

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ENDORSING THE CHARLOTTE-MECKLENBURG TRANSPORTATION ADVISORY COMMITTEE ACTION REQUESTING THE STATE NOT TO WIDEN NC51 WITHIN THE TOWN OF MATTHEWS

WHEREAS, the Charlotte-Mecklenburg Transportation Advisory Committee (TAC) did on November 19, 1980 request the North Carolina Department of Transportation (NC-DOT) not widen NC51 to four lanes within the Corporate Limits of the Town of Matthews, and

WHEREAS, the improvement of the road is inconsistent with local planning and may increase traffic through Matthews, and

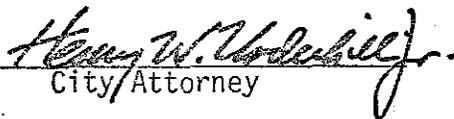
WHEREAS, the City of Charlotte respects the right of municipalities to determine their own transportation system within their corporate limits;

NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Council in regular session duly assembled, that the Council endorses the Town of Matthews' request to not improve NC51 to four lanes through the town, and

THAT the City TAC representative be authorized to vote accordingly with the TAC on this issue.

RESOLVED, this the 8th day of December, 1980.

Approved as to form:


City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of December, 1980, the reference having been made in Minute Book 75 and recorded in full in Resolutions Book 16 at Page 349.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 9th day of December, 1980.

Ruth Armstrong, City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
FOR CONDEMNATION ACTION IN THE THIRD WARD COMMUNITY DEVELOPMENT
NEIGHBORHOOD STRATEGY AREA

WHEREAS, the City of Charlotte has undertaken the execution of an Urban Renewal Project in the Third Ward Community Development Neighborhood Strategy Area to be executed in accordance with the provisions of Article 22 of Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, the Urban Renewal Law, as set out in said Article and Chapter, provides for the acquisition, preparation, sale, sound re-planning, and redevelopment of property within a redevelopment area, as defined by said law; and

WHEREAS, such Area has been established in accordance with the requirements of such law and said Project approved by the Governing Body of the City of Charlotte; and

WHEREAS, such law specifically provides for the exercise of power of Eminent Domain in order that the purposes of the law, as set out in said Article 22 of Chapter 160A, be achieved and accomplished, such purposes being in the public interest and designed to promote the health, safety, and welfare of the inhabitants of this community and locality; and

WHEREAS, there has been prepared and approved by the City Council of the City of Charlotte a Redevelopment Plan for the Area, which Redevelopment Plan is dated January, 1976, and approved by the City Council, by Resolution adopted on March 1, 1976, and as amended October, 1978, and approved by the City Council by Resolution adopted on December 11, 1978, which Plan specifies that certain alleys in the Area, described in Exhibit "A" attached hereto and made a part hereof, are to be closed; and

WHEREAS, the City of Charlotte has made due and diligent search but has been unable to locate parties who may have or claim an interest or might hereinafter have or claim an interest; and

WHEREAS, the acquisition of every interest, if any, possessed by unknown parties is essential to the achievement of the plans and accomplishments of the purposes of the Redevelopment Law, as the same relates thereto; and

WHEREAS, it therefore appears that it will be necessary for the City of Charlotte, North Carolina, to institute condemnation

proceedings under the provisions of the North Carolina law of Eminent Domain and the exercise of powers thereunder in order to acquire the interests, if any, of said unknown parties.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Council approves and hereby orders the institution of condemnation proceedings in its proper corporate name for the purposes of acquiring whatever interests, if any, are possessed by unknown parties in the property described in Exhibit "A", attached hereto and made a part hereof, each alley having a nuisance value of One Dollar (\$1.00).

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of December, 1980, the reference having been made in Minute Book 75 and is recorded in full in Resolution Book 16 at Pages 350-361.

Ruth Armstrong
City Clerk

TEN-FOOT UNNAMED ALLEY IN BLOCK 12, OPENING ONTO SYCAMORE STREET AND SOUTH IRWIN AVENUE, THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the westerly right-of-way line of South Irwin Avenue, said point lying on the southern boundary of alleyway and being 42 feet in a northerly direction from the intersection of the northerly right-of-way line of Waccamaw Street and the westerly right-of-way line of South Irwin Avenue; and running thence with the following calls along the southern boundary of alleyway; N. 47-23-29 W., 150.00 feet, N. 58-30-00 W., 298.50 feet, N. 74-15-40 W., 130.30 feet; thence leaving the southern boundary of alleyway and following the easterly right-of-way line of South Sycamore Street, N. 24-37-45 E. 10.00 feet to a point, said point lying on northern boundary of alleyway; and running thence with the following calls along the northern boundary of alleyway; S. 74-15-40 E., 130.47 feet, S. 58-30-00 E., 300.00 feet, S. 47-23-29 E., 149.94 feet; thence leaving the northern boundary of alleyway and following the westerly right-of-way line of South Irwin Avenue, S. 33-50-31 W., 10.00 feet to the point of Beginning, and containing 0.13 acres, more or less.

