

RESOLUTION CLOSING THE CUL-DE-SAC AT SEVENTY-SEVEN CENTER DRIVE
IN 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 the cul-de-sac at Seventy-Seven Center Drive which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close the cul-de-sac at Seventy-Seven Center Drive to be sent by registered or certified mail to all owners of property adjoining the said street, and prominently posted a notice of the closing and public hearing in at least two places along Seventy-Seven Center Drive, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 10th day of December, 19 90, and City Council determined that the closing of the cul-de-sac at Seventy-Seven Center Drive 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 December 10, 19 90, that the Council hereby orders the closing of the cul-de-sac at Seventy-Seven Center Drive in the City of Charlotte, Mecklenburg County, North Carolina as described below:

BEGINNING at a point of curve on the westerly margin of Seventy-Seven Center Drive (60' right-of-way) as shown on plat of Phase II of Seventy-Seven Executive Center recorded in Map Book 20, Page 25, of the Mecklenburg County Registry, said point also being located from the southeast corner of Seventy-Seven Center Drive as shown on said plat as follows: 1) N.74-26-00 W., 243.39 feet to a point; 2) with the arc of a circular curve to the right having a radius of 220.00 feet, an arc distance of 345.24 feet to a point; 3) N.15-28-44 E., 281.71 feet to the point of BEGINNING; and runs thence with the westerly and northerly margin of said Drive as follows: 1) with the arc of a circular curve to the left having a radius of 60.0 feet an arc distance of 62.83 feet to a point; 2) with the arc of a circular curve to the right having a radius of 60.0 feet, an arc distance of 251.32 feet to a point on the easterly margin of said Drive; thence with the easterly margin of said Drive S.15-28-44 W., 51.92 feet to a point; thence crossing said Drive N.74-31-16 W., 60.0 feet to a point; thence with the proposed westerly margin of Seventy-Seven Center Drive if extended S.15-28-44 W., 52.0 feet to the point and place of BEGINNING. Containing 0.272 acre or 11,887 square feet as shown on map by R.B. Pharr & Associates, P.A. dated July 25, 1990 and last revised October 17, 1990.

BE IT FURTHER RESOLVED that a certified copy of the 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 10th day of December, 1990, the reference having been made in Book 97 Page _____, and recorded in full in Resolution book 27, Page 193-195.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of December, 1990.

Pat Sharkey, City Clerk

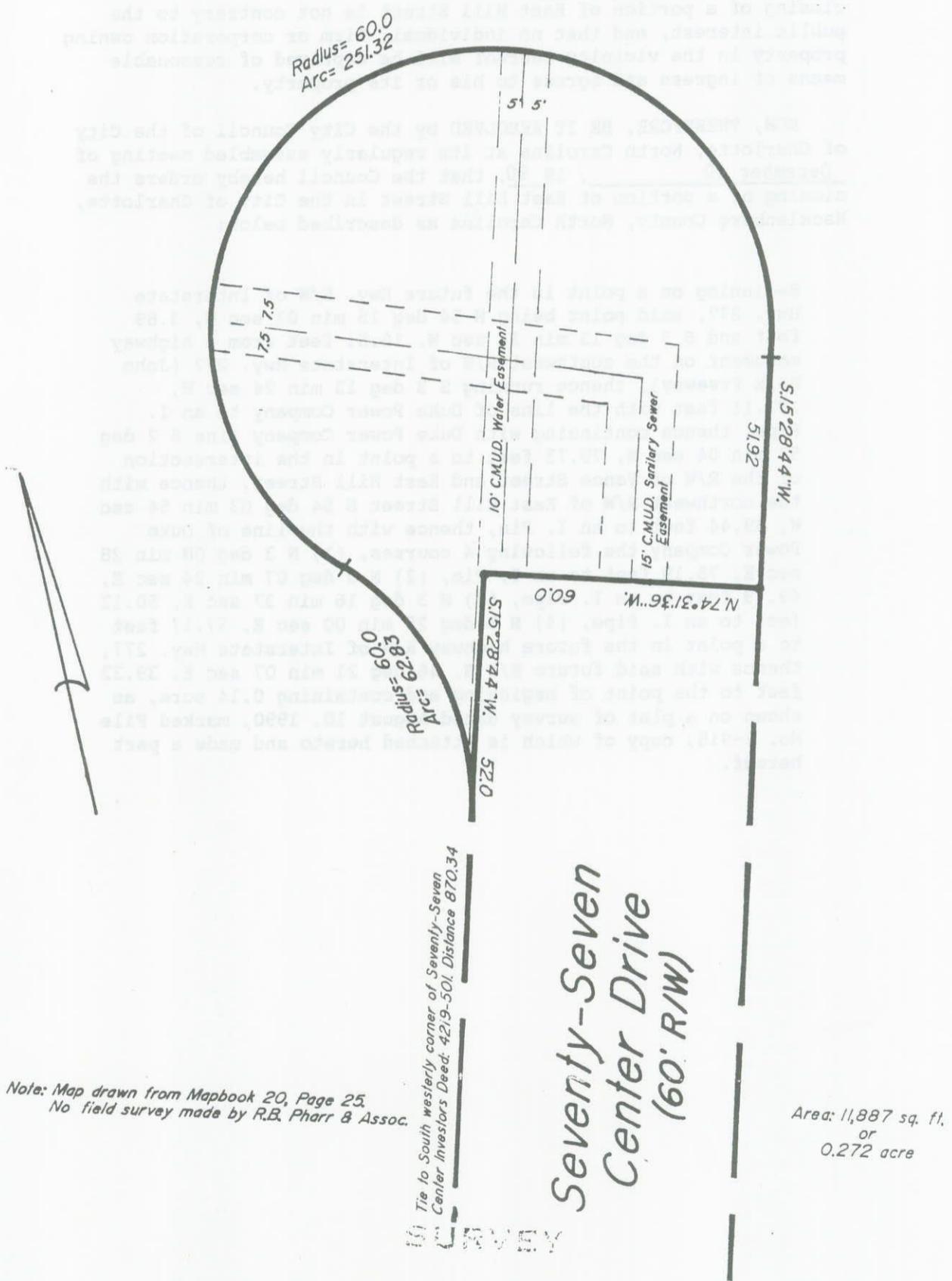
CUL.R/NPP51200

MADE UNDER MY SUPERVISION OF THE PROPERTY... IMPROVEMENTS... ALL OTHERS...

Revised to show New Description on October 17, 1990.

C. Clark Nelson

**Seventy-Seven Center Investors II
Deed: 4785-435**



Note: Map drawn from Mapbook 20, Page 25.
No field survey made by R.B. Pharr & Assoc.

Area: 11,887 sq. ft.
or
0.272 acre

Tie to South westerly corner of Seventy-Seven
Center Investors Deed: 4219-501. Distance 870.34

SURVEY

A Portion of Seventy-Seven Center Drive to be withdrawn

SCALE 1"=30'

THE PROPERTY OF **Seventy-Seven Center Investors**

RESOLUTION CLOSING A PORTION OF EAST HILL STREET
LOCATED BETWEEN INTERSTATE 277 AND VANCE 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 East Hill Street which calls for a public hearing on the questions; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close a portion of East Hill 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 East Hill Street, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 10th day of December, 19 90, and City Council determined that the closing of a portion of East Hill 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 December 10, 19 90, that the Council hereby orders the closing of a portion of East Hill Street in the City of Charlotte, Mecklenburg County, North Carolina as described below:

Beginning on a point in the future Hwy. R/W of Interstate Hwy. 277, said point being N 54 deg 15 min 02 sec W, 3.89 feet and S 3 deg 13 min 24 sec W, 16.51 feet from a highway monument on the southwest R/W of Interstate Hwy. 277 (John Belk Freeway), thence running S 3 deg 13 min 24 sec W, 102.11 feet with the line of Duke Power Company to an I. Pipe, thence continuing with Duke Power Company line S 2 deg 50 min 04 sec W, 79.73 feet to a point in the intersection of the R/W of Vance Street and East Hill Street, thence with the northwest R/W of East Hill Street S 54 deg 03 min 54 sec W, 39.44 feet to an I. Pin, thence with the line of Duke Power Company the following 4 courses, (1) N 3 deg 08 min 28 sec E, 75.19 feet to an I. Pin, (2) N 3 deg 07 min 24 sec E, 49.79 feet to an I. Pipe, (3) N 3 deg 16 min 37 sec E, 50.12 feet to an I. Pipe, (4) N 3 deg 25 min 00 sec E, 57.17 feet to a point in the future highway R/W of Interstate Hwy. 277, thence with said future R/W S. 46 deg 21 min 07 sec E, 39.32 feet to the point of beginning and containing 0.14 acre, as shown on a plat of survey dated August 10, 1990, marked File No. 7-915, copy of which is attached hereto and made a part hereof.

