

May 16, 1977

Resolutions Book 12 - Page 376

"RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CHARLOTTE FOR CONDEMNATION ACTION IN THE
WEST MOREHEAD COMMUNITY DEVELOPMENT TARGET AREA"

WHEREAS the City of Charlotte has undertaken the execution of the West Morehead Community Development Target Area, the same being an Urban Redevelopment Project, 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 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 West Morehead Community Development Target 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 that the purpose of the law as set out in said Article 22 of Chapter 160A to 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 the City of Charlotte has, under the applicable laws and regulations relating to such procedure, endeavored to establish a fair market value on properties within the area, and has in good faith through its proper agents endeavored to negotiate for the acquisition of properties within the fair market value thereof, the City of Charlotte recognizing in such negotiations that it needed to acquire said property in accordance with the said redevelopment plan previously approved; and

WHEREAS the City of Charlotte, after such fair negotiations, has of this date been unable to acquire such properties as hereinafter set out and this acquisition of such properties being essential to the achievement of the plans and accomplishment of the purpose of the redevelopment law as the 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 No.</u>	<u>Parcel No.</u>	<u>Owner</u>	<u>Fair Market Value</u>
32	2	Charles S. Moore	\$7,000

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 16th day of May, 1977, the reference having been made in Minute Book 65, and is recorded in full in Resolutions Book 12, at page 376.

Ruth Armstrong
City Clerk

"RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CHARLOTTE FOR CONDEMNATION ACTION IN THE
THIRD WARD COMMUNITY DEVELOPMENT "TARGET AREA"

WHEREAS the City of Charlotte has undertaken the execution of the Third Ward Community Development Target Area, the same being an Urban Redevelopment Project, 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 the said Third Ward Community Development Target 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 that the purpose of the law as set out in said Article 22 of Chapter 160A to 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 the City of Charlotte has, under the applicable laws and regulations relating to such procedure, endeavored to establish a fair market value on properties within the area, and has in good faith through its proper agents endeavored to negotiate for the acquisition of properties within the fair market value thereof, the City of Charlotte recognizing in such negotiations that it needed to acquire said property in accordance with the said redevelopment plan previously approved; and

WHEREAS the City of Charlotte, after such fair negotiations, has of this date been unable to acquire such properties as herein-after set out and this acquisition of such properties being essential to the achievement of the plans and accomplishment of the purpose of the redevelopment law as the 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 No.</u>	<u>Parcel No.</u>	<u>Owner</u>	<u>Fair Market Value</u>
20	21	Mr. & Mrs. Charles V. Bell	\$11,000
20	24	Mr. & Mrs. Charles V. Bell	\$10,000

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 16th day of May, 1977, the reference having been made in Minute Book 65, and is recorded in full in Resolutions Book 12, at page 377.

Ruth Armstrong
City Clerk

May 16, 1977
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A RESOLUTION TO RESCIND RESOLUTIONS AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO CORA ANN CLARK (WIDOW) AND LEASEHOLD INTEREST, LOCATED OFF HARRIS HOUSTON ROAD IN THE COUNTY OF MECKLENBURG FOR MALLARD CREEK WASTEWATER TREATMENT PLANT SITE.

WHEREAS, on July 26, 1976, a resolution was adopted authorizing the institution of condemnation proceedings against the property belonging to Cora Ann Clark (Widow) and a leasehold interest located off Harris Houston Road in the County of Mecklenburg; and

WHEREAS, on April 18, 1977, an amending resolution was adopted which increased the appraised value of the property from \$47,287.60 to \$60,270.00; and

WHEREAS, since these resolutions have been adopted, a negotiated settlement has been reached with Mrs. Cora Ann Clark to purchase said property for \$65,000.00 thereby negating the need for the instigation of condemnation proceedings.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte at its regularly scheduled meeting held the 16th day of May, 1977, that the resolutions adopted on July 26, 1976 and April 18, 1977 be and are hereby rescinded.

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 16th day of May, 1977, the reference having been made in Minute Book 65, and is recorded in full in Resolutions Book 12, at Page 378.

Ruth Armstrong
City Clerk