TEN-FOOT UNNAMED ALLEY IN BLOCK 12, OPENING ONTO WEST
TRADE STREET CONNECTOR, THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the westerly right-of-way line of West Trade Street, said point lying on the southerly boundary of alleyway and being 8.83 feet in a northerly direction from the intersection of the westerly right-of-way line of South Irwin Avenue and the westerly right-of-way line of West Trade Street; and running thence along the southern boundary of alleyway, N. 47-19-35 W., 93.54 feet to a point, said point lying on the western boundary of alleyway, and running thence along said western boundary, N. 34-11-52 E., 10.00 feet to a point, said point lying on the northern boundary of alleyway, and running thence along said northern boundary, S. 47-19-37 E., 79.76 feet to a point, said point lying on westerly right-of-way line of West Trade Street and following thence with the arc of a curve to the right, with a radius of 462.31 feet and a distance of 18.18 feet to the point of Beginning, and containing 0.02 acres, more or less.

TEN-FOOT UNNAMED ALLEY IN BLOCK 19, OPENING ONTO WESTBROOK
DRIVE, THIRD WARD COMMUNITY DEVELOPMENT NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the easterly right-of-way line of Westbrook Drive, said point lying on southern boundary of alleyway and being 101.96 feet in a northerly direction from the intersection of the northerly right-of-way line of South Cedar Street and the easterly right-of-way line of Westbrook Drive; and thence following with the arc of a curve to the left, with a radius of 2,865 feet, a distance of 10.00 feet to a point, said point lying on the northern boundary of alleyway, and running thence along said northern boundary, N. 41-00-00 E., 278.25 feet to a point, said point lying on eastern boundary of alleyway, and running thence along said eastern boundary, S. 11-02-25 E., 12.57 feet to a point, said point lying on southern boundary of alleyway, and running thence along said southern boundary, S. 41-00-00 W., 269.22 feet to the point of Beginning, and containing 0.06 acres, more or less.

TWO TEN-FOOT ALLEYS IN BLOCK 19, OPENING ONTO WEST FOURTH
STREET EXTENSION, THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the southerly right-of-way line of West Fourth Street Extension, said point lying on the easterly boundary of alleyway and being 100+ feet from the intersection of the westerly right-of-way line of South Cedar Street and the southerly right-of-way line of West Fourth Street Extension, and running thence along said easterly boundary, S. 42-15-17 W., 271.02 feet to a point, said point lying on southerly boundary of alleyway, and running thence along said southerly boundary, N. 47-44-43 W., 9.77 feet to a point, said point lying on westerly boundary of alleyway, and running thence along said westerly boundary, N. 42-15-17 E., 191.18 feet to a point, said point lying on the southerly boundary of alleyway, and running thence along said southerly boundary, N. 45-58-58 W., 266.40 feet to a point, said point lying on southerly right-of-way line of West Fourth Street Extension, and following thence with the arc of a curve to the right with a radius of 960.00 feet, a distance of 24.62 feet along said right-of-way line of West Fourth Street Extension to a point, said point lying on northerly boundary of alleyway, and running thence along said northerly boundary, S. 45-58-58 E., 243.60 feet to a point, said point lying on westerly boundary of alleyway, and running thence along said westerly boundary, N. 42-15-17 E., 68.87 feet to a point, said point lying on southerly right-of-way line of West Fourth Street Extension, and following thence with the arc of a curve to the right along said right-of-way line of West Fourth Street Extension with a radius of 960.00 feet, a distance of 9.82 feet to the point of Beginning, and containing 0.12 acres, more or less.

