

A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY 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 property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 26th day of February 2007 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Brenda R. Freeze, 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 26th day of February, 2007, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 40, Pages (566-567).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of February, 2007.



Brenda R. Freeze, CMC, City Clerk

**TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)**

<u>Name</u>	<u>Amount</u>
WILSON RICHARD L	89.43
WILSON RICHARD	81.90
WILSON RICHARD	81.90
CAMP CHARLES BARON	14.28
EMMANUEL BAPTIST CHURCH INC.	45.00
DOWNING WILLIAM L	3.95
DOWNING WILLIAM L	4.38
COLEY DIANE	87.78
KAPERONIS D G (ET AL)	417.33
H & M FOODS INC	15.15
CROCK JANE E ATTORNEY AT LAW	8.54
CHAMBERS RUTH C	644.70
CHAMBERS RUTH C	644.70
CHAMBERS RUTH C	644.70
Total	<u><u>\$2,783.74</u></u>

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of Masonic Drive in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Steven Shand – Charlotte Country Club** has filed a petition to close a portion of **Masonic Drive** in the City of Charlotte; and

Whereas, the portion of Masonic Drive to be closed lies within the Plaza Midwood Community beginning 1,429 feet from the intersection of Central Avenue continuing north approximately 564 feet to its terminus as shown in the 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 City Council first adopt a resolution declaring it’s 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 two 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 or alley and

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at it’s regularly scheduled session of February 26, 2007 that it intends to close a portion of Masonic Drive and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 26th day of March, 2007 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Brenda R. Freeze, 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 26th day of February, 2007, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 40, Page 568.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of February, 2007.



Brenda R. Freeze, CMC, City Clerk

ACTION A

RESOLUTION

EXTRACT FROM THE MINUTES OF A regular
MEETING OF THE Charlotte City Council
HELD ON February 26, 2007

The following resolution was introduced by Councilmember Burgess
seconded by Councilmember Carter, read in full, considered
and adopted.

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING AND
RATIFYING THE EXECUTION OF THE MUNICIPAL AGREEMENT FOR A PROJECT
KNOWN AS MOUNT OLIVE CHURCH ROAD RESURFACING NEAR CHARLOTTE
DOUGLAS INT'L AIRPORT BETWEEN THE NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION AND THE CITY OF CHARLOTTE, NORTH CAROLINA

BE IT RESOLVED, by the CITY COUNCIL of
THE CITY OF CHARLOTTE, NORTH CAROLINA

SECTION 1. That said City Council hereby
authorizes, adopts, approves, accepts and ratifies the execution
of a municipal agreement between the North Carolina Department of
Transportation and the City of Charlotte, North Carolina

SECTION 2. That the Execution of said Municipal Agreement
in quadruplicate on behalf of said City Council by T. J.
Orr, Aviation Director and the impression of the official seal
of the City of Charlotte and the attestation by Brenda Freeze;
City Clerk is hereby authorized, adopted, approved, accepted and

ratified.

SECTION 3. That the Aviation Director is hereby authorized to execute payment requests under the Municipal Agreement on behalf of said City of Charlotte.

CERTIFICATION

I, Brenda R. Freeze, 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 26th day of February, 2007, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 40, Pages (569-570).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of February, 2007.



Brenda R. Freeze, CMC, City Clerk

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2007 MAR 07 03:35 PM
BK: 21882 PG: 790-793 FEE: \$18.00
INSTRUMENT # 2007046209



RESOLUTION CLOSING A PORTION OF GRIFFITH 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 Griffith 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 a portion of Griffith Street 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 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to City of Charlotte, BellSouth Telecommunications, Inc., and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 26th day of February, 2007 and City Council determined that the closing of a portion of Griffith 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 February 26, 2007, that the Council hereby orders the closing of a portion of Griffith Street in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", both of which are attached hereto and made a part hereof.

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.

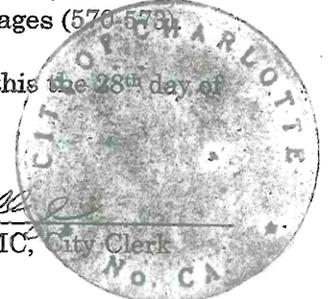
CERTIFICATION

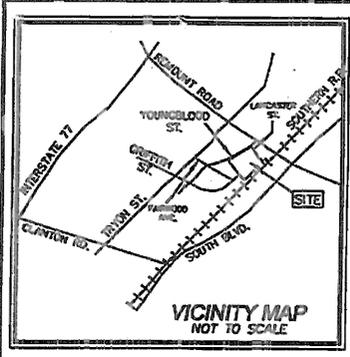
I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of February, 2007, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 40, Pages (570-573).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of February, 2007.

