

July 12, 1982  
Resolution Book 18 - Page 251

RESOLUTION CLOSING A CERTAIN PORTION OF AN ALLEYWAY OFF McNINCH STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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

WHEREAS, the City Council has caused to be published a Notice of Public Hearing, all in accordance with said Statute; and

WHEREAS, said public hearing was held on the 12th day of July, 1982; and

WHEREAS, the City of Charlotte owns all of the land adjoining the affected portion of the above-mentioned alleyway; and

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

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

That the Council hereby orders the closing of that certain portion of an Alleyway off McNinch Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "Third Ward Urban Renewal Portion of Alleyway to be Abandoned", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated January 28, 1982, a copy of which is hereto attached and marked Exhibit "A", and incorporated by this reference, said portion of said alleyway being more particularly described in Exhibit "B" hereto attached and made a part hereof, it appearing to the satisfaction of the City Council that the closing of that portion 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.

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.

July 12, 1982  
Resolution Book 18 - Page 252

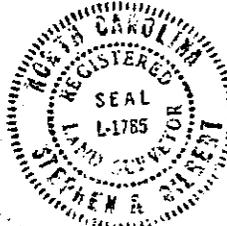
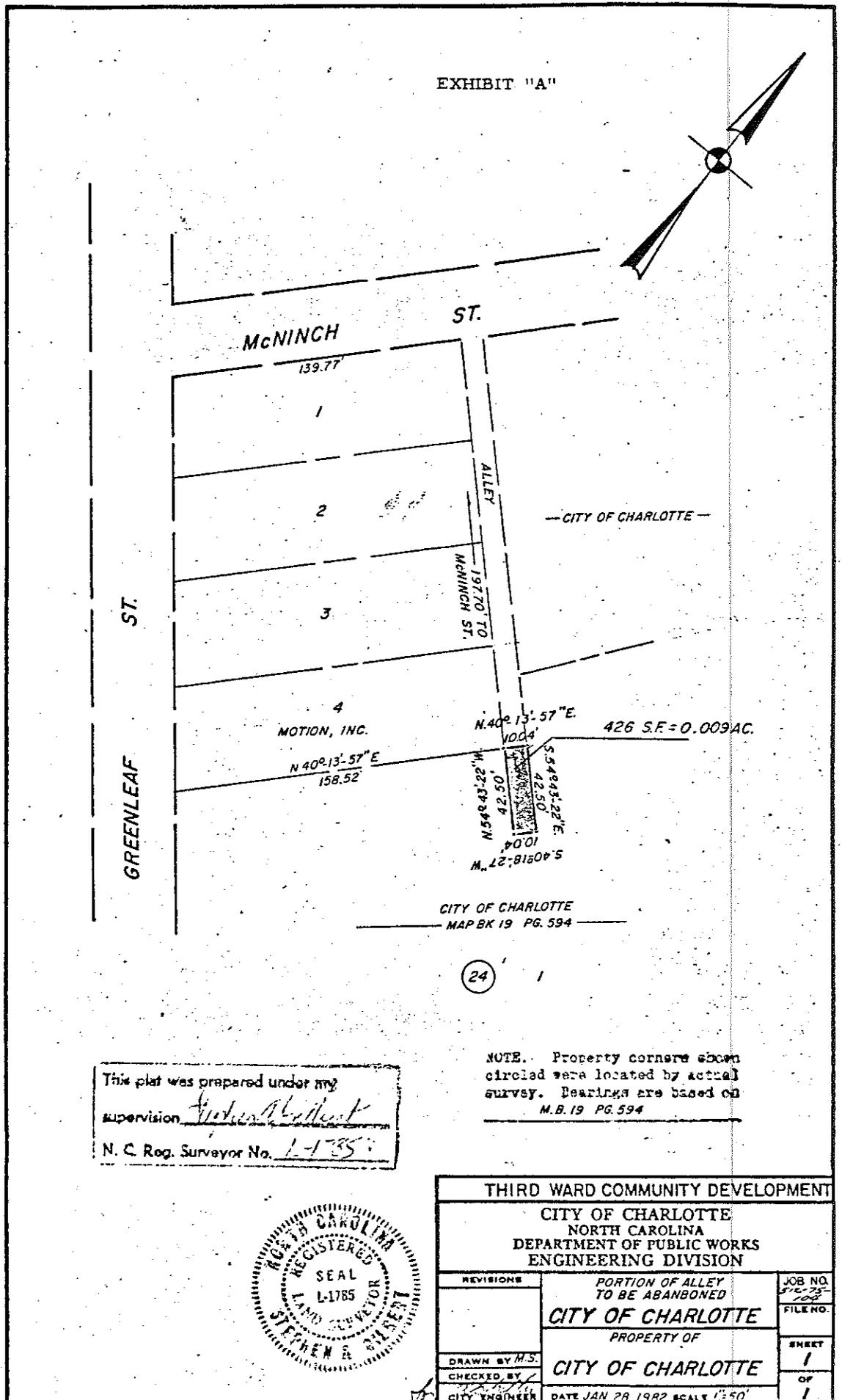
CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, beginning at Page \_\_\_\_\_, ending at Page \_\_\_\_\_, and is recorded in full in Resolution Book 18.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

Menta C. Detwiler, Deputy City Clerk

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July 12, 1982  
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EXHIBIT "B"

Third Ward Urban Renewal Area  
Abandonment of a Portion of Existing Right of Way