TEN-FOOT UNNAMED ALLEY IN BLOCK 24, OPENING ONTO McNINCH
STREET, THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the southerly right-of-way line of McNinch Street, said point lying on the westerly boundary of alleyway and being 139.77 feet in an easterly direction from the intersection of the easterly right-of-way line of Greenleaf Street and the southerly right-of-way line of McNinch Street, and running thence along said right-of-way line of McNinch Street, N. 44-47-00 E., 10.00 feet to a point, said point lying on the eastern boundary of alleyway, and running thence along said eastern boundary, S. 43-45-00 E., 239.49 feet to a point, said point lying on the southern boundary of an alleyway, and running thence along said southern boundary, S. 40-43-51 W., 10.04 feet to a point, said point lying on the westerly boundary of an alleyway, and running thence along said western boundary, N. 43-45-00 W., 240.20 feet to the point of Beginning, and containing 0.05 acres, more or less.

TEN-FOOT UNNAMED ALLEY IN BLOCK 26, OPENING ONTO GREENLEAF
AVENUE, THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the present southerly right-of-way margin of Greenleaf Street, said point being located 100 feet measured in a northwesterly direction along the present southerly right-of-way margin of Greenleaf Street from a point where the present westerly right-of-way margin of South Cedar Street intersects with the said present southerly right-of-way margin of Greenleaf Street and running thence with the easterly margin of a ten-foot alleyway, S. 43-22 W., 100 feet to a point; thence N. 46-45 W., 10.00 feet to a point; thence with the westerly margin of said ten-foot alleyway, N. 43-22 E., 100 feet to a point in the present southerly right-of-way margin of Greenleaf Street; thence with the present southerly right-of-way margin of Greenleaf Street, S. 46-45 E., 10.00 feet to the point or place of Beginning, and containing 1,000 square feet.

TEN-FOOT UNNAMED ALLEY IN BLOCK 27, OPENING ONTO McNINCH STREET (ABANDONED), THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the easterly right-of-way line of McNinch Street, said point lying on the northern boundary of an alleyway and being 139.32 feet from the intersection of the southerly right-of-way line of Greenleaf Street and the easterly right-of-way line of McNinch Street, and running thence with northerly boundary of said alleyway, S. 48-15-00 E., 144.00 feet to a point, said point lying on the easterly boundary of said alleyway, and running thence along said easterly boundary, S. 32-55-20 W., 10.10 feet to a point, said point lying on the southerly boundary of an alleyway, and running thence along southerly boundary, N. 48-15-00 W., 146.08 feet to a point, said point lying on the easterly right-of-way line of McNinch Street, and running thence along said right-of-way line of McNinch Street, N. 44-47-00 E., 10.00 feet to the point of Beginning, and containing 0.03 acres, more or less.

TEN-FOOT UNNAMED ALLEY IN BLOCK 27, OPENING ONTO SOUTH
CLARKSON STREET (ABANDONED), THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the westerly right-of-way line of South Clarkson Street, said point lying on the southern boundary of alleyway and being 116 feet in a northerly direction from the intersection of the northerly right-of-way line of West First Street and the westerly right-of-way line of South Clarkson Street, and running thence with southern boundary of alleyway, N. 47-00-00 W., 143.90 feet to a point, said point lying on the western boundary of alleyway, and running thence along said western boundary, N. 11-15-11 E., 11.76 feet to a point, said point lying on the northern boundary of alleyway, and running thence along said northern boundary, S. 47-00-00 E., 150.00 feet to a point, said point lying on the westerly right-of-way line of South Clarkson Street, and running thence along said right-of-way line of South Clarkson Street, S. 42-30-00 W., 10.00 feet to the point of Beginning, and containing 0.03 acres, more or less.

TEN-FOOT UNNAMED ALLEY IN BLOCK 28, OPENING ONTO McNINCH
STREET (ABANDONED) AND ELLIOTT STREET (ABANDONED),
THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the westerly right-of-way line of McNinch Street, said point lying on the northerly boundary of an alleyway and being 139.27 feet in a southerly direction from the intersection of the southerly right-of-way line of Greenleaf Street and the westerly right-of-way line of McNinch Street, and running thence with said right-of-way line of McNinch Street, S. 37-44-54 W., 10.07 feet to a point, said point lying on the southern boundary of an alleyway, and running thence along said southern boundary, N. 41-30-00 W., 295.40 feet to a point, said point lying on the easterly right-of-way line of Elliott Street, and running thence along said right-of-way line of Elliott Street, N. 40-00-00 E., 10.00 feet to a point, said point lying on the northern boundary of an alleyway, and running thence along said northern boundary, S. 41-30-00 E., 295.00 feet to the point of Beginning, and containing 0.07 acres, more or less.

