the Mayor is authorized to execute grant agreements and any amendments thereto on behalf of the City of Charlotte with the North Carolina Department of Transportation for aid in the financing of the Rideshare projects.

Approved as to form:

  
 Assistant City Attorney

August 12, 1985  
Resolution Book 21 - Page 212

**CERTIFICATE**

The undersigned duly qualified and acting City Clerk of the City of Charlotte certifies that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the Charlotte city Council held on August 12, 1985.

If applicant has an official seal, impress here.

\_\_\_\_\_  
Pat Sharkey  
City Clerk

August 15, 1985  
Date

August 12, 1985  
Resolution Book 21 - Page 213

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A "NOTICE OF LIMITATION OF USE" REGARDING RAMBLEWOOD PARK; CAUSE THE SAME TO BE FILED WITH THE REGISTER OF DEEDS IN MECKLENBURG COUNTY; AND EXECUTE AN AFFIDAVIT EVIDENCING THE FOREGOING ACTIONS FOR FORWARDING TO THE NORTH CAROLINA DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT.

WHEREAS, the City Council of the City of Charlotte by resolution of July 28, 1980, authorized application for a federal grant of \$125,000 for development of Ramblewood Park off Nations Ford Road; and

WHEREAS, a condition of the federal grant was that a "Notice of Limitation of Use" to "public outdoor recreational uses" be filed with the Register of Deeds and an affidavit of filing be forwarded to the North Carolina Department of Natural Resources and Community Development; and

WHEREAS, the grant funds have been received, the park has been developed, and the project is ready to be closed out except for execution of the Notice of Limitation of Use and Affidavit.

NOW, WHEREFORE, the City Council of the City of Charlotte hereby resolves that the Mayor is authorized to: execute a "Notice of Limitation of Use" regarding Ramblewood Park; cause the same to be filed with the Register of Deeds in Mecklenburg County; and execute Affidavits evidencing the foregoing actions for forwarding to the North Carolina Department of Natural Resources and Community Development.

This 12th day of August, 1985.

Approved as to form:

*Henry W. Underhill Jr.*  
City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 12th day of August, 1985, the reference having been made in Minute Book 84, and recorded in full in Resolution Book 21, at Page(s) 213.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of August, 1985.

\_\_\_\_\_  
PAT SHARKEY, CITY CLERK

August 12, 1985  
Resolution Book 21 - Page 214

RESOLUTION DECLARING AN INTENT TO ABANDON AND  
CLOSE A PORTION OF CHERRY STREET LOCATED  
BETWEEN BAXTER STREET AND KINGS DRIVE  
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY,  
NORTH CAROLINA.

WHEREAS, Webb/Kuester Partnership 101 has filed a Petition to close a portion of Cherry Street in the City of Charlotte; and

WHEREAS, a portion of Cherry Street petitioned to be closed lies at Southwest end of Cherry Street between Kings Drive and Baxter Street, as shown on a map marked "Exhibit A", and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for four successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of Monday, August 12, 1985, that it intends to close a portion of Cherry Street lying between Baxter Street and Kings Drive, said street (or portion thereof) being more particularly described on a map and by a metes and bound description available for inspection in the City Clerk's Office, and hereby calls a public hearing on the question to be held at 7:30 p.m., on Monday, the 9th day of September, 1985, at Alexander Graham Junior High. The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for four successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

CERTIFICATION

I, PAT SHARKEY, 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 12th day of August, 1985, the reference having been made in Minute Book 84, and recorded in full in Resolution Book 21, at Page(s) 214-216.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of August, 1985.

PAT SHARKEY, CITY CLERK

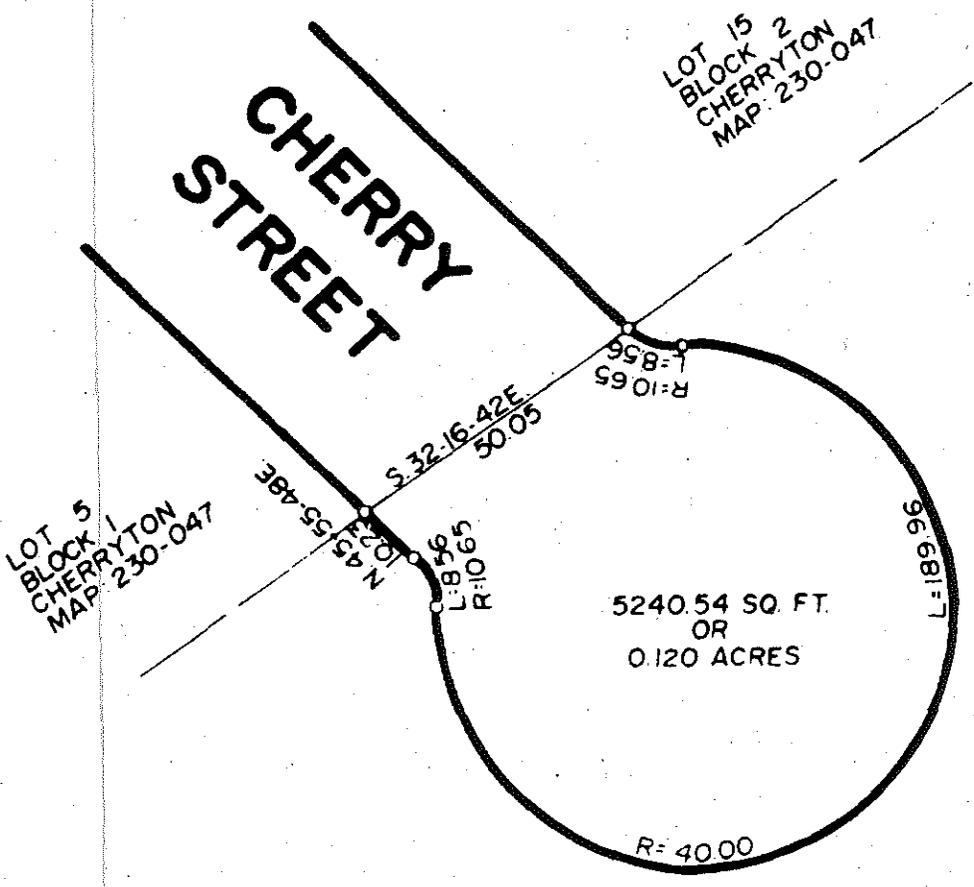
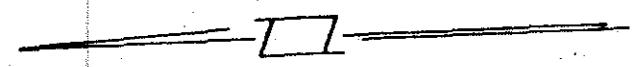
August 12, 1985