A parcel of land in Charlotte Township, Mecklenburg County, North Carolina, located in the Third Ward Urban Renewal Area, shown on a plat entitled "Third Ward Community Development Portion of Alley To Be Abandoned", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated January 28, 1982 and being more particularly described as follows:

BEGINNING at a point in the westerly line of lot 1 in block 24 as shown on recorded map book 19, page 594, said point being located  $N40^{\circ}-13'-57''E$ , 158.52 feet measured along said westerly line from the northerly R/W margin of Greenleaf Avenue and running thence  $N40^{\circ}-13'-57''E$ , 10.04 feet to an iron pin; thence with the northerly margin of a 10-foot alleyway  $S54^{\circ}-43'-22''E$ , 42.50 feet to a point; thence  $S40^{\circ}-18'-27''W$ , 10.04 feet to a point; thence with the southerly margin of a 10-foot alleyway  $N54^{\circ}-43'-22''W$ , 42.50 feet to the point or place of beginning, containing 426. sq. ft. all as shown on a map prepared by the City of Charlotte, Engineering Department dated January 28, 1982 to which reference is hereby made.

July 12, 1982  
Resolution Book 18 - Page 255

RESOLUTION CLOSING A PORTION OF FAIRMONT STREET  
LOCATED BETWEEN PATTON AVENUE AND  
WASHINGTON AVENUE 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 Fairmont 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 Fairmont 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 Fairmont Street, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 12th day of July, 1982, and City Council determined that the closing of a portion of Fairmont 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 July 12, 1982, that the Council hereby orders the closing of a portion of Fairmont Street in the City of Charlotte, Mecklenburg County, North Carolina as described below:

BEGINNING at an iron on the northern right-of-way of Patton Avenue, said iron being the corner of Patton Avenue and Fairmont Street rights-of-way; thence N05-39E 400.96' along the west right-of-way of Fairmont Street to an iron on the south right-of-way of Washington Avenue; thence S67-00E 41.86' along Washington Avenue to an iron; thence S05-39W 400.77' along the east right-of-way of Fairmont Street to a point; thence N67-00W 41.83' along Patton Avenue to the point of beginning; all according to an attached map prepared by the Charlotte-Mecklenburg Utility Department, dated December 1979.

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.

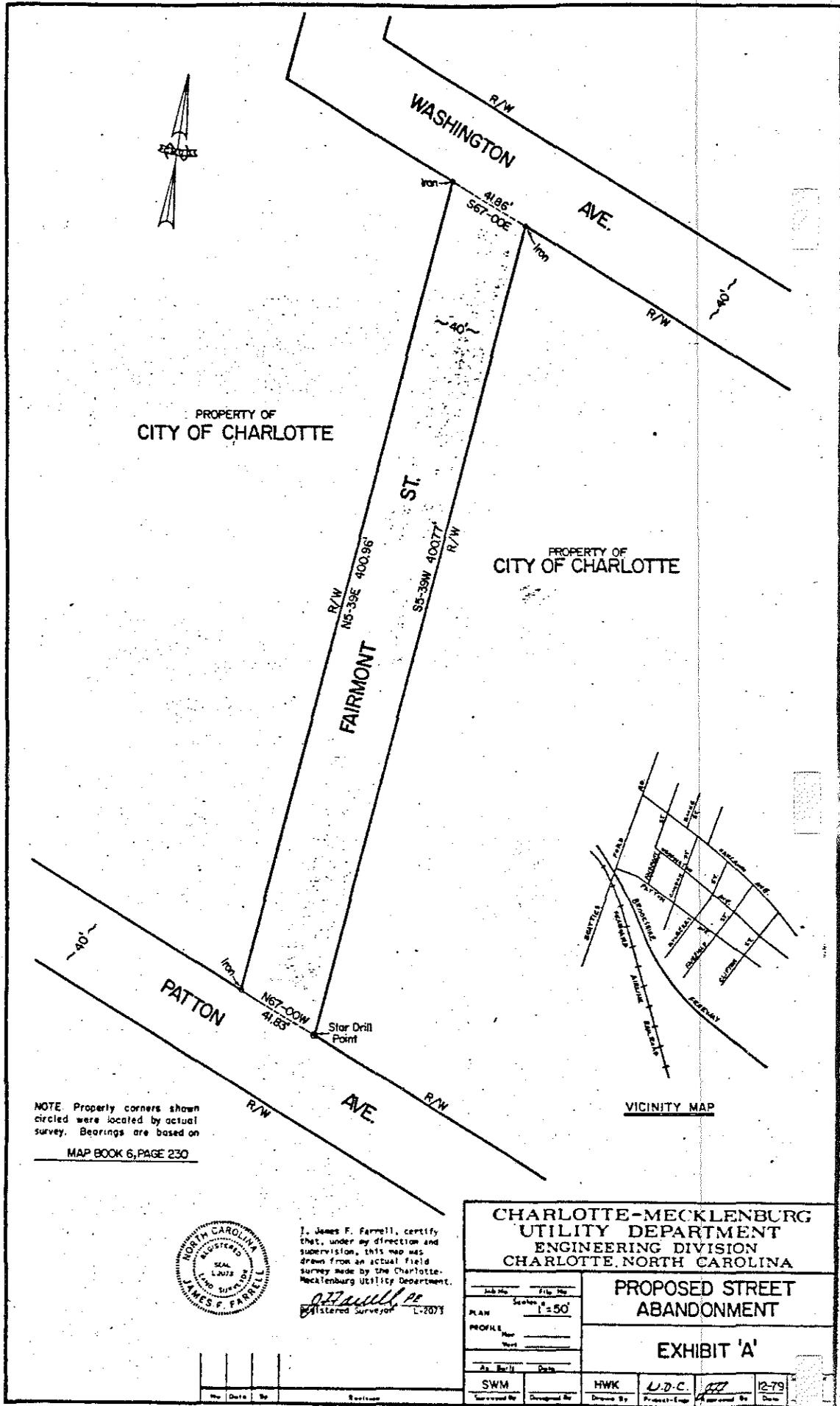
CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, page \_\_\_\_\_, and recorded in full in Resolution Book 18, Page 255-256.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