TEN-FOOT UNNAMED ALLEY IN BLOCK 29, OPENING ONTO ELLIOTT
STREET (ABANDONED), THIRD WARD NEIGHBORHOOD STRATEGY AREA

BEGINNING at a point in the westerly right-of-way line of Elliott Street, said point lying on the northern boundary of alleyway and being 139.5 feet in a southerly direction from the intersection of the southerly right-of-way line of Greenleaf Street and the westerly right-of-way line of Elliott Street, and running thence with said right-of-way line of Elliott Street, S. 40-00-00 W., 10.00 feet to a point, said point lying on the southern boundary of alleyway, and running thence along said southern boundary, N. 50-00-00 W., 247.60 feet to a point, said point lying on the western boundary of alleyway, and running thence along said western boundary, N. 41-08-45 E., 10.00 feet to a point, said point lying on the northern boundary of alleyway, and running thence along said northern boundary, S. 50-00-00 E., 247.40 feet to the point of Beginning, and containing 0.06 acres, more or less.

Extracts from minutes of meeting of the City Council of the City of Charlotte, North Carolina, held on the 8th day of December, 1980.

RESOLUTION

Be it resolved by the City Council of the City of Charlotte in regular meeting assembled that the Mayor of said City be, and he hereby is, authorized to enter into an agreement with the SEABOARD COAST LINE RAILROAD COMPANY, and to sign same on behalf of said City whereby said Railroad Company grants unto said City the permission and license to construct and maintain an electric power service wire line across the right of way and over the track of said Railroad Company at or near Charlotte, North Carolina; as more particularly described in said agreement, which agreement is dated August 28, 1980, a copy of which agreement is filed with this City Council.

I certify the above to be a true and correct copy.

X _____
Ruth Armstrong, City Clerk

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of December, 1980, the reference having been made in Minute Book 75 and is recorded in full in Resolution Book 16 at Page 362.

Ruth Armstrong
City Clerk

A RESOLUTION PROVIDING FOR PUBLIC
HEARING ON PETITION FOR ZONING CHANGE

WHEREAS, the City Council has received a petition for zoning change, which petition, numbered 80-62, is on record in the Office of the City Clerk, and

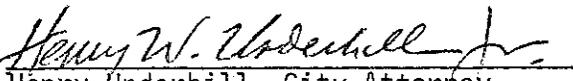
WHEREAS, the City Council deems it in the public interest that a hearing be held on said petition,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that a public hearing will be held in the Belmont Center at 7:30 p. m. on the 5th

day of January, 1981, on petition for zoning change numbered 80-62.

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

APPROVED AS TO FORM:


Henry Underhill, City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of December, 1980, the reference having been made in Minute Book 75 and is recorded in full in Resolution Book 16 at Page 363.

Ruth Armstrong
City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
APPROVING EXCHANGE OF PROPERTY BETWEEN THE CITY OF CHARLOTTE
AND D. L. PHILLIPS INVESTMENT BUILDERS, INC.

WHEREAS, the Charlotte-Mecklenburg Planning Commission, on February 6, 1980, approved Mandatory Referral Report No. 80-13 which is a proposal by the City of Charlotte providing for the purchase of six acres of a 37-acre parcel of land owned by D. L. Phillips Investment Builders, Inc. in the western section of the City of Charlotte for development of a neighborhood park utilizing funds allocated for that purpose by the Parks Bond Referendum passed in November, 1978; and

WHEREAS, the City of Charlotte owns 3.111 acres of land in that vicinity, which land is the residue of a parcel acquired by the City and sold to the North Carolina Department of Transportation for the construction of Interstate 77; and

WHEREAS, this land-locked residue parcel, with no access, except over land belonging to adjoining property owners has been declared surplus to the needs of the City of Charlotte by the City Council at its July 14, 1980, meeting; and

WHEREAS, D. L. Phillips Investment Builders, Inc. owns land adjoining the City-owned parcel; and

WHEREAS, negotiations with D. L. Phillips Investment Builders, Inc. have disclosed that it is willing and has agreed to convey to the City of Charlotte that portion of their property described in Exhibit "A" hereto and shown on plat entitled "Property of D. L. Phillips Investment Builders, Inc.", prepared by W. E. Cox, P. E., Inc. Consulting Engineers, dated May 15, 1980, which is attached as Exhibit "B", consisting of six acres, and in exchange the City of Charlotte will convey to D. L. Phillips Investment Builders, Inc. property consisting of 3.111 acres of land as described in Exhibit "C", attached hereto and as depicted on the plat entitled "Map of Topographical and Boundary Survey of Property to be acquired by D. L. Phillips Investment Builders, Inc. from City of Charlotte, N. C.", prepared by W. E. Cox, P. E., Inc., Consulting Engineers, dated May, 1980, which is attached as Exhibit "D", and the City will pay D. L. Phillips Investment Builders, Inc. the sum of \$28,600.00, which is the difference of the value of the property owned by D. L. Phillips Investment Builders, Inc. and the City-owned land.

