

May 22, 1989
Resolution Book 25 - Page 232

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL DESIGNATING CERTAIN CITY OWNED PROPERTY AS COLISEUM PROPERTY UNDER THE JURISDICTION OF THE AUDITORIUM-COLISEUM-CONVENTION CENTER AUTHORITY.

WHEREAS, in 1987, the North Carolina General Assembly amended Section 5.23 of the City Charter to clarify that the Auditorium-Coliseum-Convention Center Authority (Authority) is empowered to lease Auditorium-Coliseum-Convention Center properties and facilities for such terms and upon such conditions as the Authority may determine; and

WHEREAS, the Authority is presently considered leasing certain City owned real property at the new coliseum site to Charlotte NBA Limited Partnership for the purpose of constructing an office and storage building for use by the Charlotte Hornets National Basketball Association team; and

WHEREAS, adoption of this resolution is necessary to designate certain City owned property as "coliseum properties" and thus under the jurisdiction of the Authority for the purpose of leasing a portion of the property for the above-referenced office and storage building and for other possible lease transactions in the future.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte in regular session duly assembled that it hereby designates the 208.89 acre tract as more fully described in Attachment A and designated as Tract A as shown on a map prepared by the City Engineering Department, dated June 4, 1985, revised October 8, 1985, and further revised May 15, 1986, and being the same property as covered by the Special Use Permit approved and issued by the City Council in 1986, as Coliseum properties under the jurisdiction, management and control of the Charlotte Auditorium-Coliseum-Convention Center Authority.

This the 22nd day of May, 1989.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 232-233.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

REC'D APR 24 1989

May 22, 1989
Resolution Book 25 - Page 233

*this is the corrected legal
description
July 18/1986*

COLISEUM SITE
TRACT "A"
208.989 Ac.
BILLY GRAHAM PARKWAY (YORKMONT ROAD)

Beginning at a point in the present southerly R/W margin of Billy Graham Parkway (Yorkmont Road), said point being the northwest corner of the property conveyed to the State of North Carolina by deed of the City of Charlotte, dated November 23, 1982 and recorded in deed book 4596, page 872, said point also being located 2145 feet in a generally westerly direction, as measured along the said present southerly R/W margin of Billy Graham Parkway (Yorkmont Road), from the westerly R/W margin of Price Lane and running thence with two (2) lines of the property of the State of North Carolina S21°-03'-47"W 857.39 feet to a point; thence S48°-10'-25"E 677.72 to a point; thence with five (5) lines of the J. N. Graham property as follows: (1) S41°-49'-35"W 283.21 feet to an old iron. (2) S41°-43'-23"W 55.70 feet to a pine tree. (3) S39°-18'-40"E 47.28 feet to an old iron. (4) S39°-07'-42"E 200.65 feet to an old iron. (5) S39°-44'-20"E 260.01 feet to an old iron; thence with three (3) lines of the Doris G. McAlister property as follows: S31°-29'-01"E 19.41 feet to a point. (2) S73°-58'-39"E 450.59 feet to an old iron; (3) S73°-59'-01"E 177.07 feet to a sweet gum stump; thence with two (2) lines of the Ralph F. Howley property S34°-29'-24"W 258.46 feet to an old iron; thence S34°-38'-25"W 134.42 feet to an old iron; thence with eight (8) lines of the property of the City of Charlotte as follows: (1) S40°-00'-11"W 187.69 feet to an old iron. (2) S40°-07'-34"W 216.37 feet to an old iron. (3) S39°-58'-19"W 173.56 feet to an old iron. (4) S40°-02'-28"W 100.10 feet to an old iron. (5) S40°-03'-12"W 99.93 feet to an old iron. (6) S40°-05'-02"W 348.52 feet to a stone. (7) S87°-04'-22"W 758.65 feet to an old iron. (8) S87°-06'-23"W 23.78 feet to a point in the proposed northerly R/W margin of Tyvola Road Extension (120' R/W); thence with the proposed northerly R/W margin of Tyvola Road Extension in two (2) courses as follows: (1) N46°-58'-34"W 2445.88 feet to a point. (2) with an arc of a circular curve to the right, having a radius of 2237.83 feet, an arc distance of 906.32 feet to a point in the easterly line of the Lambs Chapel property; thence with a portion of the easterly line of the Lambs Chapel property N10°-01'-10"E 247.98 feet to an old iron; thence with three (3) lines of the E. F. Slaughter property N7°-32'-40"E 301.20 feet to an old iron; thence N7°-30'-49"E 198.84 feet to an old iron; thence N7°-25'-44"E 188.47 feet to a point; thence with the southerly line of the North Carolina State Highway property S72°-17'-43"E 804.07 feet to a point in or near the centerline of Big Sugar Creek; thence with a new boundary line, crossing Big Sugar Creek and the centerline of a 54" sanitary sewer outfall S72°-17'-43"E a total distance of 120.32 feet to a point in the easterly margin of a 60-foot sanitary sewer R/W; thence continuing with said new boundary line following along the easterly and/or southerly margin of a 60-foot sanitary sewer R/W in eight (8) courses as follows: (1) N18°-36'-03"E 88.81 feet to a point. (2) N16°-06'-32"W 436.86 feet to a point. (3) N21°-02'-50"E 250.97 feet to a point. (4) N61°-58'-33"E 652.69 feet to a point. (5) S57°-01'-06"E 185.87 feet to a point. (6) S28°-02'-46"E 235.94 feet to a point. (7) S79°-12'-36"E 346.81 feet to a point. (8) N37°-14'-23"E 23.37 feet to a concrete monument in the present southerly R/W margin of Billy Graham Parkway (Yorkmont Road); thence with the present southerly R/W margin of Billy Graham Parkway (Yorkmont Road) in four (4) courses as follows: (1) with an arc of a circular curve to the left, having a radius of 869.02 feet, an arc distance of 394.21 feet to a concrete monument. (2) S69°-02'-18"E 195.69 feet to a concrete monument. (3) N21°-08'-12"E 20.05 feet to a point. (4) S69°-04'-50"E 436.68 feet to the point or place of beginning. Containing 208.989 Ac. being known and designated as tract "A" all as shown on a map prepared by the City of Charlotte, Engineering Department, dated June 4, 1985, revised October 8, 1985, revised May 15, 1986.