Resolution Book 21 - Page 215

THIS IS TO CERTIFY THAT ON THE 24<sup>th</sup> DAY OF APRIL 1985 I SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDINGS IF ANY ARE AS SHOWN HEREON.

EXHIBIT A

SIGNED R. B. PHARR  
R. B. PHARR & ASSOCIATES, REGISTERED SURVEYORS



KUESTER DEV.

MAP OF SURVEY

CHERRY STREET CUL-DE-SAC

CHARLOTTE, N. C.

SCALE 1" = 30'

August 12, 1985  
Resolution Book 21 - Page 216

EXHIBIT B

Metes and Bounds Description

Beginning at a point located on the easterly margin of Cherry Street, said point being the northwesterly corner of Lot 15, Block 2 of Cherryton Subdivision as recorded in Map Book 230, Page 47 of the Mecklenburg County Registry and runs thence with the margin of the Cherry Street cul-de-sac in four courses as follows: 1) with the arc of a circular curve to the left having a radius of 10.65 feet, a distance of 8.56 feet to a point; 2) with the arc of a circular curve to the right having a radius of 40.00 feet a distance of 189.96 feet to a point; 3) with the arc of a circular curve to the left having a radius of 10.65 feet, a distance of 8.56 feet to a point; 4) N. 45-55-48 E. 10.23 feet to a point, said point being the southwesterly corner of Lot 5, Block 1 of Cherryton Subdivision as recorded in Map Book 230, Page 47 of the Mecklenburg County Registry; thence with a new line crossing Cherry Street S. 32-16-42 E. 50.05 feet to the point and place of beginning. Containing 5240.54 square feet or 0.120 acres as shown on map entitled Cherry Street cul-de-sac prepared by R. B. Pharr & Associates dated April 24, 1985.

August 12, 1985  
Resolution Book 21 - Page 217

RESOLUTION DECLARING AN INTENT TO  
ABANDON AND CLOSE THREE (3) ALLEYS  
LOCATED IN THE BLOCK BOUNDED BY  
WEST NINTH STREET, NORTH SMITH STREET,  
WEST EIGHTH STREET AND NORTH GRAHAM  
STREET, IN THE CITY OF CHARLOTTE,  
MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, NCF FINANCIAL CORPORATION and VICTORIA PROPERTIES,  
INC., have filed a Petition to close three (3) alleys in the City  
of Charlotte; and

WHEREAS, the three (3) alleys petitioned to be closed lie  
in the block bounded by West Ninth Street, North Smith Street,  
West Eighth Street and North Graham Street, and are more  
particularly described by metes and bounds in a document marked  
Exhibit A and are shown on a map marked Exhibit B, both of which  
are available for inspection in the Office of the City Clerk,  
City Hall, Charlotte, North Carolina, (the three (3) alleys are  
collectively called the "alleys").

WHEREAS, the procedure for closing streets and alleys as  
outlined in North Carolina General Statutes, Section 160A-299,  
requires that Council first adopt a resolution declaring its intent  
to close the street and calling a public hearing on the question;  
said Statute further requires that the resolution shall be  
published once a week for four successive weeks prior to the  
hearing, and a copy thereof be sent by registered or certified  
mail to all owners of property adjoining the alleys as shown on  
the county tax records, and a notice of the closing and public  
hearing shall be prominently posted in at least two places along  
each of said alleys; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City  
of Charlotte, at its regularly scheduled session of August 12,  
19 85, that it intends to close the alleys lying in the block  
bounded by West Ninth Street, North Smith Street, West Eighth  
Street and North Graham Street, said alleys being more particularly  
described on a map and by a metes and bounds description available  
for inspection in the City Clerk's Office, and hereby calls a  
public hearing on the question to be held at 7:30.m. on  
Monday, the 9th day of September, 19 85, at  
Alexander Graham Junior High School. The City Clerk is  
hereby directed to publish a copy of this resolution in the  
Mecklenburg Times once a week for four successive weeks next  
preceding the date fixed here for such hearing, as required by  
N.C.G.S. §160A-299.

CERTIFICATION

I, PAT SHARKEY, 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 12th day of August, 19 85, the reference having been  
made in Minute Book 84, and recorded in full in Resolution Book  
21, at Page(s) 217-222.

WITNESS my hand and the corporate seal of the City of Charlotte,  
North Carolina, this the 14th day of August, 19 85.