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

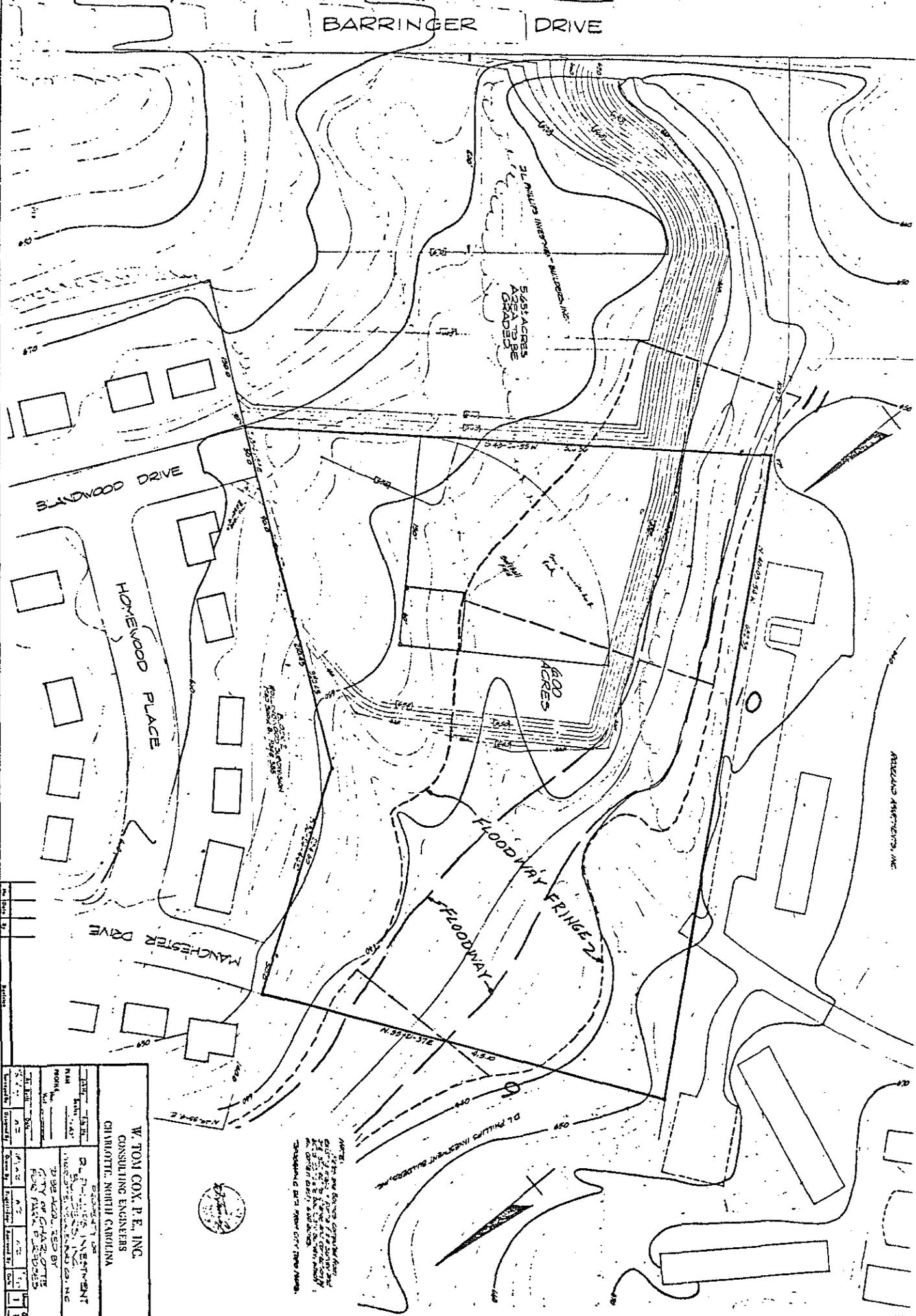
1. Finds that the City of Charlotte will receive a full and fair consideration in exchanging property described in Exhibit "A" hereto consisting of six acres of land owned by D. L. Phillips Investment Builders, Inc. for the City-owned property described in Exhibit "C", consisting of 3.111 acres of land and paying to D. L. Phillips Investment Builders, Inc. the sum of \$28,600.00; and