Menta C. Detwiler, Deputy City Clerk

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 Page 256



NOTE: Property corners shown circled were located by actual survey. Bearings are based on MAP BOOK 6, PAGE 230.



I, James F. Farrell, certify that, under my direction and supervision, this map was drawn from an actual field survey made by the Charlotte-Mecklenburg Utility Department.

*J. Farrell*  
 Registered Surveyor 12-2073

**CHARLOTTE-MECKLENBURG UTILITY DEPARTMENT**  
**ENGINEERING DIVISION**  
 CHARLOTTE, NORTH CAROLINA

**PROPOSED STREET ABANDONMENT**

**EXHIBIT 'A'**

Sub No.	File No.
PLAN	Scale: 1" = 50'
PROFILE	Sheet
As Built	Date
SWM	HWK
Surveyed By	Designed By
Drawn By	Project-Eng
12-79	Date

DUNCAN-PARNELL, INC., CHARLOTTE

July 12, 1982  
Resolution Book 18 - Page 257

RESOLUTION CLOSING A PORTION OF MADISON AVENUE  
LOCATED BETWEEN CONDON STREET AND THE BROOKSHIRE  
FREEWAY 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 Madison Avenue 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 Madison Avenue 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 Madison Avenue, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 12th day of July, 1982, and City Council determined that the closing of a portion of Madison Avenue 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 July 12, 1982, that the Council hereby orders the closing of a portion of Madison Avenue in the City of Charlotte, Mecklenburg County, North Carolina as described below:

BEGINNING at a concrete monument on the northern right-of-way of Brookshire Freeway; thence S66-58-30E 149.99' to a point on the western boundary of a 10' wide alley; thence crossing Madison Avenue S05-39W 35.64' to a point, said point being the corner of Madison Avenue right-of-way and Brookshire Freeway right-of-way; thence along the common right-of-way N66-58-30W 64.26' to a point; thence N47-31-56W 102.20' to the point of beginning; all according to the attached map prepared by the Charlotte-Mecklenburg Utility Department dated December 1979.

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.

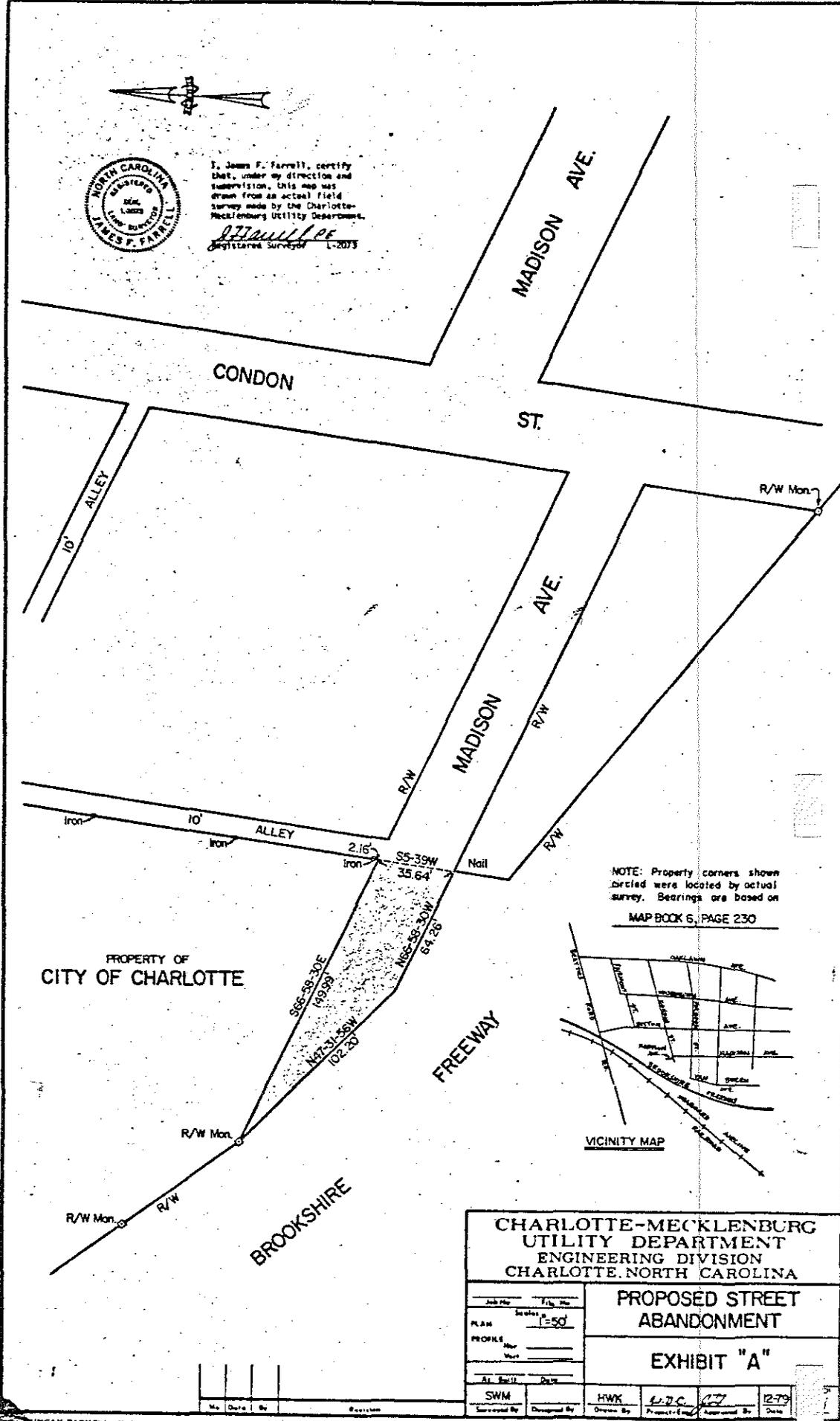
CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, page       , and recorded in full in Resolution Book 18, Page 257-258.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