PAT SHARKEY, CITY CLERK

EXHIBIT A

PARCEL I:

LYING AND BEING in the City of Charlotte, County of Mecklenburg, State of North Carolina, and being more particularly described as follows:

BEGINNING at a point located in the southwesterly margin of the right-of-way of West Ninth Street, which point is located 180.00 Feet along said right-of-way from the point of intersection of the southwesterly margin of the right-of-way of West Ninth Street and the northwesterly margin of the right-of-way of North Graham Street and running thence from said beginning point with the southeasterly line of a 10-foot alleyway, South 50-16-18 West 127.79 Feet to a point; thence North 42-05-24 West 9.91 Feet to a point in the southeasterly line of Tract One described in deed recorded in Book 5007, Page 399, Mecklenburg County Public Registry; then with the line of said Tract One North 50-24-57 East 127.81 Feet to an existing iron pin located in the southwesterly margin of the right-of-way of West Ninth Street (the Beginning Point in said Tract One); thence with the southwesterly margin of the said right-of-way, South 42-05-24 East 9.59 Feet to the BEGINNING, containing 1,245 square feet or 0.029 acres, according to survey prepared by Jack R. Christian & Associates Surveying dated August 1, 1984 and revised April 2, 1985, to which survey reference is hereby made for a more particular description of said property.

PARCEL II:

LYING AND BEING in the City of Charlotte, County of Mecklenburg, State of North Carolina, and being more particularly described as follows:

BEGINNING at an existing iron pin in the southeasterly margin of the right-of-way of North Smith Street located N. 50-24-55 E. 145.00 feet with the southeasterly margin of the right-of-way of North Smith Street from the intersection of the southeasterly margin of the right-of-way of North Smith Street with the northeasterly margin of the right-of-way of West Eighth Street; and runs thence from the BEGINNING with the boundary of the Victoria Properties, Inc. land four (4) courses and distances as follows: (1) S. 38-55-15 E. 148.49 feet to an existing iron pin; (2) S. 40-49-29 E. 38.06 feet to an existing iron pin; (3) S. 49-55-38 W. 55.25 feet to an existing iron pin; and (4) S. 40-14-49 E. 57.44 feet to an existing iron pin; thence N. 50-05-42 E. 7.70 feet to a point; thence N. 40-31-14 W. 47.78 feet to an existing iron pin; thence N. 50-08-45 E. 45.00 feet to a point in the northwesterly corner of a 9-foot alley; thence with the northwesterly margin of the 9-foot alley N. 50-08-45 E. 9.00 feet to a point in the northeasterly corner of the 9-foot alley; thence N. 50-08-45 E. 1.64 feet to a point; thence N. 39-29-34 W. 136.27 feet to a point; thence N. 37-29-31 W. 60.13 feet to a point in the southeasterly margin of the right-of-way of North Smith Street; thence with the southeasterly margin of the right-of-way of North Smith Street S. 50-24-55 W. 9.5 feet to the BEGINNING, according to survey

August 12, 1985  
Resolution Book 21 - Page 219

prepared by Jack R. Christian & Associates Surveying dated August 1, 1984 and revised April 2, 1985 to which survey reference is hereby made for a more particular description of said property.

PARCEL III:

LYING AND BEING in the City of Charlotte, County of Mecklenburg, State of North Carolina, and being more particularly described as follows:

BEGINNING at a point in the northwesterly margin of the right-of-way of North Graham Street located N. 50-16-18 E. 135.50 feet with the northwesterly margin of the right-of-way of North Graham Street from the intersection of the northwesterly margin of the right-of-way of North Graham Street with the northeasterly margin of the right-of-way of West Eighth Street; and runs thence from the BEGINNING with the northwesterly margin of the right-of-way of North Graham Street N. 50-16-18 E. 9.00 feet to a point; thence N. 40-31-12 W. 198.07 feet to a point in an 8-foot alley; thence with the 8-foot alley S. 50-08-45 W. 9.00 feet to a point; thence S. 40-31-12 E. 198.05 feet to the BEGINNING, containing 1,782 square feet or 0.041 acre, according to survey prepared by Jack R. Christian & Associates Surveying, dated August 1, 1984 and revised April 2, 1985, to which survey reference is hereby made for a more particular description of said property.





August 12, 1985  
Resolution Book 21 - Page 222

NORTH GRAHAM STREET

6" Water Line (Approx Location)

S. 50-16-18 W

395.76

EXHIBIT "B"

6" Chain Link  
Fence



NCF FINANCIAL CORPORATION

NCF FINANCIAL CORPORATION

1.782 SQ. FT. - 0.041 ACRES

N. 40-31-12 W.

50.861

198.07

S. 40-31-12 E.

10' Alley

6" Ash

6" Chain

S. 50-08-45 W

S. 40-31-14 E.

REVISED APRIL 2, 1985

LEAF-TRENT, INC.

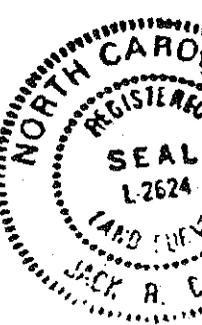
BOUNDARY AND  
TOPOGRAPHIC SURVEY

CITY OF CHARLOTTE

MECKLENBURG COUNTY  
NORTH CAROLINA

JACK R. CHRISTIAN & ASSOCIATES -  
SURVEYING

413-172 N TRYON ST - CHARLOTTE, N.C.