2. Approves the exchange of property owned by D. L. Phillips Investment Builders, Inc., consisting of six acres of land as described in Exhibit "A" hereto for property owned by the City of Charlotte, consisting of 3.111 acres of land as described in Exhibit "C" hereto and the payment by the City to D. L. Phillips Investment Builders, Inc. the sum of \$28,600.00, which is the difference between the value of the D. L. Phillips Investment Builders, Inc. land and the City-owned land.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of December, 1980, the reference having been made in Minute Book 75 and is recorded in full in Resolution Book 16 at Pages 364-369.

Ruth Armstrong
City Clerk

BEGINNING at a point in the northwesterly right-of-way margin of Manchester Drive, said point being the southwesterly corner of Lot 1 in Block 4 of the Rollingwood Subdivision as shown on recorded Map Book 8, Page 385, and running thence in a southeasterly direction, crossing Manchester Drive and following along the rear lot lines of Lots 5, 4, 3, 2, and 1 in Block 2, as shown on said recorded Map Book 8, Page 385 in two (2) courses as follows: (1) S. 32-24-44 E., 234.60 feet to a point. (2) S. 63-46-59 E., 350.43 feet to an iron pin in the southeasterly right-of-way margin of Blandwood Drive; thence with a new line S. 43-24-55 W., 526.36 feet to an iron pin in the northerly boundary line of Roseland Apartments, Inc. Property; thence with the northerly boundary line of Roseland Apartments, Inc. Property, N. 40-03-54 W., 652.35 feet to a point; thence with a new line, N. 55-21-37 E., 415.10 feet to the point or place of Beginning, subject to an actual field survey and containing 6.00 acres.



AROLD'S PARTNERS, INC.

NOTES:
 1. This map shows the floodway and floodway fringe areas for the 600-acre tract shown on the attached plan. The floodway and floodway fringe areas are shown as dashed lines. The floodway fringe area is shown as a dashed line with a dash-dot pattern. The floodway is shown as a dashed line with a long-dash pattern. The floodway and floodway fringe areas are shown as dashed lines. The floodway fringe area is shown as a dashed line with a dash-dot pattern. The floodway is shown as a dashed line with a long-dash pattern.

W. TOM COX, P.E., INC.
 CONSULTING ENGINEERS
 CHARLOTTE, NORTH CAROLINA

DESIGNED BY
R. PHILLIPS INVESTMENT
 CONSULTING ENGINEERS
 CHARLOTTE, NORTH CAROLINA

DATE: 12/8/80
 DRAWN BY: [Signature]
 CHECKED BY: [Signature]
 SCALE: AS SHOWN
 SHEET NO. 1 OF 1

DATE	12/8/80
DRAWN BY	[Signature]
CHECKED BY	[Signature]
SCALE	AS SHOWN
SHEET NO.	1 OF 1

BEGINNING at an iron pin in the proposed easterly right-of-way margin of Stuart Andrew Boulevard, said iron pin being the northwesterly corner of the property conveyed to John D. Little, Sr. by deed of Ruth S. Little, dated October 25, 1978, and recorded in Deed Book 4118, Page 650, said iron pin being also located N. 59-49-28 E., approximately 731 feet from the center line of Pressley Road, and running thence N. 59-49-28 E., 710.66 feet to a point in the westerly right-of-way margin of Interstate Highway 77; thence with the westerly right-of-way margin of Interstate Highway 77 in three (3) courses as follows: (1) S. 23-10-45 W., 255.42 feet to a point (2) S. 22-30-20 W., 214.18 feet to a point (3) with an arc of a circular curve to the left, having a radius of 2,984.79 feet, an arc distance of 175.25 feet to a point, the north-easterly corner of the John D. Little, Sr. Property; thence with the John D. Little, Sr. Property, N. 58-28-16 W., 442.51 feet to the point or place of Beginning, and containing 3.111 acres, all as shown on a boundary survey map prepared by W. Tom Cox, P. E., dated May, 1980, to which reference is hereby made.

The above-described property being a portion of the property conveyed to the City of Charlotte by Deed of John Crossland Company, dated May 31, 1962, and recorded in Deed Book 2340, Page 126, of the Mecklenburg County, North Carolina, Public Registry.