Menta C. Detwiler, Deputy City Clerk

July 12, 1982  
 Resolution Book 18 -  
 Page 258



July 12, 1982  
Resolution Book 18 - Page 259

RESOLUTION CLOSING ARTHUR LANE LOCATED  
WEST OF CHERRY STREET APPROXIMATELY  
ONE BLOCK SOUTH OF INTERSECTION OF CHERRY  
STREET AND INDEPENDENCE BOULEVARD 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 Arthur Lane which calls for a public hearing on the question; and

WHEREAS, the petitioners have caused a copy of the resolution of intent to close Arthur Lane to be sent by registered or certified mail to all owners of property adjoining the said Arthur Lane, and prominently posted a notice of the closing and public hearing in at least two places along Arthur Lane, all as required by G.S. 160A-299; and

WHEREAS, the public hearing was held on the 12th day of July, 1982, and City Council determined that the closing of Arthur Lane is not contrary to the public interests, and that no firm, individual 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 July 12, 1982 that the Council hereby orders the closing of Arthur Lane in the City of Charlotte, Mecklenburg County, North Carolina as described below:

See attached Exhibit "A" which is 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, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina do hereby certify that the foregoing is a true and exact copy of a resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, Page     , and recorded in full in Resolution Book 18, Page s 159-161.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

\_\_\_\_\_  
Menta C. Detwiler, Deputy City Clerk

July 12, 1982  
Resolution Book 18 - Page 260

EXHIBIT "A"

To be included in petition for withdrawal of Arthur Lane from dedication.

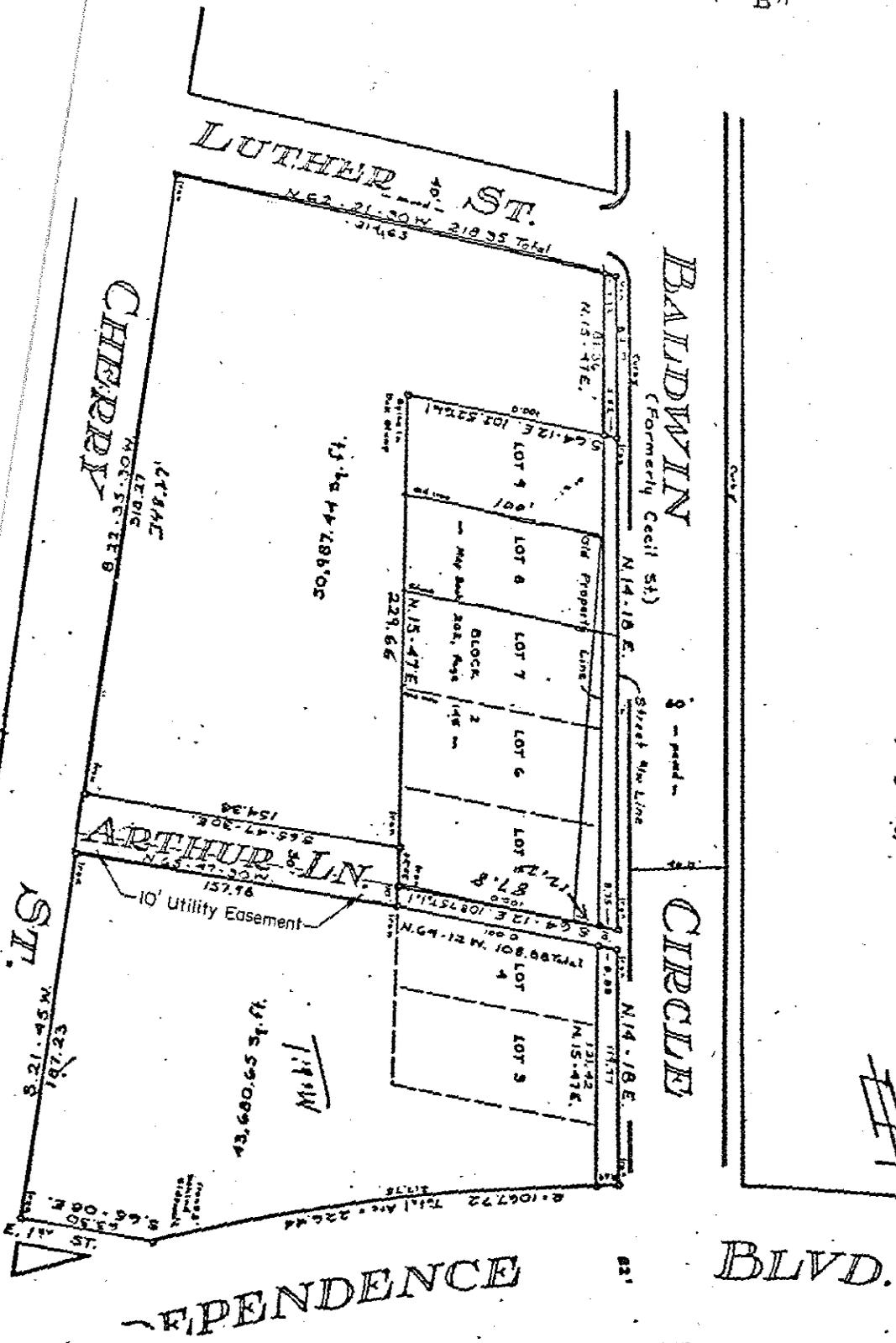
BEGINNING at an iron which is located N. 22-35-30 E. 318.27 feet from an iron which marks the southeasternmost corner of that certain tract of land owned by John M. Dwelle et al. as such parcel was acquired by them by deed recorded in the Mecklenburg Public Registry in Book 2240 at Page 270; thence in a general westerly direction N. 65-47-30 W. 154.38 feet to an iron; thence N. 15-47 E. 30.34 feet to an iron located in the northeasterly margin of a private 10 foot alleyway; thence S. 65-47-30 E. 157.98 feet to an iron located in the westerly margin of the right-of-way of Cherry Street; thence with said westerly margin of the right-of-way of Cherry Street S. 21-45 W. 30.00 feet to an iron which marks the point or place of BEGINNING, and being known and designated as Arthur Lane on map of property of Mary M. Dwelle dated July 15, 1961 and prepared by A. V. Blankenship, civil engineer.