*100.0000
Center Drive
2000-2000*

EXHIBIT "B"

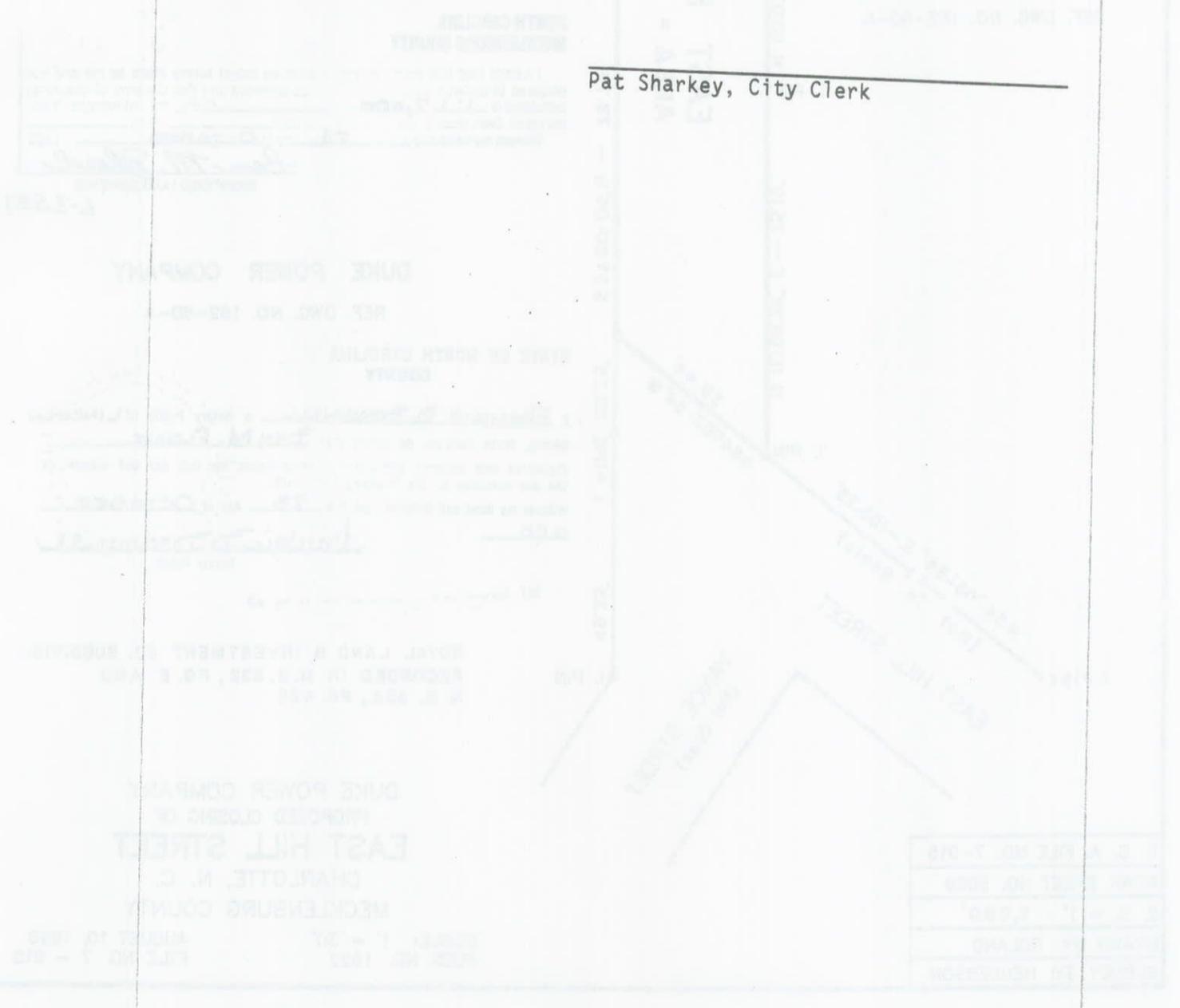
Beginning on a point in the future Hwy. R/W of Interstate Hwy. 277, said point being N 54 deg 15 min 02 sec W, 3.89 feet and S 3 deg 13 min 24 sec W, 16.51 feet from a highway monument on the southwest R/W of Interstate Hwy. 277 (John Belk Freeway), thence running S 3 deg 13 min 24 sec W, 102.11 feet with the line of Duke Power Company to an I. Pipe, thence continuing with Duke Power Company line S 2 deg 50 min 04 sec W, 79.73 feet to a point in the intersection of the R/W of Vance Street and East Hill Street, thence with the northwest R/W of East Hill Street S 54 deg 03 min 54 sec W, 39.44 feet to an I. Pin, thence with the line of Duke Power Company the following 4 courses, (1) N 3 deg 08 min 28 sec E, 75.19 feet to an I. Pin, (2) N 3 deg 07 min 24 sec E, 49.79 feet to an I. Pipe, (3) N 3 deg 16 min 37 sec E, 50.12 feet to an I. Pipe, (4) N 3 deg 25 min 00 sec E, 57.17 feet to a point in the future highway R/W of Interstate Hwy. 277, thence with said future R/W S. 46 deg 21 min 07 sec E, 39.32 feet to the point of beginning and containing 0.14 acre, as shown on a plat of survey dated August 10, 1990, marked File No. 7-915, copy of which is attached hereto and made a part hereof.