DATE: AUGUST  
SCALE: 1" = 20'  
FILE # 44-08

August 12, 1985  
Resolution Book 21 - Page 223

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE A PORTION OF BLYTHE BOULEVARD AND DEDICATE A NEW PORTION OF BLYTHE BOULEVARD LOCATED BETWEEN BRUNSWICK AVENUE AND SCOTT AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, The Charlotte-Mecklenburg Hospital Authority has filed a petition to close a portion of Blythe Boulevard and dedicate a new portion to Blythe Boulevard in the City of Charlotte; and

WHEREAS, the portion of Blythe Boulevard petitioned to be closed and the portion of Blythe Boulevard petitioned to be dedicated both lie between Brunswick Avenue and Scott Avenue as shown on maps marked "Exhibit A" and "Exhibit B," and more particularly described by metes and bounds descriptions in documents marked "Exhibit C" and "Exhibit D," all of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for four consecutive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of August 12, 1985, that it intends to close a portion of Blythe Boulevard lying between Brunswick Avenue and Scott Avenue and dedicate a new portion of Blythe Boulevard lying in the same approximate location, said portions being more particularly described on maps and by metes and bounds descriptions available for inspection in the City Clerk's Office, and hereby calls a public hearing on the question to be held at 7:30 p.m. on Monday, the 9th day of September, 1985, at Alexander Graham Junior High School. The City Clerk is directed to publish a copy of this resolution in the Mecklenburg Times once a week for four successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

CERTIFICATION

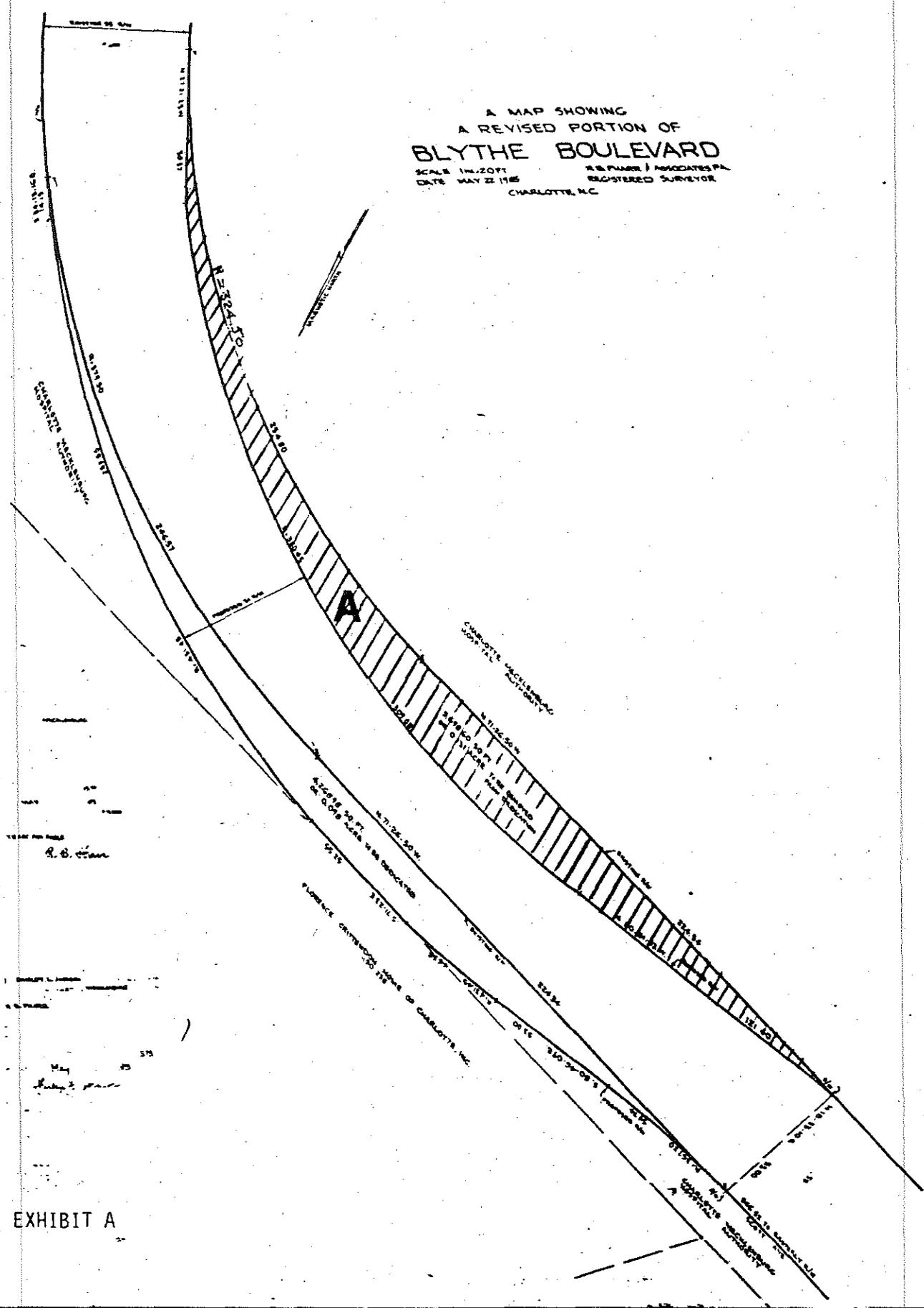
I, PAT SHARKEY, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of August, 1986, the reference having been made in Minute Book 84, and recorded in full in Resolution Book 21, at Page(s) 223-227.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of August, 1985.

\_\_\_\_\_  
PAT SHARKEY, CITY CLERK

August 12, 1985  
Resolution Book 21 - Page 224

A MAP SHOWING  
A REVISED PORTION OF  
**BLYTHE BOULEVARD**  
SCALE 1"=20 FT  
DATE MAY 22 1985  
R. B. FARRIS / ASSOCIATES P.A.  
REGISTERED SURVEYOR  
CHARLOTTE, N.C.