EXHIBIT "B"

Scale: 1" = 60'  
July 15, 1961

MARY M. DWELLE  
CHARLOTTE, N.C.

Charlotte, N.C.  
A. V. Blankenship  
Civil Engineer



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

WHEREAS the City of Charlotte has undertaken the Redevelopment of the Third Ward Neighborhood Strategy Area, an Urban Redevelopment Project, in accordance with the provisions of Article 22 of Chapter 160A of the General Statutes of North Carolina; and

WHEREAS the Urban Redevelopment Law as set out in said Article and Chapter provides for the acquisition, preparation, sale, sound replanning, 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 the said Third Ward Neighborhood Strategy Area 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 to achieve and accomplish the purpose of the law as set out in said Article 22 of Chapter 160A, such purpose being in the public interest and designed to promote the health, safety and welfare of the inhabitants of this community and locality; and

WHEREAS the City of Charlotte, pursuant to the applicable laws and regulations, has endeavored to establish a fair market value on properties within the area, and has made a good faith effort through its proper agents to negotiate for the acquisition of properties within the fair market value thereof; and

WHEREAS the City of Charlotte, after such fair negotiations, has of this date been unable to acquire properties as hereinafter set out and recognizes that such acquisition is essential to the achievement of the plans and accomplishment of the purpose of the redevelopment law as same relates thereto; and

WHEREAS it therefore appears that it will be necessary for the City of Charlotte to institute condemnation proceedings under the provisions of the North Carolina Law of Eminent Domain and the exercise of powers thereunder.

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 with respect to the following properties:

<u>BLOCK &amp; PARCEL</u>	<u>OWNER AND PROPERTY ADDRESS</u>	<u>FAIR MARKET VALUE</u>
19-20	H. M. Victor, Ivey W. Stewart and E. E. Jones, Trustees 230 S. Cedar Street	\$1,150.00

Approved as to form:

  
City Attorney

CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolution Book 18, at Page 262.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

Menta C. Detwiler, Deputy City Clerk

July 12, 1982  
Resolution Book 18 - Page 263

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO B. V. BELK, JR. AND WIFE, HARRIET C. BELK, LOCATED AT 844 NORTH CHURCH STREET, IN THE CITY OF CHARLOTTE FOR A NEW STREET RIGHT-OF-WAY AND A TEMPORARY CONSTRUCTION EASEMENT FOR THE TRYON-CHURCH CONNECTOR PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire a portion of the property belonging to B. V. BELK, JR. and wife, HARRIET C. BELK, located at 844 North Church Street, in The City of Charlotte, for a new street right-of-way and a temporary construction easement for the Tryon-Church Connector Project; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of The City of Charlotte, as amended, and the authority granted by North Carolina General Statutes 160A-241, condemnation proceedings are hereby authorized to be instituted against the property of B. V. BELK, JR. and wife, HARRIET C. BELK, located at 844 North Church Street, in The City of Charlotte, Mecklenburg County, North Carolina, under the procedures set forth in Chapter 40A of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$12,120.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the Office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

*Henry W. Wanda Hill*  
City Attorney *by Davis Smith*  
*2002 City Atty*

CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of The City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, and the reference having been made in Minute Book 78, Page       , and recorded in full in Resolutions Book 18, Page 263.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 14th day of July, 1982.