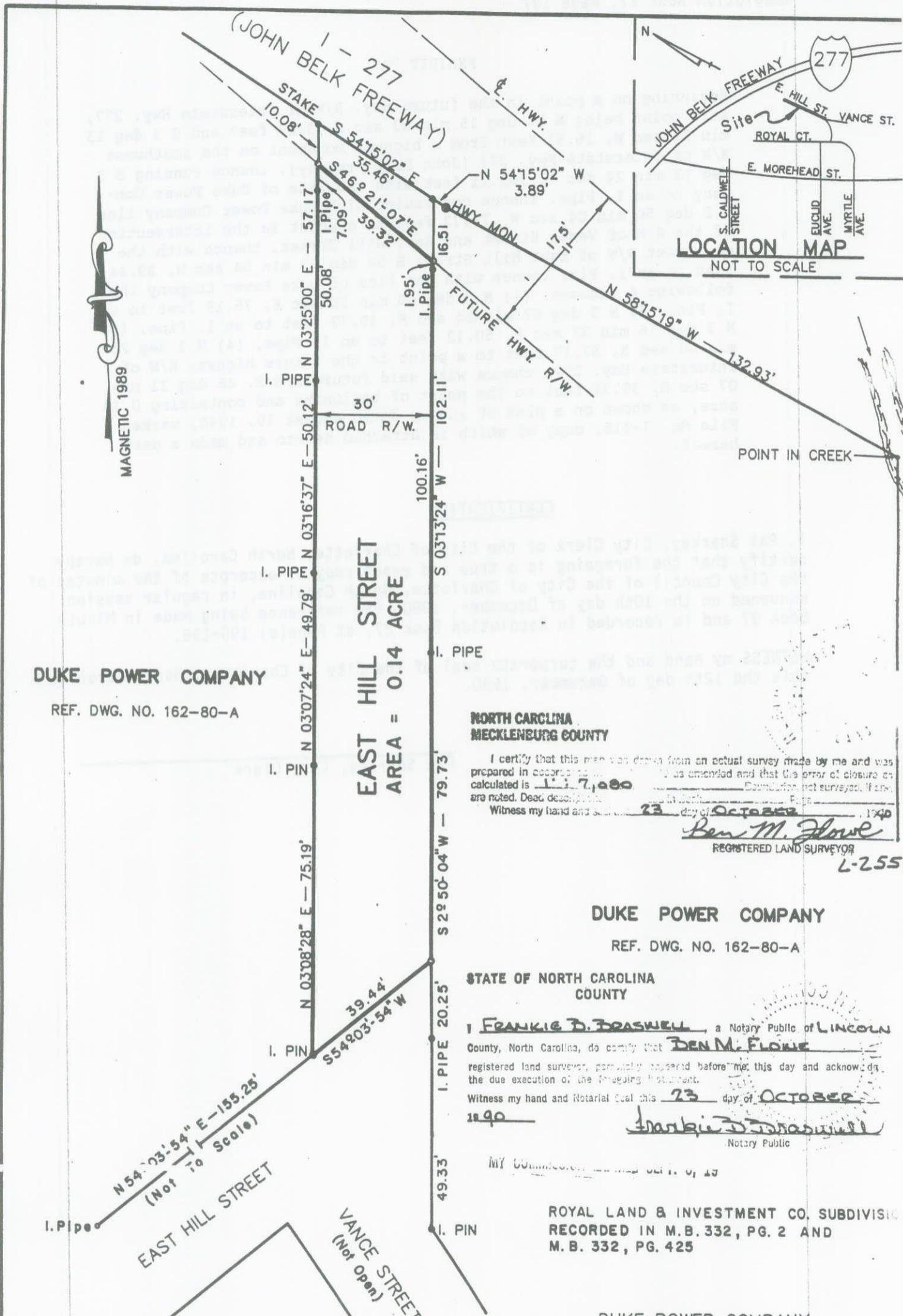
CERTIFICATION

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 excerpts of the minutes of the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of December, 1990, the reference being made in Minute Book 97 and is recorded in Resolution Book 27, at Page(s) 196-198.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this the 12th day of December, 1990.

Pat Sharkey, City Clerk





DUKE POWER COMPANY
REF. DWG. NO. 162-80-A

EAST HILL STREET
AREA = 0.14 ACRE

NORTH CAROLINA
MECKLENBURG COUNTY

I certify that this map was drawn from an actual survey made by me and was prepared in accordance with the laws of this State and that the error of closure as calculated is 1:7,080.
Witness my hand and seal this 23 day of OCTOBER, 1990.

Ben M. Floue
REGISTERED LAND SURVEYOR

L-2551

DUKE POWER COMPANY
REF. DWG. NO. 162-80-A

STATE OF NORTH CAROLINA
COUNTY

I, FRANKIE D. BRASWELL, a Notary Public of LINCOLN County, North Carolina, do certify that DEN M. FLOUE registered land surveyor, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and Notarial Seal this 23 day of OCTOBER, 1990.

Frankie D. Braswell
Notary Public

MY COMMISSION EXPIRES OCT. 10, 1991

ROYAL LAND & INVESTMENT CO. SUBDIVISION
RECORDED IN M.B. 332, PG. 2 AND
M.B. 332, PG. 425

DUKE POWER COMPANY
PROPOSED CLOSING OF
EAST HILL STREET
CHARLOTTE, N. C.
MECKLENBURG COUNTY

SCALE: 1" = 30'
BOOK NO. 1822

AUGUST 10, 1990
FILE NO. 7 - 915

D. C. A. FILE NO. 7-915
WORK SHEET NO. 5069
E. C. = 1" : 7,080'
DRAWN BY: ROLAND
SURVEY BY: HENDERSON

RESOLUTION CLOSING A PORTION OF THE 10-FOOT ALLEYWAY RUNNING FROM CLEMENT AVENUE IN A SOUTHERLY DIRECTION TOWARDS CASWELL ROAD FOR APPROXIMATELY 260 FEET 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 the 10-foot alleyway running from Clement Avenue in a southerly direction towards Caswell Road for approximately 260 feet, which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close a portion of the 10-foot alleyway running from Clement Avenue in a southerly direction towards Caswell Road to be sent by registered or certified mail to all owners of property adjoining the said alleyway, and prominently posted a notice of the closing and public hearing in at least two places along said alleyway, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 10th day of December, 1990, and City Council determined that the closing of said alleyway 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 December 10, 1990, that the Council hereby orders the closing a portion of the 10-foot alleyway running from Clement Avenue in a southerly direction towards Caswell Road for approximately 260 feet in the City of Charlotte, Mecklenburg County, North Carolina as described as follows:

a portion of that certain 10-foot alleyway running from Clement Avenue in a southerly direction towards Caswell Road for a distance of approximately 260 feet, in the City of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

See Exhibit A attached hereto and incorporated herein by reference.

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 excerpts of the minutes of the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of December, 1990, the reference being made in Minute Book 97 at Page(s) _____, and is recorded in full in Resolution Book 27 at Page(s) 199-202.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of December, 1990.

PAT SHARKEY, CITY CLERK

EXHIBIT A

Situate, lying and being in Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

BEGINNING at an existing iron pin marking the intersection of the southerly right of way margin of Clement Avenue with the easterly margin of a 10-foot alleyway, said iron pin also being located S 46-30-00 W 7.18 feet from an existing iron pin marking the intersection of the southerly right of way margin of Clement Avenue with the westerly right of way margin of Park Drive; thence from said POINT AND PLACE OF BEGINNING along the easterly boundary of said 10-foot alley approximately S 42-27-00 E 260 feet to a point; thence crossing said alleyway S 46-30-00 W 10.87 feet to a point in the property line of Howard McDonald Smith (now or formerly) as described in Book 4069 at Page 315 of the Mecklenburg County Public Registry; thence along the westerly boundary of said alleyway N 42-27-00 W 259.91 feet to an existing iron pin in the southerly right of way margin of Clement Avenue; thence with the southerly right of way margin of Clement Avenue N 46-30-00 E 10.0 feet to the POINT AND PLACE OF BEGINNING.

The above-described property adjoins Lots 1-5, Block 7 of Highland Park Company's Map No. 3 known as Elizabeth Heights, said map being recorded in Map Book 224 at Page 202 and 203 of the Mecklenburg County, North Carolina Public Registry, on the east an unnumbered lot adjacent to Lot 10, Lot 10 and a portion of Lot 9, Block 7 on the west.