8.6.00am

EXHIBIT A



August 12, 1985  
Resolution Book 21 - Page 226

PORTION OF BLYTHE BOULEVARD TO BE REMOVED FROM DEDICATION

From the easterly margin of Scott Avenue along the northerly margin of Blythe Boulevard, S. 71-26-50 E. 566.52 feet; thence S. 18-33-10 W., a distance of 55 feet across Blythe Boulevard to a point on the southerly margin of Blythe Boulevard which is the point of beginning. From the point of beginning as follows: (1) S. 71-26-50 E., a distance of 224.34 feet to a point; (2) in a southeasterly direction with the arc of a circular curve to the right having a radius of 324.50 feet, a distance of 254.80 feet to a point; (3) N. 27-21-25 W., a distance of 58.37 feet to a point; (4) in a northwesterly direction with the arc of a circular curve to the left having a radius of 380.45 feet, a distance of 309.08 feet to a point; (5) N. 80-01-32 W., a distance of 121.40 feet to the point and place of beginning. Containing 5,698.60 square feet or 0.131 acre as shown on a map prepared by R. B. Pharr & Associates, dated May 15, 1985.

EXHIBIT C

August 12, 1985  
Resolution Book 21 - Page 227

Description on a portion of Blythe Boulevard to be dedicated.

Beginning at a point located on the northerly margin of Blythe Boulevard, said point located S. 71-26-50 E. 566.52 feet as measured along the northerly margin of Blythe Boulevard from the easterly margin of Scott Avenue, and runs thence with the proposed northerly margin of Blythe Boulevard as follows: (1) in an easterly direction with the arc of a circular curve to the left having a radius of 367.20 feet, a distance of 59.74 feet to a point; (2) S. 80-46-09 E. 53.0 feet to a point; (3) with the arc of a circular curve to the right having a radius of 431.45 feet, a distance of 44.38 feet to a point; (4) S. 71-23 E. 52.55 feet to a point; (5) with the arc of a circular curve to the right having a radius of 431.45 feet, a distance of 253.55 feet to a point; (6) S. 34-13-16 E. 14.13 feet to a point on the existing northeasterly margin of Blythe Boulevard; thence with the northeasterly margin of Blythe Boulevard as follows: (1) in a northwesterly direction with the arc of a circular curve to the left having a radius of 379.50 feet, a distance of 246.57 feet; (2) N. 71-26-50 W. 224.34 feet to the point and place of beginning. Containing 4,268.98 square feet or 0.098 acre as shown on map prepared by R.B. Pharr & Associates, dated May 22, 1985.

*R. B. Pharr*

R. B. Pharr

N.C. Registered Land Surveyor

EXHIBIT D

August 12, 1985  
Resolution Book 21 - Page 228

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE  
UNUSED RIGHT OF WAY OF NORTH PINE STREET LOCATED ON  
THE NORTHWEST CORNER OF THE NORTH PINE STREET-WEST TRADE  
STREET INTERSECTION IN THE CITY OF CHARLOTTE, MECKLENBURG  
COUNTY, NORTH CAROLINA.

WHEREAS, Federal Plaza Associates has filed a Petition to close unused right of way of North Pine Street in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the unused right of way of North Pine Street to be closed lie at the northwest corner of North Pine Street-West Trade Street intersection as shown on maps marked Exhibit "A" and is more particularly described by metes and bounds in a document marked Exhibit "B", all of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and public alleyways as outlined in North Carolina General Statutes, Chapter 160A, Section 299 requires that Council adopt a Resolution declaring its intent to close the street or public alleyway and calling a public hearing on the question; said Statute further requires that the Resolution shall be published once a week for four (4) successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street or public alleyway as shown on the County tax records, and a notice of the closing and public hearing shall be prominently posted in at least two (2) places along said street or public alleyway; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of August 12, 1985, that it intends to close the unused right of way of North Pine Street, said street being more particularly described on a map and by a metes and bound description available for inspection in the City Clerk's Office, and hereby calls a public hearing on the question to be held at 7:30 p.m., on Monday, the 9th day of September, 1985, at Alexander Graham Jr. Hl.. The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for four successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

CERTIFICATION

I, PAT SHARKEY, 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 12th day of August, 1985, the reference having been made in Minute Book 84, and recorded in full in Resolution Book 21, at Page(s) 228-230.