Menta C. Detwiler, Deputy City Clerk

July 12, 1982  
Resolution Book 18 - Page 264

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO LEO GROSSWALD, ROGER R. GROSSWALD, JOYCE M. PRESSLEY, OWNERS; EDWARD G. HARRISON, TRUSTEE FOR METROLINA NATIONAL BANK; AND STANLEY D. KORNFELD, TRUSTEE FOR NORTH CAROLINA NATIONAL BANK, LOCATED AT 840 NORTH CHURCH STREET, IN THE CITY OF CHARLOTTE FOR A NEW STREET RIGHT-OF-WAY AND A TEMPORARY CONSTRUCTION EASEMENT FOR THE TRYON-CHURCH CONNECTOR PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire a portion of the property belonging to LEO GROSSWALD, ROGER R. GROSSWALD, JOYCE M. PRESSLEY, OWNERS; EDWARD G. HARRISON, Trustee for Metrolina National Bank; and STANLEY D. KORNFELD, Trustee for North Carolina National Bank, located at 840 North Church Street, in The City of Charlotte, for a new street right-of-way and a temporary construction easement for the Tryon-Church Connector Project; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of The City of Charlotte, as amended, and the authority granted by North Carolina General Statutes 160A-241, condemnation proceedings are hereby authorized to be instituted against the property of LEO GROSSWALD, ROGER R. GROSSWALD, JOYCE M. PRESSLEY, OWNERS; EDWARD G. HARRISON, Trustee for Metrolina National Bank; and STANLEY D. KORNFELD, Trustee for North Carolina National Bank, located at 840 North Church Street, in The City of Charlotte, Mecklenburg County, North Carolina, under the procedures set forth in Chapter 40A of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$14,700.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the Office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

*Henry W. Vandekill*  
City Attorney *by Dave Smith*  
*Deputy City Atty*

CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of The City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, and the reference having been made in Minute Book 78, Page       , and recorded in full in Resolutions Book 18, Page 264.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 14th day of July, 1982.

Menta C. Detwiler, Deputy City Clerk

July 12, 1982  
Resolution Book 18 - Page 265

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO LEO GROSSWALD, ROGER R. GROSSWALD, JOYCE M. PRESSLEY, OWNERS; R.J.L. ASSOC., A NORTH CAROLINA GENERAL PARTNERSHIP, LESSOR; ELECTRIC SOK CORP., A NORTH CAROLINA GENERAL PARTNERSHIP, LESSEE; EDWARD G. HARRISON, TRUSTEE FOR METROLINA NATIONAL BANK; AND STANLEY D. KORNFELD, TRUSTEE FOR NORTH CAROLINA NATIONAL BANK, LOCATED AT 828 NORTH CHURCH STREET, IN THE CITY OF CHARLOTTE FOR A NEW STREET RIGHT-OF-WAY AND A TEMPORARY CONSTRUCTION EASEMENT FOR THE TRYON-CHURCH CONNECTOR PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire a portion of the property belonging to LEO GROSSWALD, ROGER R. GROSSWALD, JOYCE M. PRESSLEY, OWNERS; R.J.L. ASSOC., A NORTH CAROLINA GENERAL PARTNERSHIP, LESSOR; ELECTRIC SOK CORP., A NORTH CAROLINA GENERAL PARTNERSHIP, LESSEE; EDWARD G. HARRISON, Trustee for Metrolina National Bank; and STANLEY D. KORNFELD, Trustee for North Carolina National Bank, located at 828 North Church Street, in The City of Charlotte, for a new street right-of-way and a temporary construction easement for the Tryon-Church Connector Project; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of The City of Charlotte, as amended, and the authority granted by North Carolina General Statutes 160A-241, condemnation proceedings are hereby authorized to be instituted against the property of LEO GROSSWALD, ROGER R. GROSSWALD, JOYCE M. PRESSLEY, OWNERS; R.J.L. ASSOC., A NORTH CAROLINA GENERAL PARTNERSHIP, LESSOR; ELECTRIC SOK CORP., A NORTH CAROLINA GENERAL PARTNERSHIP, LESSEE; EDWARD G. HARRISON, Trustee for Metrolina National Bank; and STANLEY D. KORNFELD, Trustee for North Carolina National Bank, located at 828 North Church Street, in The City of Charlotte, Mecklenburg County, North Carolina, under the procedures set forth in Chapter 40A of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$85,000.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the Office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. Madubill  
City Attorney [Signature]  
[Signature] CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of The City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, and the reference having been made in Minute Book 78, Page       , and recorded in full in Resolutions Book 18, Page 265.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 14th day of July, 1982.

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

July 12, 1982  
Resolution Book 18 - Page 266

RESOLUTION AMENDING THE  
EMPLOYEE GROUP INSURANCE PLAN

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Employee Group Insurance Plan with the Life of Virginia Insurance Company be amended as follows:

Special Contingency Reserve

The Special Contingency Reserve shall be held by the Policyholder for premium stabilization, or, if applicable, for providing insurance on retired lives, or a combination of these purposes.

Conversion and Continuation of Accident and Health Insurance

1. Allow conversion to an individual medical expense insurance policy (major medical).
2. Allow employees who retire prior to becoming eligible for Medicare but who remain eligible for group coverage the choice of buying an individual conversion policy or remaining insured under the group policy.
3. Allow terminating employees or dependents to continue their group coverage for three months prior to, or in lieu of, buying an individual conversion policy.

BE IT FURTHER RESOLVED that this resolution shall be effective July 7, 1982.