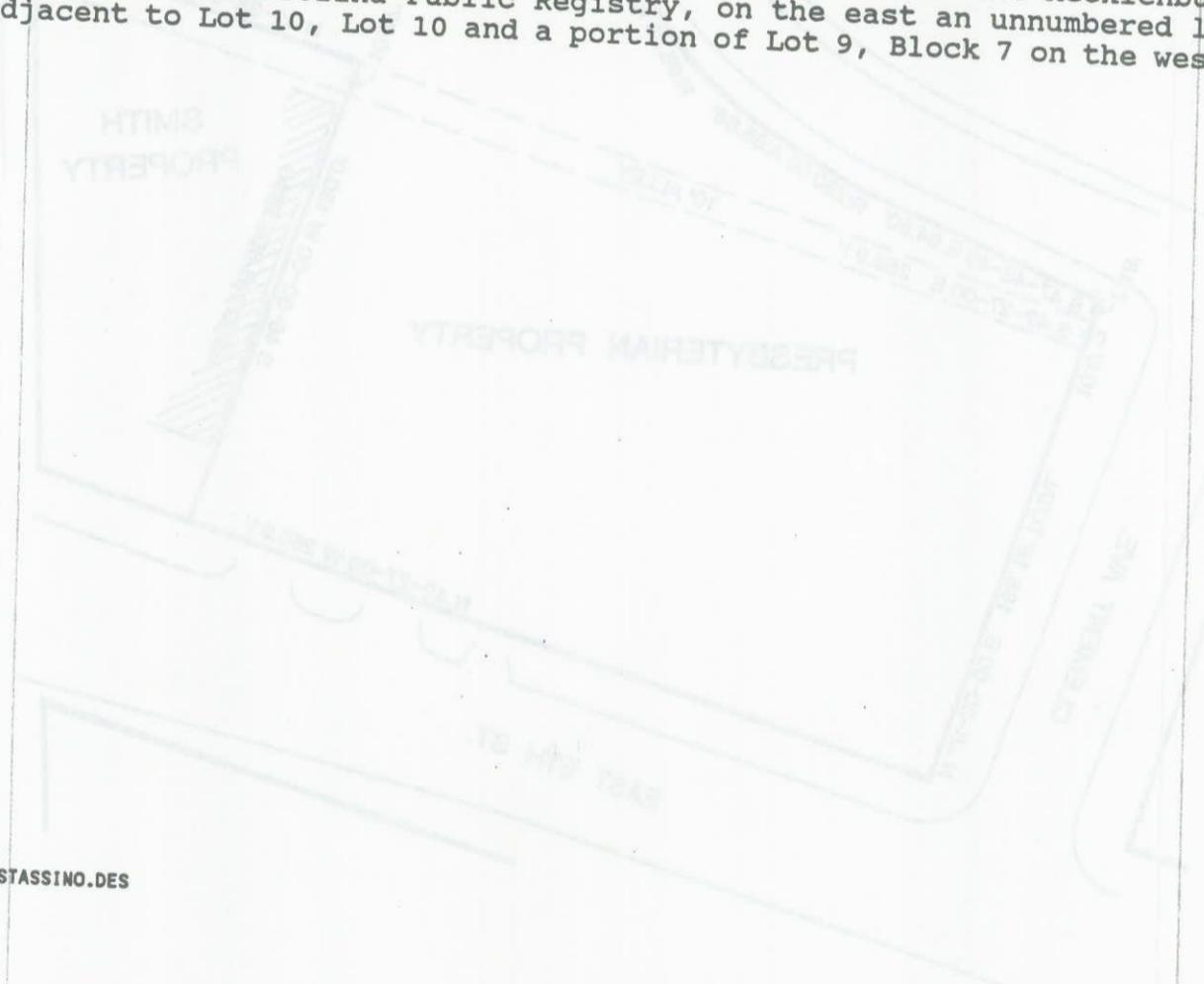
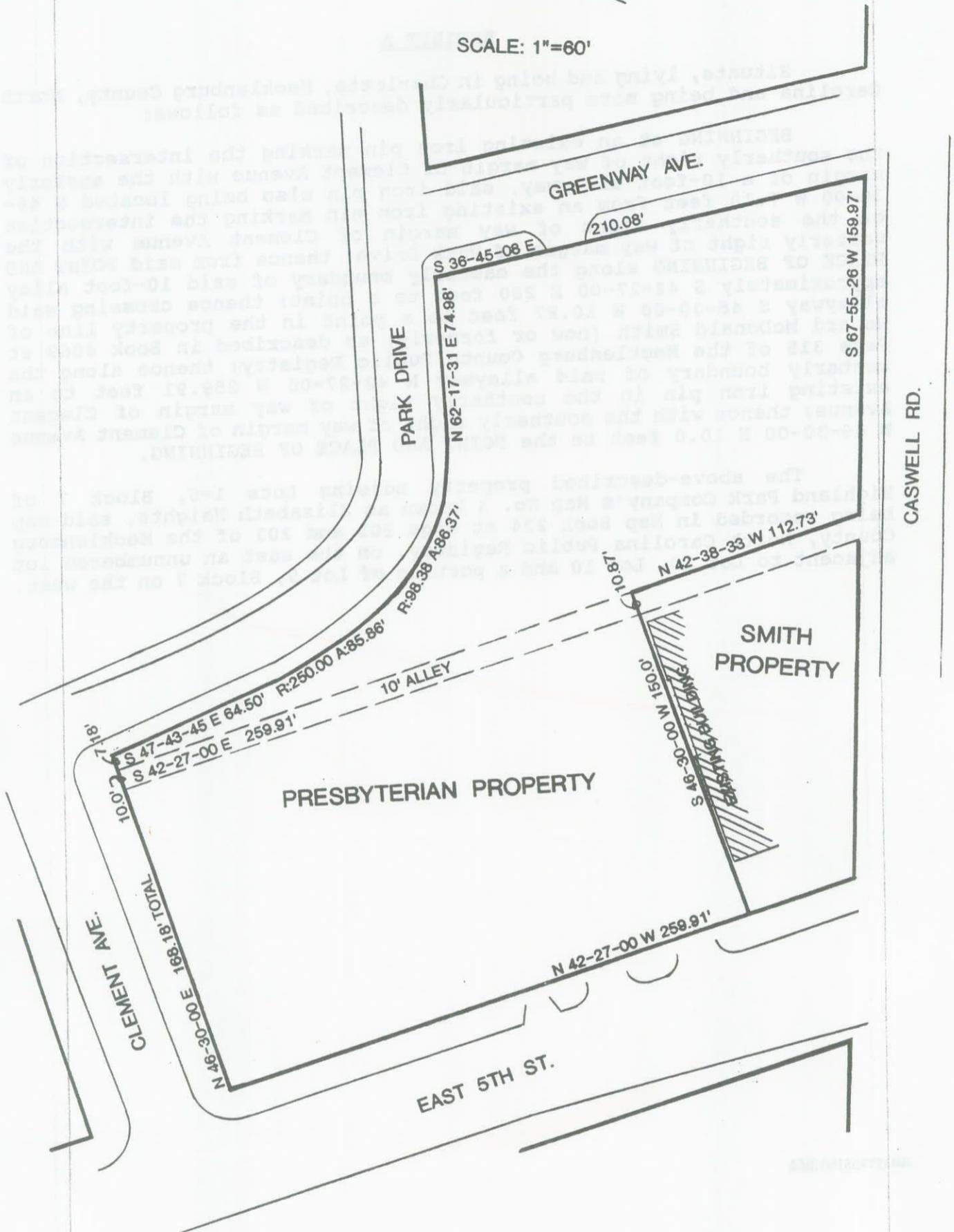


EXHIBIT A



SCALE: 1"=60'



RESOLUTION CLOSING AN ALLEYWAY LOCATED BETWEEN
WEST MOREHEAD STREET, SOUTH CHURCH STREET AND
INTERSTATE 277 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 an Alleyway which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close an Alleyway to be sent by registered or certified mail to all owners of property adjoining the said Alleyway, and prominently posted a notice of the closing and public hearing in at least two places along said Alleyway, all as required by G.S. 160.299; and

WHEREAS, the public hearing was held on the 10th day of December, 19 90, and City Council determined that the closing of said Alleyway 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 December 10, 19 90, that the Council hereby orders the closing of an Alleyway in the City of Charlotte, Mecklenburg County, North Carolina as described below:

Beginning at a point on the southeastern 100' right of way of South Church Street. Said point bearing S.38-17-38E. 2.27 feet from an existing concrete monument on the existing southeastern right of way line of South Church Street northwestern corner of property owned by North Carolina Department of Transportation: thence with the western line of North Carolina Department of Transportation S.38-17-31E. 220.61 feet to an existing iron pin: thence S.38-50-06E. 125.32 feet to a point a portion of the western line of Rosalie Reynolds Stick's lot under trust of NCNB National Bank Deed recorded in Deed Book 4697 at Page 474 of the Mecklenburg County Public Registry: thence with Stick's line S.53-13-06W. 12.00 feet to the northeastern corner of Trymore Associates A NC Limited Partnership Lot: thence S.51-50-19W. 137.35 feet to an existing nail and cap in the eastern right of way of West Morehead Street: thence with said right of way N.40-49-28W. 10.01 feet to a point: thence leaving West Morehead Street and with aforementioned Rosalie Stick's southern and eastern property lines Two (2) calls: (1) N.51-54-22E. 139.69 feet to a point: (2) N.38-50-06W. 115.26 feet to a point: thence with Gertrude Fox and Rosalie Stick's eastern line N.38-17-31E. 155.03 feet to a point. Thence with Stick's line S.51-48-00W. 146.35 feet to a point in the eastern 100' right of way line of West Morehead Street: thence with said right of way Line N.39-13-22W. 10.00 feet to a point: thence

with the property line of Cumi H. West. Deed recorded in Deed Book 5172 at Page 991 of the Mecklenburg County Public Registry. Two calls: (1) N51-48-00E. 146.52 feet to an existing iron pin: (2) N.38-09-50W. 55.49 feet to the southern right of way of South Church Street: thence N.51-38-00E. 9.88 feet to the point and place of beginning all as shown on a survey by Jack R. Christian and Associates dated November 9, 1990.