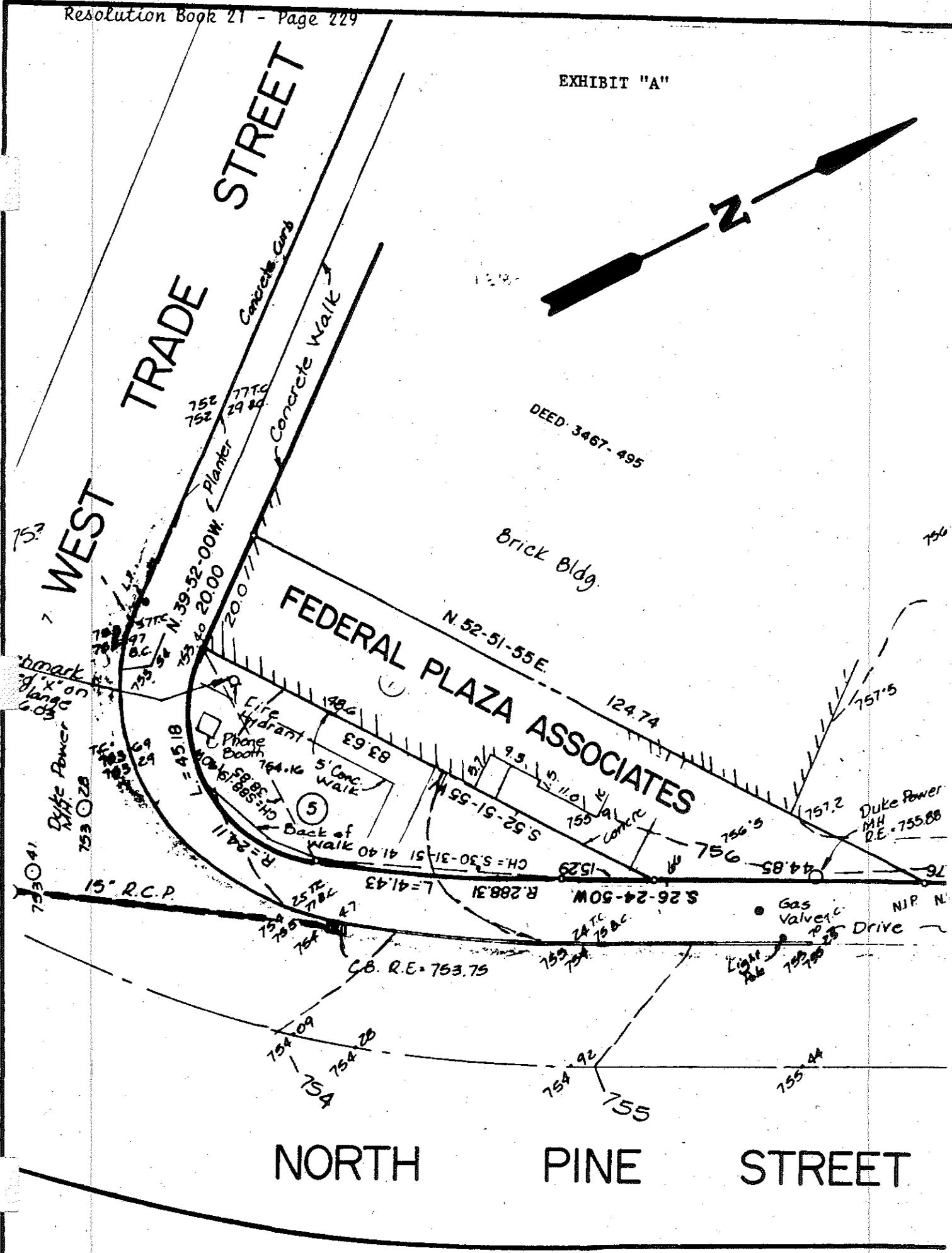
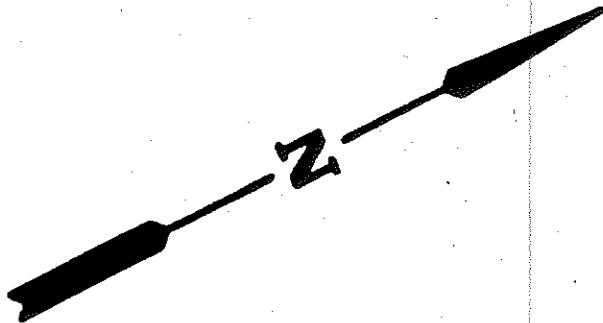
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of August, 1984.

\_\_\_\_\_  
PAT SHARKEY, CITY CLERK

August 12, 1985

Resolution Book 21 - Page 229

EXHIBIT "A"



REVISED: 3/27/85

BOUNDARY SURVEY

FEDERAL PLAZA ASSOCIATES

CITY OF CHARLOTTE

MECKLENBURG COUNTY NORTH CAROLINA



August 12, 1985  
Resolution Book 21 - Page 230  
Exhibit "B"

BEGINNING at a point in the northern margin of North Pine Street, said point being the southeast corner of Tract I owned by Billy Shaw Howell, Jr., said Tract I being fully described in the Deed from Mary B. A. Howell to Billy Shaw Howell, Jr. as recorded in Book 4147 at Page 277 of the Mecklenburg Public Registry; thence from said existing iron pipe following the northern margin of North Pine Street S. 26-24-50 W. 15.29 feet to a new nail in the northern margin of Pine Street; thence S. 30-31-51 W. a chord distance of 41.40 feet to a new iron nail in the northern margin of Pine Street, said chord distance inscribing an arc having said chord distance a radius of 288.31 feet, for a total length on the radius of 41.43 feet to the new iron nail; thence S. 88-19-40 W. a chord distance of 38.85 feet, inscribing an arc having a radius of 24.11 feet, for a total length along the radius of 45.18 feet to an existing iron pipe in the eastern margin of West Trade Street, said existing point being the southwest corner of Tract I of the Billy Shaw Howell, Jr. property as fully described in the Deed recorded in Deed Book 4147 at Page 277 in the Mecklenburg Public Registry; thence with the existing line of said Tract I of the Billy Shaw Howell, Jr. property N. 52-51-55 E. for a distance of 83.63 feet, to the point of BEGINNING. Said tract containing 1253 square feet or .029 acres, all as more fully shown on a survey for Federal Plaza Associates prepared by Jack R. Christian and Associates as revised on 3-27-85.

The property described constitutes a part of the old Pine Street right-of-way purchased by the City of Charlotte and presently owned by the City of Charlotte.

August 12, 1985  
Resolution Book 21 - Page 231

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 has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City Tax Collector has certified that those taxpayers have made proper 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 12th day of August, 19 85, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

Henry W. Zasadny Jr.  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of August, 19 85, the reference having been made in Minute Book 84 and recorded in full in Resolution Book 21, page(s) 231-232.