Drawn by: City of Charlotte
Return to: City of Charlotte

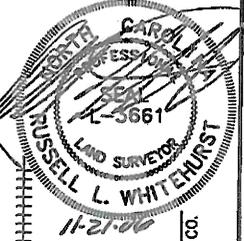

Brenda R. Freeze, CMC, City Clerk





THIS IS TO CERTIFY THAT ON THE 5th DAY OF DECEMBER 2005 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND IMPROVEMENTS, IF ANY, ARE SHOWN HEREON, EXCEPT AS NOTED. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA BOARD RULE .1600 (21 NCAC 56) AND THE ERROR OF CLOSURE FOR THIS PARCEL DOES NOT EXCEED ONE (1) FOOT PER 10,000 LINEAR FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

EXHIBIT A

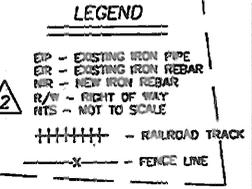
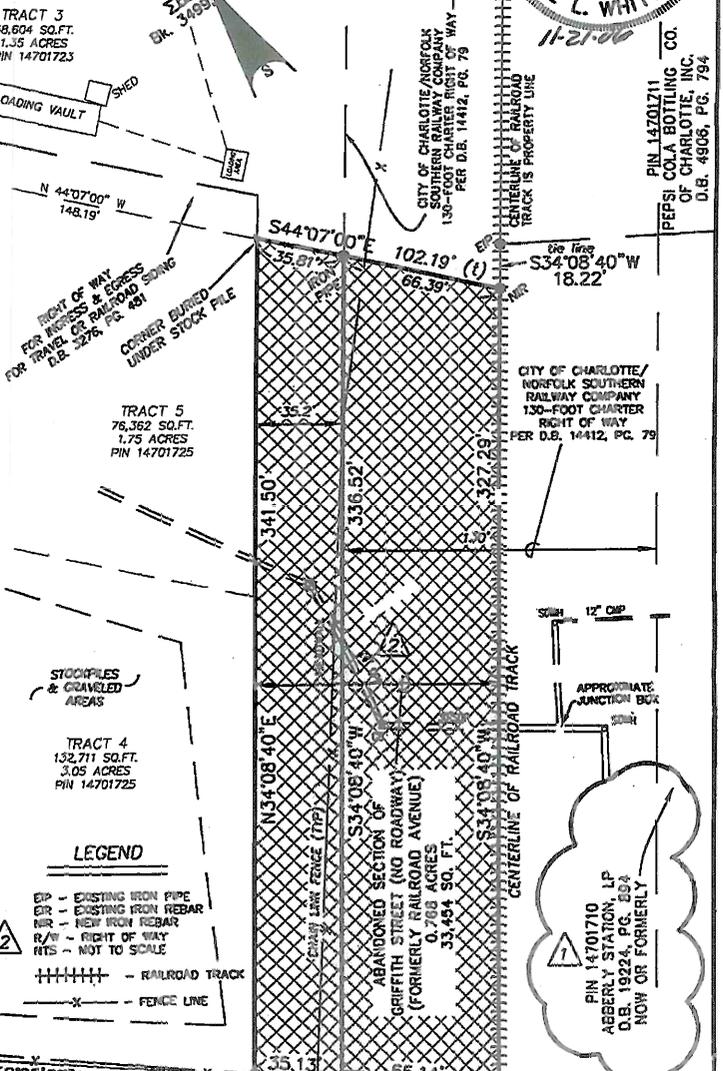


- 1 REVISED 2/27/06 TO CHANGE ADJOINER REFERENCE ONLY.
- 2 REVISED 11/21/06 TO ADD LOCATION OF STORM DRAINAGE WITHIN ABANDONMENT AREA AND TO ADD EASEMENT NOTE ONLY.