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 10th day of December, 19 90, the reference having been made in Minute Book 97, page _____, and recorded in full in Resolution Book 27, Page 203-205.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of December, 1990.

Pat Sharkey, City Clerk

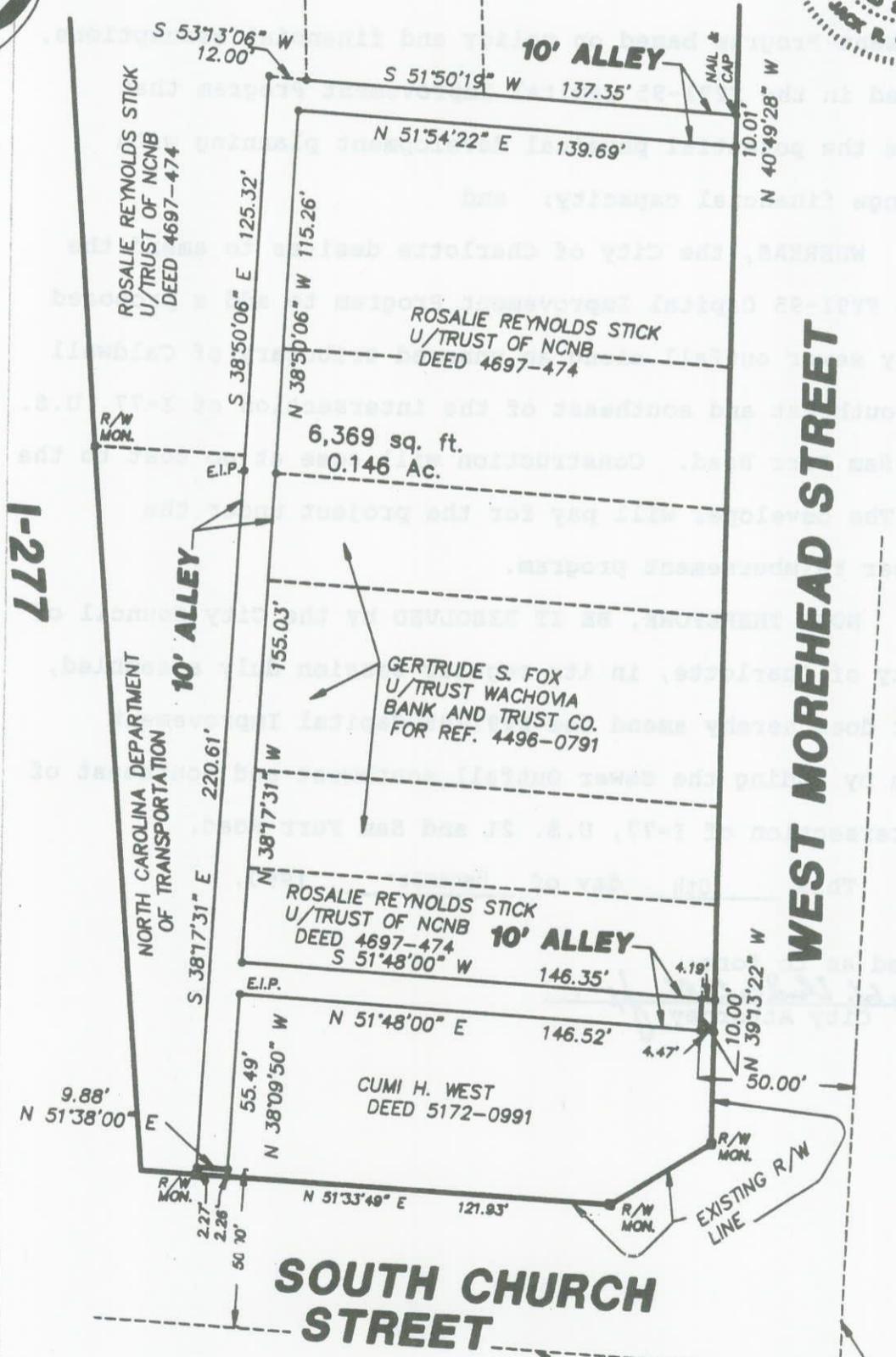
THIS IS TO CERTIFY THAT ON THE 9TH DAY OF NOVEMBER, 1990, I, SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDINGS IF ANY ARE SHOWN HEREON.

December 10, 1990
Resolution Book 27, Page 205

SIGNED *Jack R. Christian*
REGISTERED SURVEYOR
JACK R. CHRISTIAN & ASSOCIATES
413 1/2 N. TRYON ST. CHARLOTTE, N.C.



TRYMORE AND ASSOCIATES
(A North Carolina Limited Partnership)



SOUTH CHURCH STREET

BOUNDARY SURVEY
OF

10' ALLEY CLOSING

SCALE 1"=50'

CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

THE PROPERTY OF:
MAP RECORDED IN BOOK AT PAGE DEED RECORDED IN BOOK PAGE

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING THE 1991-95 CAPITAL IMPROVEMENT PROGRAM TO ADD A PROPOSED SANITARY SEWER OUTFALL.

WHEREAS, the City of Charlotte recognizes the importance of developing long-range capital improvement planning to maintain the growth and vitality of the community; and

WHEREAS, the City of Charlotte continuously develops and reviews the policy and financial assumptions and impact of capital improvement projects for the City; and

WHEREAS, the City of Charlotte has a five-year Capital Improvement Program based on policy and financial assumptions, so stated in the FY91-95 Capital Improvement Program that balances the potential physical development planning with long-range financial capacity; and

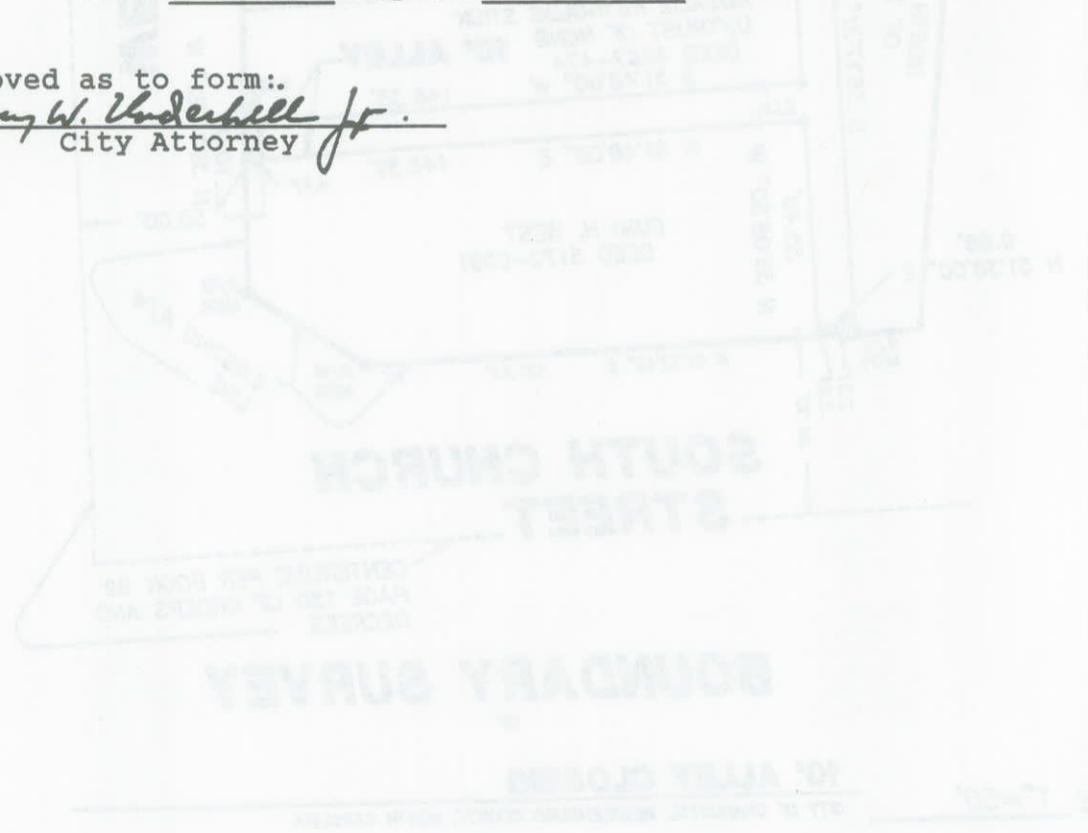
WHEREAS, the City of Charlotte desires to amend the adopted FY91-95 Capital Improvement Program to add a proposed sanitary sewer outfall along an unnamed tributary of Caldwell Creek southwest and southeast of the intersection of I-77, U.S. 21 and Sam Furr Road. Construction will come at no cost to the City. The developer will pay for the project under the five-year reimbursement program.