Pat Sharkey  
City Clerk

August 12, 1985  
Resolution Book 21 - Page 232

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Western Waterproofing Co., Inc.	\$ 684.16	Clerical Error
Synco, Inc.	\$ 156.05	Clerical Error
Synco Properties, Inc.	\$ 129.51	Clerical Error
Western Waterproofing Co., Inc.	\$ 464.98	Clerical Error
Synco Properties, Inc.	\$ 123.85	Clerical Error
Synco Properties, Inc.	\$ 753.34	Clerical Error
Western Waterproofing Co. Inc.	\$ 343.48	Clerical Error
United States Fleet Leasing, Inc.	\$ 49.61	Clerical Error
N.C. National Bank	\$ 78.98	Clerical Error
Barclays American Leasing, Inc.	\$ 103.82	Clerical Error
First Union Nat'l Bank	\$ 198.80	Clerical Error
D. L. Peterson Trust	\$ 138.85	Clerical Error
Auman, Kenneth Ray	\$ .77	Clerical Error
Hagg, Ameer	\$ 20.17	Clerical Error
American Transport Service, Inc.	\$ 21.12	Clerical Error
Western Waterproofing Co., Inc.	\$ 5.42	Clerical Error
King Enterprises	\$ 16.60	Clerical Error
Chou Chemical Company	\$ 1,000.00	Clerical Error
Binion, Michael S. & wf. Patricia A.	\$ 25.49	Clerical Error
Dial, Virgil	\$ 10.15	Clerical Error
Binion, Michael S. & wf. Patricia A.	\$ 26.59	Clerical Error
Dial, Virgil	\$ 20.82	Clerical Error
Binion, Michael S. & wf. Patricia A.	\$ 27.01	Clerical Error
Dial, Virgil	\$ 21.15	Clerical Error
White, G. Bo, Jr.	\$ 18.71	Illegal Levy
Capitol Lease Plan Corp.	\$ 48.52	Clerical Error
People's Bank	\$ 267.91	Clerical Error
H.G.I.C. Corp.	\$ 36.10	Clerical Error
McManaway, Mary Jones	\$ 49.50	Clerical Error
Royster, Larene Martin	\$ 23.97	Clerical Error
Gilgo, Paul Hayes	\$ 20.70	Clerical Error

TOTAL \$4,886.13

August 12, 1985  
Resolution Book 21 - Page 233

RESOLUTION PROVIDING FOR A PUBLIC HEARING ON  
APPLICATION TO DEDICATE A PUBLIC BUILDING AS A MEMORIAL

WHEREAS, the City Council has submitted an application to place a plaque on Park Center dedicating the Center as Grady Cole Memorial Center, and changing the name on the building roof and marquee to read Grady Cole Memorial Center; and

WHEREAS, the City Council deems it to be in the public interest that a public hearing be held on said application.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that a public hearing will be held in the Council Chamber of City Hall at 600 East Trade Street beginning at 3:00 p.m. o'clock p.m. on Monday, the 23rd day of September 1985, on the application to dedicate a public building as a memorial.

BE IT FURTHER RESOLVED that notice of said hearing be published as required by law.

APPROVED AS TO FORM:

*Jw* *J. Douglas Cant*  
Henry W. Underhill, Jr.  
City Attorney

*Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of August, 1985, the reference having been made in Minute Book 84, and is recorded in full in Resolution Book 21 at Page 233.*

*Pat Sharkey  
City Clerk*

August 12, 1985  
Resolution Book 21 - Page 234

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the purpose of sanitary sewer improvements and a temporary construction easement in the Project known as "Sanitary Sewer to Serve Killian Mobile Home Park"; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, as amended, being the Charter of the City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Inge Realty and Management Corporation	Tax Code No. 049-032-08	\$1,100.00
Richard M. Welling, Trustee for Frank H. Cothran, Jr.	(Same as above)	(Same as above)
Frank H. Cothran, Jr., Beneficiary	(Same as above)	(Same as above)

Any Other Parties of Record

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. Zanderhill Jr.  
City Attorney