Approved As To Form

  
City Attorney

CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolution Book 18 at Page 266.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

\_\_\_\_\_  
Menta C. Detwiler, Deputy City Clerk

July 12, 1982  
Resolution Book 18 - Page 267

RESOLUTION TO ELECT A TAX SHELTER OF EMPLOYEES' CONTRIBUTIONS  
PAYABLE AS MEMBERS OF THE NORTH CAROLINA LOCAL GOVERNMENTAL  
EMPLOYEES' RETIREMENT SYSTEM

WHEREAS, the 1981 Session (1982 Regular Session) of the North Carolina General Assembly, by a duly ratified bill effective July 1, 1982, enacted North Carolina General Statute 128-30(b1), which under the conditions specified therein permits an employer participating in the North Carolina Local Governmental Employees' Retirement System to tax shelter the contributions payable to this System by its employees who are members of this System; and,

WHEREAS, the City is an employer participating in the North Carolina Local Governmental Employees' Retirement System with respect to its eligible employees; and,

WHEREAS, the City deems it desirable to tax shelter the contributions payable by its employees as members of the North Carolina Local Governmental Employees' Retirement System.

NOW, THEREFORE, BE IT RESOLVED by the City of Charlotte, North Carolina, that the City elects pursuant to the provisions of North Carolina General Statute 128-30(b1) to pick up and pay to the North Carolina Local Governmental Employees' Retirement System the contributions which would be otherwise payable to this System by its employees who are members of this System and to treat in all respects such contributions in the manner specified in North Carolina General Statute 128-30(b1).

BE IT FURTHER RESOLVED that this resolution shall be effective August 1, 1982.

Approved as to Form

  
City Attorney

CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolution Book 18, at Page 267.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

\_\_\_\_\_  
Menta C. Detwiler, Deputy City Clerk

July 12, 1982  
Resolution Book 18 - Page 268

RESOLUTION CALLING FOR A PUBLIC HEARING ON  
AMENDMENT NO. 2, REDEVELOPMENT PLAN FOR  
THE FIVE POINTS NEIGHBORHOOD STRATEGY AREA

WHEREAS, under the authority of Article 22 of Chapter 160A of the General Statutes of North Carolina and particularly Section 160A-513 of the General Statutes, the City of Charlotte will prepare an amendment to the Redevelopment Plan for the Five Points Neighborhood Strategy Area, Charlotte, North Carolina; and

WHEREAS, the Redevelopment Plan for the Five Points Neighborhood Strategy Area will be submitted to the Charlotte-Mecklenburg Planning Commission for their review and comments; and

WHEREAS, G.S. 160A-513 (h) requires that the City Council of the City of Charlotte hold a public hearing upon the amended Redevelopment Plan.

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

1. That on Monday, August 9, 1982, at 3:00 P.M. in the City Council Chamber of the City Hall, the City Council shall hold a public hearing on the Amendment No. 2 to the Redevelopment Plan for the Five Points Neighborhood Strategy Area.
2. That a description of the area specified in the Redevelopment Plan (1) by boundaries and (2) by City block, street, and house numbers is as follows:

That certain area in the City of Charlotte, County of Mecklenburg, State of North Carolina, described as follows:

"BEGINNING at the intersection of the centerline of the travelled ways of the Northwest Freeway and the centerline of the travelled way of Interstate 77; thence in a southwesterly direction along the centerline of Interstate 77 travelled ways a distance of approximately 4,080 feet to the intersection of the extended southwesterly right-of-way line of West Trade Street; thence in a northwesterly direction along the southwesterly right-of-way line of West Trade Street and its projection across Tuckaseegee Road a distance of approximately 900 ft.; thence in a northwesterly direction along the westerly right-of-way line of West Trade Street a distance of approximately 3,450 feet to the intersection with the northerly right-of-way line of Mill Road projected across West Trade Street; thence along the northwesterly right-of-way line of Mill Road a distance of approximately 250 ft. to the intersection of the westerly right-of-way line of Jenkins Street; thence in a northerly direction along the westerly right-of-way line of Jenkins Street the distance of approximately 560 ft. to the end of Jenkins Street right-of-way; thence in a northwesterly direction along the rear property lines a distance of approximately 380 ft. to the intersection with the northerly right-of-way line of Cemetery Street; thence easterly along the northerly right-of-way line of Cemetery Street a distance of approximately 400 ft. to the

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intersection with the westerly property line of a cemetery; thence in a northerly direction along the westerly property line of a cemetery approximately 230 ft. to its northerly property line; thence easterly along the northerly property line of a cemetery approximately 180 ft. to the intersection with the westerly property line of a parcel listed as Block 28 Parcel 18; thence in a northerly direction along said property line a distance of approximately 110 ft. and projected across Mattoon Street a distance of approximately 50 ft. to the intersection with the northerly right-of-way line of Mattoon Street; thence in an easterly direction along the northerly right-of-way line of Mattoon Street a distance of approximately 300 ft. to the intersection with the westerly property lines of Parcels Block 27 Parcels 1, 2, and 3 to a point; thence in a northerly direction along the westerly property lines of said parcels and its projection a distance of approximately 680 ft. to the intersection with the centerline of the travelled ways of the Northwest Freeway; thence in a southeasterly direction along the centerline of the travelled ways of the Northwest Freeway a distance of approximately 4,210 ft. to the point of BEGINNING."