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 FY91-95 Capital Improvement Program by adding the Sewer Outfall southwest and southeast of the intersection of I-77, U.S. 21 and Sam Furr Road.

This 10th day of December, 1990.

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 10th day of December, 1990, the reference having been made in Minute Book 97, and recorded in full in Resolution Book 27, at Page(s) 206-207.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of December, 1990.

PAT SHARKEY, CITY CLERK

CENTRALINA POPULATION ESTIMATE RESOLUTION

WHEREAS, the Charter of the Council provides that the operating expenses of the Council shall be paid from funds contributed to the Council by its member governments; and

WHEREAS, the annual contribution of all members is based upon the duly adopted budget and assessed to each member on the basis of relative population within the boundary of each member; and

WHEREAS, the Charter of the Council provides for the measurement of population in each jurisdiction is to be "based upon the most recent U. S. Government census"; and the Council has heretofore used the ten year census figures; and

WHEREAS, the population of the area within the Centralina region has increased rapidly in recent years, necessitating more current population figures to avoid inequities in the assessment of dues for Council members; and

WHEREAS, the United States Bureau of the Census and the North Carolina Office of State Budget and Management jointly prepare state and county population estimates usually on an annual basis, and the North Carolina Office of State Budget and Management prepares municipal population estimates at the same time; and

WHEREAS, the Council believes the use of the aforesaid population estimates will more fairly and accurately reflect the actual year-to-year populations of the member governments for dues assessment purposes; now, therefore, the Council does by these presents recommend to the member governments the following resolution, to wit:

RESOLVED that the Charter of the Council be and it is hereby amended by rewriting Paragraph A of Item IX of the Charter Resolution (as revised July, 1989), to read:

"The general operating expenses of the Council shall be paid from funds paid to the Council by each member governmental unit. The annual contribution of each member governmental unit shall be based upon the duly adopted budget for such year and shall be assessed on the basis of the population for each member. For the purpose of determining the current population of each governmental unit, the Council shall use either (1) the Population Estimates for North Carolina Municipalities and Counties prepared by the United States Bureau of the Census and the North Carolina Office of State Budget and Management and published from time to time or (2) the official 10 year census figures. The current population estimates are the most recent estimates available using either (1) or (2) above, on the date the annual dues for member governments is determined by the Council."

This recommendation was adopted by the Centralina Council of Governments, upon recommendation of the Executive Committee, at its meeting duly held September 12, 1990.

Upon the recommendation of the Centralina Council of Governments, the undersigned does hereby certify that the foregoing Charter Amendment was adopted by this jurisdiction at its meeting on December 10, 1990, at which a quorum was present and acted.

Clerk to the Board/Council

Charlotte, North Carolina

Name of Municipality or County

76671

Approved as to form:

J. H. ...
Deputy City Attorney

CERTIFICATION

I, JAY SHAWNEY, 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 December, 1990, the resolution having been made in Minute Book VI, and is recorded in full in Resolution Book VI at page 210-212.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December, 1990.

JAY SHAWNEY, City Clerk

RESOLUTION AUTHORIZING EXECUTION OF ANNEXATION
PETITION OF REAL PROPERTY OF CITY OF CHARLOTTE AND OTHERS.

WHEREAS, the City of Charlotte desires to join with certain property owners in annexing certain real property.

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

That Mayor Sue Myrick, or Mayor Pro Tempore Cyndee Patterson in the Mayor's absence, is authorized and directed to sign the petition, a copy of which is attached.

Approved as to form:


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 10th day of December, 1990, the reference having been made in Minute Book 97, and is recorded in full in Resolution Book 27 at page 210-215.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of December, 1990.

Pat Sharkey, City Clerk

(DATE) December 10, 1990

TO THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA:

1. We the undersigned owners of real property respectfully request that the area described in Paragraph 2 below be annexed to the City of Charlotte.
2. The area to be annexed is contiguous to the City of Charlotte and the boundaries of such territory are described in Exhibit A, attached hereto and incorporated herein by reference as fully as if set forth herein.
3. This Petition is executed by the North Carolina Department of Administration for the State-owned property included in the area described in Exhibit A in accordance with applicable law.

NAME

ADDRESS

McDevitt & Street Company

One Parkway Plaza
Charlotte, North Carolina

City of Charlotte

600 East Fourth Street
Charlotte, North Carolina

State of North Carolina
Department of Administration

116 West Jones Street
Raleigh, North Carolina

CITY OF CHARLOTTE,
NORTH CAROLINA

MCDEVITT & STREET COMPANY

By:

Sue Meyrick
Mayor

By:

Luther P. Coleman
President

ATTEST:

ATTEST:

Pat Sharkey
City Clerk

[Signature]
Secretary

(SEAL)

(SEAL)

Approved as to form:

J. H. Marshall, Jr.
Deputy City Attorney

STATE OF NORTH CAROLINA
DEPARTMENT OF ADMINISTRATION

By: James S. Lottan
Secretary

(DATE) December 10, 1990

TO THE CITY COUNCIL OF CHARLOTTE, NORTH CAROLINA:

We the undersigned owners of real property respectfully request that the area described in Paragraph 1 below be annexed to the City of Charlotte.

The area to be annexed is contiguous to the City of Charlotte and the boundaries of such territory are described in Exhibit A attached hereto and incorporated herein by reference as fully as if set forth herein.

This Petition is examined by the North Carolina Department of Administration for the State-County property included in the area described in Exhibit A in accordance with applicable law.

WITNESSED my hand and the seal of the State of North Carolina at Raleigh, North Carolina, this 10th day of December, 1990.

James S. Lottan, Secretary

WITNESSED my hand and the seal of the City of Charlotte, North Carolina, this 10th day of December, 1990.

City of Charlotte

WITNESSED my hand and the seal of the City of Charlotte, North Carolina, this 10th day of December, 1990.

City of Charlotte

WITNESSED my hand and the seal of the City of Charlotte, North Carolina, this 10th day of December, 1990.

City of Charlotte

**Proposed Annexation Area
Property of McDevitt and Street Company**

A proposed annexation of a portion of a tract of land situated in Pineville Township, Mecklenburg County, North Carolina, said tract described in a deed to the McDevitt and Street Company as recorded in Deed Book 4468 Page 350, Mecklenburg County Register of Deeds.