NOTES:
 AREAS COMPUTED USING COORDINATE GEOMETRY.
 SURVEY SUBJECT TO FULL TITLE SEARCH.
 THIS PROPERTY MAY BE SUBJECT TO RIGHT OF WAYS, EASEMENTS OR RESTRICTIONS EITHER RECORDED OR IMPLIED.
 TAX PARCEL REFERENCE: 147-017-24
 ZONING = ZONING: I-2 (INDUSTRIAL)
 BOUNDARY SHOWN IS FROM FIELD SURVEY.
 DEED REFERENCE: BOOK 16879, PAGE 804
 ALL ADJOINER PROPERTY OWNER INFORMATION IS TAKEN FROM CURRENT DEEDS AND TAX RECORDS AND ARE CONSIDERED "NOW OR FORMERLY".
 ALL IMPROVEMENTS AND ETC. ARE NOT SHOWN.
 RAW ERROR OF CLOSURE: 1:20,000+
 THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND.
 ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.

UNDERGROUND UTILITIES WERE SHOWN TO US BY N.C. ONE CALL TICKET NUMBER C-26390. OTHER UNDERGROUND UTILITIES MAY EXIST BUT THEIR LOCATIONS ARE NOT KNOWN. THE UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND EXISTING DRAWINGS. THE SURVEYOR MAKES NO GUARANTEE THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. THE SURVEYOR HAS NOT PHYSICALLY LOCATED THE UNDERGROUND UTILITIES.

EASEMENT IN FAVOR OF CITY OF CHARLOTTE AND ALL OTHER OWNERS OF EXISTING UNDERGROUND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR THE ACCESS TO AND FOR THE INSTALLATION MAINTENANCE, REPLACEMENT, AND REPAIR OF STORM DRAIN LINES, CONDUIT, CABLE, WIRES, AND RELATED EQUIPMENT.



Owned Ownership Summary
 Parcel ID#: 14701724
 Owner Name:
 REA CONTRACTING LLC
 Deed/Plot Reference(s)
 16879-804 (5/10/2004)
 L11 & L2 M3-62 &
 L1 & 2 M3-475 &
 TRACT 2 U/M
 Sites Addresses Tied to
 This Parcel:
 121 LANCASTER ST

Owner Name:
 CHS CORPORATION
 D.B. 6511, PG. 461
 PIN 14701701
 FLOOD NOTE:
 THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD ZONE. IT IS LOCATED IN ZONE "C" AS DEFINED BY HUD F.I.R.M. COMMUNITY PANEL# 370159 0013 B DATED FEBRUARY 26, 1982.

LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
 Linda B. Poissant 3/7/07

Drawn by: City of Charlotte
 Return to: City of Charlotte

2013 Van Buren Avenue
 Indian Trail, NC 28079
 (704) 882-4222
 www.eagleonline.net

EXHIBIT 'A'
 ABANDONED SECTION OF GRIFFITH STREET
 (FORMERLY RAILROAD AVENUE)
 Charlotte, Mecklenburg Co, N.C.
 SCALE 1" = 60'
 FOR THE BENEFIT OF CITILINE, LLC
 MAP REFERENCE IN BOOK _____ PAGE _____
 DEED REFERENCE IN BOOK 16879 PAGE 804
 ACAD FILE: W:\DRAWINGS\2592-S\street-closing ECI PROJ #2592

EXHIBIT B

BEGINNING at the southerly most corner of the property of Rea Contracting, LLC as described in Deed Book 16879 at Page 804, said point also being located in the northwesterly margin of Griffith Street (formerly Railroad Avenue) as shown on the map recorded in Map Book 3 at Page 62 in the Mecklenburg Public Registry; thence from said beginning point N. 34-08-40 E. 341.50 ft. to a point; thence S. 44-07-00 E. passing an iron pipe at 35.81 ft. , a distance of 102.19 ft. to an iron pin set in the centerline of the Norfolk Southern Railroad tracks; thence with the centerline of the Norfolk Southern Railway Company railroad tract S. 34-08-40 W. 327.29 ft. to a point; thence N. 52-05-37 W. 100.2 ft. to the point and place of Beginning containing 33,454 square feet as shown on that certain survey by Russell L. Whitehurst, P.L. S. dated December 5, 2005.

Drawn by: City of Charlotte
Return to: City of Charlotte



JUDITH A. GIBSON
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 03/07/2007 03:35 PM
Book: RE 21882 Page: 790-793
Document No.: 2007046209
RESOL 4 PGS \$18.00
Recorder: ANNA GRAY



2007046209