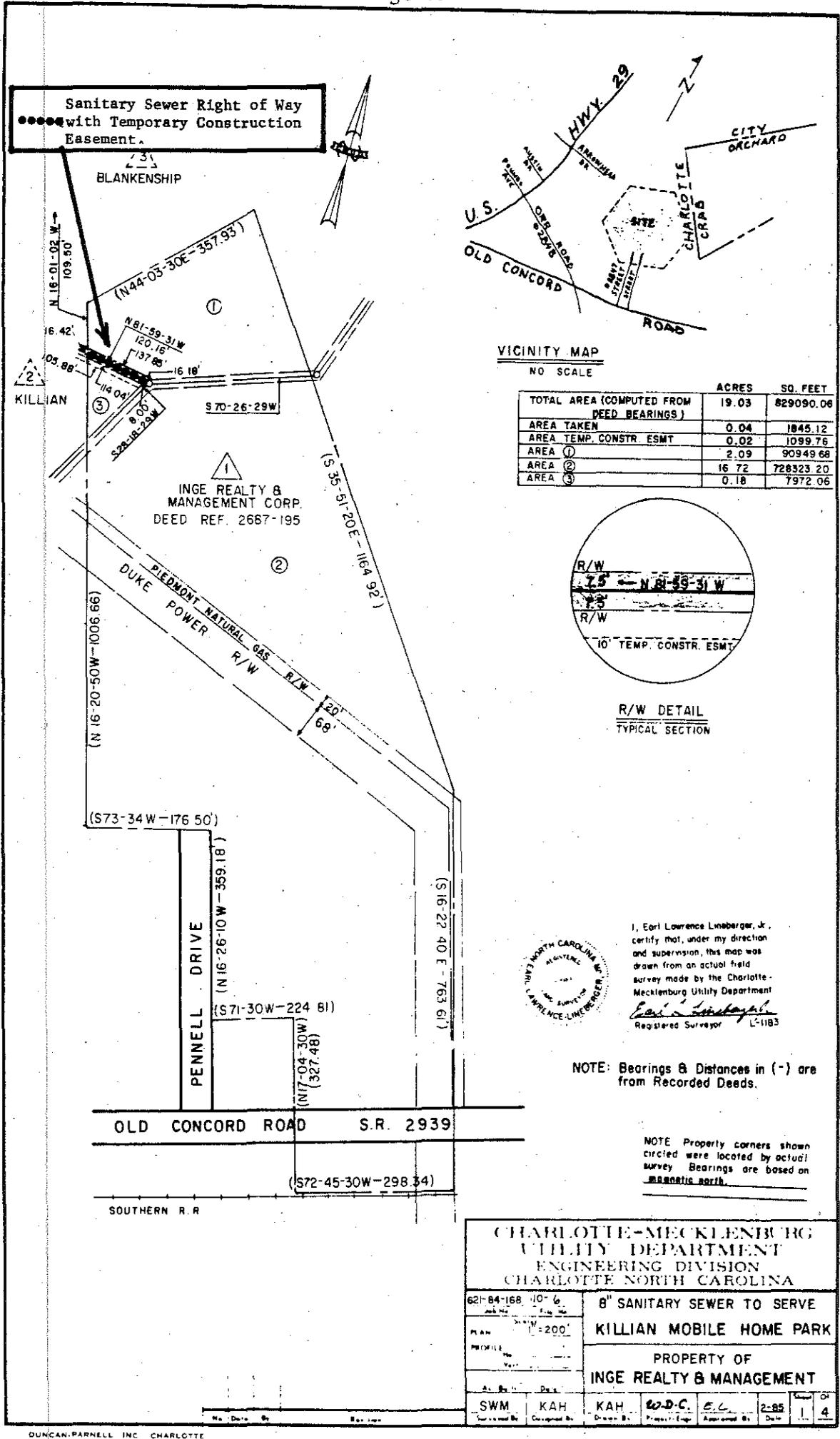
CERTIFICATION

I, Pat Sharkey, 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 12th day of August, 1985, and the reference having been made in Minute Book 84, Page \_\_\_\_\_, and recorded in full in Resolutions Book 21, Page 234-235.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 14th day of August, 1985.

\_\_\_\_\_  
City Clerk

August 12, 1985  
Resolution Book 21 - Page 235



August 12, 1985  
Resolution Book 21 - Page 236

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the purpose of building York Road Community Park, in the Project known as "York Road Community Park"; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, as amended, being the Charter of the City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Austin Powder Company	(See attached map) Tax Code No. 143-201-01 A & B plus all access and/or easement rights appurtenant thereto	\$96,000.00

Any Other Parties of Record

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

*Henry W. Underhill Jr.*  
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 12th day of August, 1985, and the reference having been made in Minute Book 84, Page       , and recorded in full in Resolutions Book 21, Page 236.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 14th day of August, 1985.

\_\_\_\_\_  
City Clerk

Copy of a Resolution Passed by the City Council  
of the City of Charlotte, North Carolina

The following resolution was introduced, and Councilman  
Spaugh moved that it be adopted. The motion was seconded by  
Councilman Myrick, and, upon being put to a vote, the resolution  
was unanimously carried;

WHEREAS, the City of Charlotte has requested the Department of  
Transportation to perform certain work under the Federal-Aid Highway Bridge  
Replacement and Rehabilitation Program, said work to consist of the  
reinspection and analysis of all public bridges on the Municipal Street  
System in the City of Charlotte; and

WHEREAS, the City of Charlotte proposes to enter into an agreement  
with the North Carolina Department of Transportation for said work wherein  
the Department of Transportation or a Consulting Engineering firm retained  
by the Department of Transportation will reinspect and prepare the  
necessary reports for all public bridges on the Municipal Street System in  
accordance with the National Bridge Inspection Standards; and

WHEREAS, under the proposed agreement the Federal Highway  
Administration shall reimburse the Department of Transportation for eighty  
(80) percent of the cost of the work subject to compliance with all  
applicable federal policy and procedural rules and regulations; and

WHEREAS, under the proposed agreement the City of Charlotte shall  
reimburse the Department of Transportation for all costs of the work  
incurred by the Department of Transportation not paid by the Federal  
Highway Administration.

NOW, THEREFORE, BE IT RESOLVED that the agreement for the hereinabove  
referenced bridge inspection work is hereby formally approved by the City  
Council of the City of Charlotte and the Mayor and Clerk (or Manager) of  
this Municipality are hereby empowered to sign and execute the required  
agreement between the City of Charlotte and the Department of  
Transportation.

This Resolution was passed and adopted the 12th day of  
August, 1985.

I, PAT SHARKEY, Clerk (~~XXXXXXXXXX~~) of the City of Charlotte,  
North Carolina, do hereby certify that the foregoing is a true and correct  
copy of excerpts from the minutes of the City Council of this Municipality;

August 12, 1985  
Resolution Book 21 - Page 238

WITNESS, my hand and the official seal of the City of Charlotte on  
this the 26th day of August, 1985.

SEAL OF  
MUNICIPALITY

\_\_\_\_\_  
CLERK (~~OR MANAGER~~)

CITY OF CHARLOTTE  
NORTH CAROLINA