BEGINNING at the calculated intersection point on the common line of said McDevitt and Street Company and Lance Inc., (Deed Book 4492 Page 963) with the southerly 100 foot right-of-way line of the proposed Westinghouse Boulevard, said calculated intersection point also being in the centerline of Old Nations Ford Road;

THENCE departing said common line S 60°34'12" W, 38.23 feet to a calculated point;

THENCE S 74°10'24" W, 75.24 feet to a calculated point;

THENCE S 69°35'58" W, 75.00 feet to a calculated point;

THENCE S 65°35'07" W, 228.56 feet to a calculated point;

THENCE N 33°28'50" W, 16.43 feet to a calculated point;

THENCE S 69°35'58" W, 593.52 feet to a calculated point;

THENCE S 71°04'59" E, 58.47 feet to a calculated point;

THENCE S 60°54'03" W, 71.67 feet to a calculated point;

THENCE S 68°22'50" W, 51.77 feet to a calculated point;

THENCE S 71°35'41" W, 51.74 feet to a calculated point;

THENCE S 82°59'23" W, 40.71 feet to a calculated point in the centerline of Big Sugar Creek, said creek also being on the common line between said McDevitt and Street Company and Vulcan Materials (Deed Book 5446 Page 683);

THENCE along said creek N 36°11'45" W, 154.03 feet to a calculated point;

THENCE continuing along said creek N 00°00'15" E, 127.04 feet to a calculated point;

THENCE continuing along said creek N 02°33'21" W, 117.27 feet to a calculated point;

THENCE continuing along said creek N 06°03'55" E, 170.58 feet to a calculated point;

THENCE departing said creek and along the common line between said McDevitt and Street Company and Vulcan Materials (Deed Book 3756 Page 320) N 39°12'25" E, 1,466.69 feet to a calculated point in the centerline of Old Nations Ford Road, said centerline being the common line between said McDevitt and Street Company and said Lance, Inc.;

THENCE along said centerline S 34°08'19" W, 22.39 feet to a calculated point of curvature;

THENCE continuing along said centerline with a curve to the left having a radius of 572.96

feet, through a central angle of 59°21'35", with a chord distance of 567.41 feet, bearing S 04°27'30" W, for an arc distance of 593.60 feet to a calculated point;

THENCE continuing along said centerline S 25°13'18" E, 628.15 feet to a calculated point;

THENCE continuing along said centerline S 24°42'29" E, 82.36 feet to the **POINT OF BEGINNING**, and containing 20.50 acres or 892781 square feet, more or less, as shown on an annexation map entitled "Property of McDevitt and Street Company" prepared for the City of Charlotte Engineering Department by Kimley-Horn and Associates.

A proposed annexation of a portion of a portion of a tract of land situated in Forsyth County, North Carolina, and more particularly in a tract of land owned by McDevitt and Street Company as recorded in Deed Book 4488 Page 152, Forsyth County Register in Book 4488 Page 152.

BEARING of the calculated intersection point on the center line of said McDevitt and Street Company and Lane Inc. (Deed Book 4488 Page 152) with the westerly 100 foot right-of-way line of the proposed Westchester Boulevard, said intersection point and bearing to the centerline of Old Highway Road East.

THENCE departing said centerline S 60°34'17" W, 31.13 feet to a calculated point;

THENCE S 74°10'24" W, 73.24 feet to a calculated point;

THENCE S 69°17'32" W, 73.00 feet to a calculated point;

THENCE S 69°33'07" W, 222.26 feet to a calculated point;

THENCE N 33°38'50" W, 18.43 feet to a calculated point;

THENCE S 69°32'52" W, 293.11 feet to a calculated point;

THENCE S 71°14'25" E, 28.47 feet to a calculated point;

THENCE S 60°14'07" W, 71.87 feet to a calculated point;

THENCE S 64°22'07" W, 21.77 feet to a calculated point;

THENCE S 71°32'41" W, 21.74 feet to a calculated point;

THENCE S 61°39'17" W, 40.71 feet to a calculated point in the centerline of Big Sugar Creek and creek also being on the common line between said McDevitt and Street Company and Yacon Materials (Deed Book 3756 Page 120) N 30°12'27" E, 1,488.04 feet to a calculated point in the centerline of Old Highway Road East, said intersection being the common line between said McDevitt and Street Company and Lane Inc.

THENCE continuing along said creek N 00°00'17" E, 137.04 feet to a calculated point;

THENCE continuing along said creek N 01°37'07" W, 174.77 feet to a calculated point;

THENCE continuing along said creek N 10°17'25" E, 170.28 feet to a calculated point;

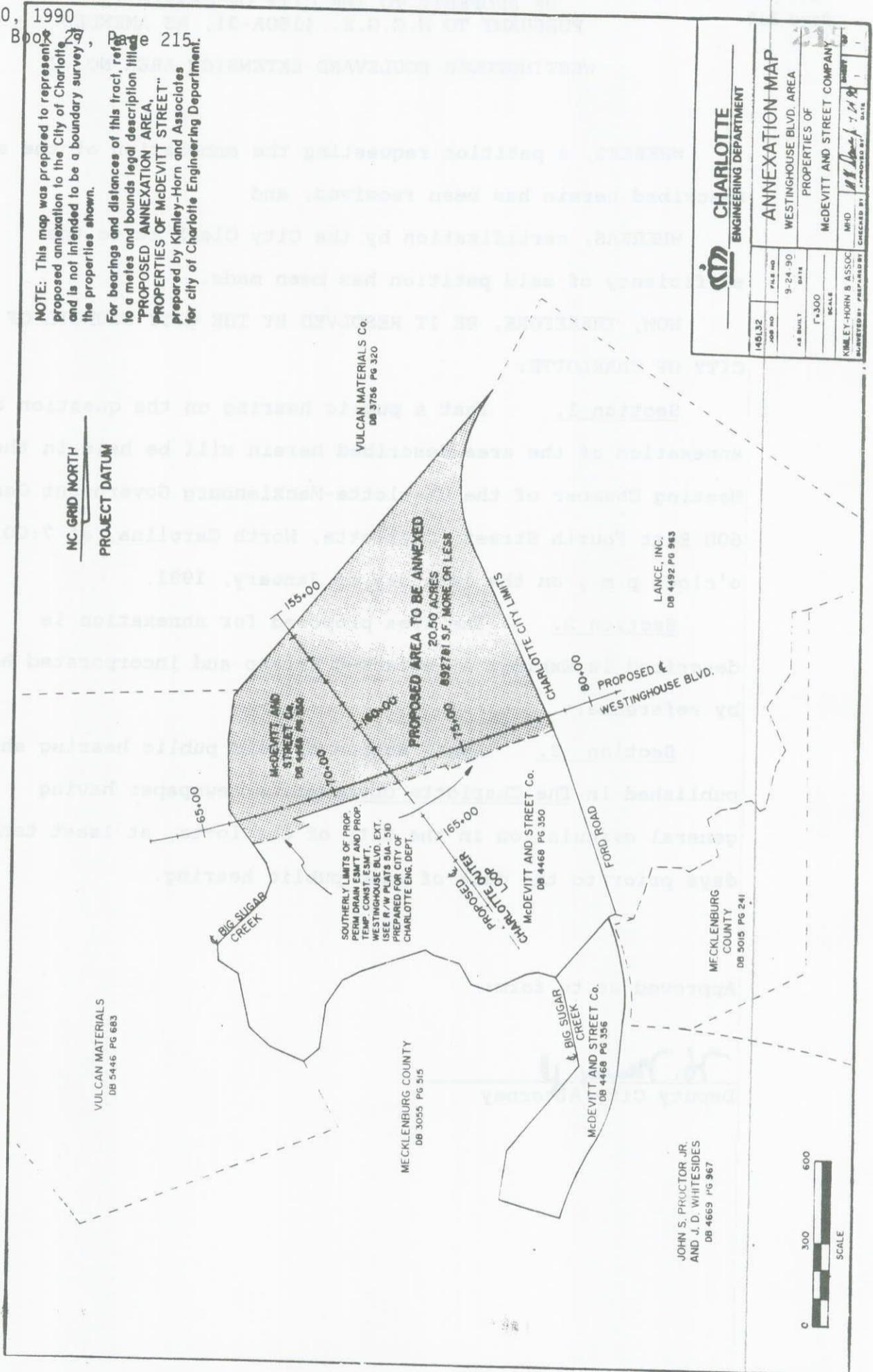
THENCE departing said creek and along the common line between said McDevitt and Street Company and Yacon Materials (Deed Book 3756 Page 120) N 30°12'27" E, 1,488.04 feet to a calculated point in the centerline of Old Highway Road East, said intersection being the common line between said McDevitt and Street Company and Lane Inc.

