

February 13, 1984  
Resolution Book 20 - Page 36

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 13th day of February, 1984, 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

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of February, 1984, the reference having been made in Minute Book 81 and recorded in full in Resolution Book 20, page(s) 36-37.

Pat Sharkey  
City Clerk

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TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Central Carolina Bank and Trust (Lsg. Dept.)	\$ 5.00	Illegal Levy
Hill, Phyllis Revels	5.50	Clerical Error
Isenhour, Doris Purser	1.00	Clerical Error
Mendez, Edgar Gary Moya	11.11	Clerical Error
Smith, Janet McClumpha	16.73	Clerical Error
Woodward, Mary Hubbard	19.09	Clerical Error
Berg, David T. & wf. Vera D.	13.62	Clerical Error
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Coryell, Alice Lina	41.88	Illegal Levy
Knauff, James W., Jr. and James W. Knauff, III	32.93	Clerical Error
Berg, David T. & wf. Vera D.	13.62	Clerical Error
Coryell, Alice Lina	37.58	Illegal Levy
Knauff, James J. and James W. Knuff, III	32.93	Clerical Error
Gelco Corporation	42.11	Clerical Error
Smith, Herbert F. Waterproofing, Inc.	92.22	Illegal Levy
Walburg, James Brenner	37.36	Illegal Levy
William Hopkins Brown	6.11	Clerical Error
Coryell, Alice Lina	5.00	Illegal Levy
Dixon, John T. & wf. Geneva G.	71.19	Clerical Error
Fox, Sidney Caldwell	23.00	Clerical Error
Davis, Howard Yvonne	7.69	Clerical Error
Moser, Jerry Lester	126.00	Clerical Error
Pappas, Helen	11.72	Clerical Error
Reynolds, Leonard & wf. Gloria M.	10.96	Clerical Error
Lewis Business Products Inc.	88.99	Illegal Levy
Motorlease Corporation, The	49.79	Illegal Levy
Barclay American Leasing Inc. Lsd. Vehicles	45.95	Illegal Levy
Flowe, Mark Allison	53.53	Illegal Levy
Knox, Tommie L. & wf. Gloria	77.96	Clerical Error
Moore, Verlin Paul	58.86	Clerical Error
First Union Nat'l Bank Consumer Lsg. Dept.	317.88	Illegal Levy
N. C. National Bank Consumer Credit Control	54.27	Illegal Levy
Siler, Juanice G.	3.17	Clerical Error
Chanoled, Norman Francis	5.90	Clerical Error
Eagan, Susan Gauthier	48.26	Illegal Levy
Eagan, Susan Germaine	9.24	Illegal Levy
TOTAL	<u>\$ 1,491.77</u>	

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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 13th day of February, 1984, the reference having been made in Minute Book 81 and recorded in full in Resolution Book 20, page(s) 38.

Pat Sharkey  
City Clerk

<u>TAXPAYERS AND REFUNDS REQUESTED</u>		
<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Kirk W. Boland	<u>\$20.00</u>	Clerical Error
TOTAL	<u>\$20.00</u>	

RESOLUTION AUTHORIZING THE MECKLENBURG COUNTY DEPARTMENT OF ENVIRONMENTAL HEALTH TO HAVE THE AUTHORITY TO ENFORCE STATE SOLID WASTE MANAGEMENT PROGRAM REGULATIONS THAT PERTAIN TO CITY-OPERATED LANDFILLS IN MECKLENBURG COUNTY.

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WHEREAS, the North Carolina Department of Human Resources has the authority under N.C. Gen. Stat. § 130-166.18(a)(5c) to delegate authority and responsibility to units of local government to perform all or a portion of a Solid Waste Management Program stated in N.C. Gen. Stat. § 130-66.16 et seq., Article 13B, and the North Carolina Solid Waste Management Rules adopted pursuant thereto; and

WHEREAS, the Mecklenburg County Board of Commissioners (while sitting as the Board of Health) is preparing to request of the North Carolina Department of Human Resources that the Department delegate authority and responsibility for administration and enforcement of the Solid Waste Management Program to the Mecklenburg County Department of Environmental Health; and

WHEREAS, N.C. Gen. Stat. § 130-166.18(a)(5c) provides that no such authority over or control of the operations or properties of one local government shall be delegated to another local government for enforcing regulations of the Solid Waste Management Program unless the local government consents to such delegation; and

WHEREAS, it would be advantageous to the City of Charlotte to authorize the delegation of such authority to the Mecklenburg County Department of Environmental Health in order to have compliance authority at the local level, to ensure greater compliance with regulations, to provide greater protection to surface water and ground water through more frequent evaluations,

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and to ensure uniformity of enforcement throughout Mecklenburg County.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby request that the Mecklenburg County Department of Environmental Health be given authority to enforce the statutory provisions of N.C. Gen. Stat. § 130-166.16, Article 13B, "Solid Waste Management", and the North Carolina Solid Waste Management Rules adopted pursuant to that authority over any City of Charlotte operated sanitary landfill in Mecklenburg County, subject only to the authority of the City Council of the City of Charlotte to rescind such delegation of authority by the adoption of such a resolution by the City Council.

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 13th day of February, 1984, and the reference having been made in Minute Book 81, page           , and recorded in full in Resolutions Book 20, pages 39-40.

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

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Pat Sharkey  
City Clerk