The Project Area can be more particularly described as follows:

"BEGINNING at the intersection of the Northwest Freeway and Interstate 77; thence southwesterly along Interstate 77 a distance of approximately 4,080 ft. to the intersection with West Trade Street; thence West Trade Street, 1300 block, 1400 block, 1500 block, 1600 block, 1700 block, 1800 block, 1900 block, 2000 block, 2100 block to the intersection with Mill Road; thence 100 block Mill Road to the intersection with Jenkins Street; thence Jenkins Street 400 block; thence northwesterly along the rear property lines a distance of approximately 380 ft. to the intersection with Cemetery Street extended; thence easterly along Cemetery Street extended approximately 400 ft. to the intersection with the westerly property line of a cemetery; thence northerly along the westerly property line of a cemetery approximately 230 ft. and easterly along the northerly property line approximately 180 ft. to the intersection with the westerly property line of house No. 246 Mattoon Street to the Intersection with Mattoon Street; thence along Mattoon Street house numbers 246 through 315 Mattoon Street and its extension a distance of approximately 680 ft. to the intersection with the centerline of the Northwest Freeway; thence in a southeasterly direction along the Northwest Freeway a distance of approximately 4,210 ft. to the point of BEGINNING."

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3. The Redevelopment Plan for Five Points Neighborhood Strategy Area with such maps, plans, and other documents which are part of the proposal will be available for public inspection for two consecutive weeks prior to the time of the public hearing date at the office of the Community Development Department of the City of Charlotte, Suite 510, 301 South McDowell Street, Charlotte, North Carolina.
4. That this Resolution shall be published at least once a week for two consecutive weeks in The Charlotte News, a newspaper of general circulation in the City of Charlotte, the first publication to be not less than fifteen (15) days prior to the date fixed for said hearing.

The foregoing Resolution was adopted by the City Council of the City of Charlotte, North Carolina, July 12, 1982.

CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolution Book 18, at Pages 268-270.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

Menta C. Detwiler, Deputy City Clerk

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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 collected taxes from the taxpayers set out on the list attached to the Docket.
- 2. The City-County Tax Collector has certified that those taxpayers made demand in writing for refund of the amounts set out on the schedule within eight years from the date the amounts were due to be paid.
- 3. The amounts listed on the schedule were collected through clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 12th day of July, 1982, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, and is recorded in full in Resolution Book 18 at Pages 271-272.

Menta C. Detwiler  
Deputy City Clerk

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SCHEDULE OF TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND</u>	<u>REASON</u>
Pizza Entertainment Centers, Inc.	\$ 97.00	Clerical Error
Coker, James W.	132.88	Clerical Error
Enchanted Oaks Child Care	28.61	Illegal Levy
Coker, James W.	136.66	Clerical Error
Weaner, William A. & wife, Reb.	53.17	Illegal Levy
Enchanted Oaks Child Care, Inc.	45.83	Illegal Levy
Lin-Don Corporation - South Blvd.	121.39	Clerical Error
Lin-Don Corporation - North Tryon Street	119.45	Clerical Error
Seventy-Seven Trade Park Assoc.	5,734.08	Clerical Error
Alterman Transport Lines, Inc.	3,282.40	Illegal Levy
Enchanted Oaks Child Care Center	21.31	Illegal Levy
Blythe, David L. & wife, Pamela F.	45.87	Clerical Error
Coker, James W.	136.66	Clerical Error
Fox, James David, Jr. & wife, Debra	27.69	Clerical Error
Gaughan, William George & wife, Dorothy M.	35.36	Clerical Error
Roberts, Thomas Eric	10.00	Clerical Error
Shearer, Thomas G. & wife, Cynthia	9.06	Clerical Error
Whittle, George Preston, Jr. & wife, Donna M.	17.75	Clerical Error
Barclays American Leasing, Inc. - Leased Vehicles	1,065.14	Illegal Levy
Barclays American Leasing, Inc. - Leased Vehicles	380.99	Illegal Levy
Enchanted Oaks Child Care, Inc.	123.83	Clerical Error
Federated Metals Corporation	45.70	Clerical Error
First Union National Bank - Consumer Leasing Department	196.88	Clerical Error
General Nutrition Center, Inc. #459 Retail Tax Dept.	\$ 812.33	Clerical Error
Alterman Transport Lines, Inc.	3,031.21	Illegal Levy
Lin-Don Corporation - South Blvd.	138.01	Clerical Error
Lin-Don Corporation - North Tryon	142.54	Clerical Error
Verbal, Sidney II	36.86	Clerical Error
TOTAL	\$16,028.66	

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A RESOLUTION AUTHORIZING THE CITY OF CHARLOTTE  
TO ACCEPT STATE FINANCIAL ASSISTANCE  
FOR WASTEWATER FACILITIES PROJECT

WHEREAS, the North Carolina Department of Natural Resources and Community Development is authorized to offer grants provided by the North Carolina Clean Water Bond Act of 1977 to assist local governments in financing the construction of wastewater facilities; and

WHEREAS, the City of Charlotte has applied for grant assistance for the:

Wastewater Collector Sewers - Coulwood, Carmel, Steele Creek Pump Station

WHEREAS, the Department of Natural Resources and Community Development has made a grant offer for the subject project in the amount of \$273,720;

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

That Mr. O. Wendell White, City Manager, is hereby authorized to execute all documentation necessary to accept the grant offer of \$273,720; to make necessary assurances as may be required; to submit grant amendments; and to execute such other documentation as may be requested in connection with accepting the grant offer.

APPROVED AS TO FORM:

*H. M. ...*  
Deputy City Attorney

CERTIFICATION

I, Menta C. Detwiler, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of July, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolution Book 18, at Page 273.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of July, 1982.

Menta C. Detwiler, Deputy City Clerk