THENCE along said centerline S 24°42'29" E, 82.36 feet to a calculated point of beginning.

December 10, 1990
 Resolution Book 27, Page 215

NOTE: This map was prepared to represent proposed annexation to the City of Charlotte and is not intended to be a boundary survey of the properties shown.

For bearings and distances of this tract, refer to a metes and bounds legal description titled "PROPOSED ANNEXATION AREA, PROPERTIES OF McDEVITT STREET" prepared by Kimley-Horn and Associates for city of Charlotte Engineering Department.



CHARLOTTE ENGINEERING DEPARTMENT	
148132 JOB NO.	9-24-90 DATE
ANNEXATION MAP	
WESTINGHOUSE BLVD. AREA	
PROPERTIES OF	
McDEVITT AND STREET COMPANY	
7-300 SCALE	MHD CHECKED BY: [Signature]
KIMLEY-HORN & ASSOC. SURVEYED BY: [Signature]	

RESOLUTION FIXING DATE OF PUBLIC HEARING
ON THE PETITION REQUESTING THE ANNEXATION
OF PROPERTY TO THE CITY OF CHARLOTTE
PURSUANT TO N.C.G.S. §160A-31, AS AMENDED

WESTINGHOUSE BOULEVARD EXTENSION AREA NO. 2

WHEREAS, a petition requesting the annexation of the area described herein has been received; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petition has been made.

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

Section 1. That a public hearing on the question of annexation of the area described herein will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 o'clock p.m., on the 14th day of January, 1991.

Section 2. The area proposed for annexation is described in Exhibit A, attached hereto and incorporated herein by reference.

Section 3. Legal notice of said public hearing shall be published in The Charlotte Observer, a newspaper having general circulation in the City of Charlotte, at least ten (10) days prior to the date of said public hearing.

Approved as to form:

H. Munn
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 10th day of December, 1990, the reference having been made in Minute Book 97, and recorded in full in Resolution Book 27, at Page(s) 216-219.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of December, 1990.

PAT SHARKEY, CITY CLERK

**Proposed Annexation Area
Property of McDevitt and Street Company**

A proposed annexation of a portion of a tract of land situated in Pineville Township, Mecklenburg County, North Carolina, said tract described in a deed to the McDevitt and Street Company as recorded in Deed Book 4468 Page 350, Mecklenburg County Register of Deeds.

BEGINNING at the calculated intersection point on the common line of said McDevitt and Street Company and Lance Inc., (Deed Book 4492 Page 963) with the southerly 100 foot right-of-way line of the proposed Westinghouse Boulevard, said calculated intersection point also being in the centerline of Old Nations Ford Road;

THENCE departing said common line S 60°34'12" W, 38.23 feet to a calculated point;

THENCE S 74°10'24" W, 75.24 feet to a calculated point;

THENCE S 69°35'58" W, 75.00 feet to a calculated point;

THENCE S 65°35'07" W, 228.56 feet to a calculated point;

THENCE N 33°28'50" W, 16.43 feet to a calculated point;

THENCE S 69°35'58" W, 593.52 feet to a calculated point;

THENCE S 71°04'59" E, 58.47 feet to a calculated point;

THENCE S 60°54'03" W, 71.67 feet to a calculated point;

THENCE S 68°22'50" W, 51.77 feet to a calculated point;

THENCE S 71°35'41" W, 51.74 feet to a calculated point;

THENCE S 82°59'23" W, 40.71 feet to a calculated point in the centerline of Big Sugar Creek, said creek also being on the common line between said McDevitt and Street Company and Vulcan Materials (Deed Book 5446 Page 683);

THENCE along said creek N 36°11'45" W, 154.03 feet to a calculated point;

THENCE continuing along said creek N 00°00'15" E, 127.04 feet to a calculated point;

THENCE continuing along said creek N 02°33'21" W, 117.27 feet to a calculated point;

THENCE continuing along said creek N 06°03'55" E, 170.58 feet to a calculated point;

THENCE departing said creek and along the common line between said McDevitt and Street Company and Vulcan Materials (Deed Book 3756 Page 320) N 39°12'25" E, 1,466.69 feet to a calculated point in the centerline of Old Nations Ford Road, said centerline being the common line between said McDevitt and Street Company and said Lance, Inc.;

THENCE along said centerline S 34°08'19" W, 22.39 feet to a calculated point of curvature;

THENCE continuing along said centerline with a curve to the left having a radius of 572.96

feet, through a central angle of $59^{\circ}21'35''$, with a chord distance of 567.41 feet, bearing $S 04^{\circ}27'30'' W$, for an arc distance of 593.60 feet to a calculated point;

THENCE continuing along said centerline $S 25^{\circ}13'18'' E$, 628.15 feet to a calculated point;

THENCE continuing along said centerline $S 24^{\circ}42'29'' E$, 82.36 feet to the POINT OF BEGINNING, and containing 20.50 acres or 892781 square feet, more or less, as shown on an annexation map entitled "Property of McDevitt and Street Company" prepared for the City of Charlotte Engineering Department by Kimley-Horn and Associates.

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 10th day of December, 1990, the reference having been made in Book 27, Page 220

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 10th day of December, 1990


Pat Sharkey, City Clerk

D.A. WAPPENBRO

December 10, 1990
Resolution Book 27, Page 220

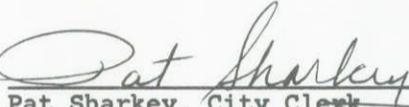
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE THAT:

The streets known as Street Acres Drive, Pinewood Drive, Shelley Avenue and Byrne Circle which appears on plats as shown on recorded Map Book 9, Page 93 and Map Book 9, Page 95 recorded in the Mecklenburg County Public Registry is not part of the street plan adopted pursuant to the North Carolina General Statutes, Section 136-66.2

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 10th day of December, 1990, the reference having been made in Book 97, Page , and recorded in full in Resolution book 27, Page 220.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of December, 19 90.


Pat Sharkey, City Clerk

S.R/NPP51200

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 10th day of December, 1990, 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:


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 10th day of December, 1990, the reference having been made in Minute Book 97, and is recorded in full in Resolution Book 27, at page(s) 221-222

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of December, 1990.

Pat Sharkey, City Clerk

TAXPAYERS AND REFUNDS REQUESTED

<u>Name</u>	<u>Refund Requested</u>	<u>Reason</u>
Keller Cosmetics, Inc.	\$ 19.65	Clerical Error
Terry N. Brooks	34.29	Illegal Levy
Terry N. Brooks	97.86	Illegal Levy
Terry N. Brooks	176.84	Illegal Levy
Carol D Capps	40.02	Clerical Error
Frank L. Kao	59.47	Illegal Levy
Billy A. May	76.04	Clerical Error
Minnie D. Shouse	15.00	Clerical Error
James W. & Michal I. Thompson	1,174.24	Clerical
Catalytic Generators, Inc.	11.67	Clerical Error
John D. Smith	360.44	Clerical Error
Fast Frame	260.26	Clerical Error
Keller Cosmetics, Inc.	19.12	Clerical Error
Cafe A La Cart	120.80	Clerical Error
Mr. Kar Inc.	239.32	Clerical Error
Patsy W. Locklear	2.10	Illegal Levy
Catalytic Generators, Inc.	10.21	Clerical Error
Savannah Service, Inc.	1,409.47	Clerical Error
Caterpilla, Inc.	2,770.91	Clerical Error
Total	\$ 6,897.71	

[Handwritten signature]

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