of the
 City of Charlotte

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by City Council to be effective October 1, 1960, as subsequently amended, is hereby further amended as follows:

DELETE THE FOLLOWING CLASSIFICATION:

Class Title	Class #	Pay Range
Relief Fire Captain	3014	119

CHANGE THE FOLLOWING CLASSIFICATIONS:

Class Title	Class #	FROM		TO	
		Pay Range	Steps	Pay Range	Steps
Airport Safety Officer I*	3605	113	A-F2	513	A-F2
Park Ranger I*	2740	113	A-F2	513	A-F2
Firefighter I* (Footnote D)	3006	114	A-F2	514	A-F2
Firefighter II* (Footnote D)	3008	115	A-F2	515	A-F2
Police Officer* (Footnote E)	3102	115	A-F2	515	A-F2
Senior Police Officer I* (Footnote E)	3104	116	F	516	F
Airport Safety Officer II*	3606	116	A-F2	516	A-F2
Park Ranger II*	2741	116	A-F2	516	A-F2
Firefighter-Engineer* (Footnote D)	3011	117	A-F2	517	A-F2
Senior Police Officer II*(Footnote E)	3106	117	F	517	F
Senior Police Officer III*(Footnote E)	3108	119	E-F2	519	E-F2
Fire Captain (Footnote D)	3016	320	C-Max	522	D-H
Police Sergeant	3110	321	C-Max	523	E-H
Chief Park Ranger	2745	322	A-Max	523	A-H
Battalion Fire Chief	3021	324	A-Max	525	D-H
Police Captain	3120	324	A-Max	525	E-H
Division Fire Chief	3022	830	Min-Max	840	Min-Max

- * Eligible for educational incentive pay.
 D. Plus 1 Step - Hazardous Materials Squad
 E. Plus 1 Step - Field Training Officer

BE IT FURTHER RESOLVED that this resolution shall be effective on
 April 5, 1989.

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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 234.

Menta D. Allen
 Deputy City Clerk

May 22, 1989
Resolution Book 25 - Page 235

RESOLUTION

Resolution authorizing the filing of application with the North Carolina Department of Transportation for a Rideshare Assistance Grant.

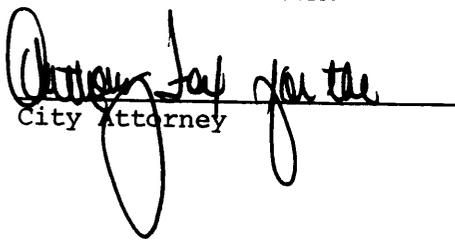
WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

WHEREAS, it is the goal of the applicant that minority business enterprises be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services:

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

1. That the City Manager is authorized to execute and file an application on behalf of the City of Charlotte with the North Carolina Department of Transportation to aid in the financing of the Rideshare Program for Fiscal Year 1990.
2. That the City Manager is authorized to execute and file with such applications an assurance or any other document required by the North Carolina Department of Transportation (NCDOT).
3. That the Director of the Charlotte Department of Transportation is authorized to furnish such additional information as the NCDOT may require in connection with the application for the project.
4. That the City Manager or his designee is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the Mayor is authorized to execute grant agreements and any amendments thereto on behalf of the City of Charlotte with the NCDOT for aid in the financing of the Rideshare Program.

APPROVED AS TO FORM:



 City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 235.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

May 22, 1989
Resolution Book 25 - Page 236

RESOLUTION DIRECTING THAT STORM DRAINAGE IMPROVEMENTS
BE MADE ON CEDAR TREE LANE IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, Gene A. Taylor has filed a Petition to make storm drainage improvements on Cedar Tree Lane in the City of Charlotte, North Carolina; and

WHEREAS, the storm drainage improvements shall be made on private property at 7700 and 7708 Cedar Tree Lane as shown on a map marked "Exhibit A" which is available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

WHEREAS, one-half of the cost of the storm drainage improvements construction in accordance with City standards, of a character, size, type and material to be determined by the City and including grading or regrading, exclusive of the cost incurred in maintained street rights-of-way and the share of railroads (if any) and the State of North Carolina (if any) be assessed upon the involved lots and parcels of land as authorized by N.C.G.S. Article 10, Chapter 160A, City Charter Section 7.101 et seq, and the Storm Drainage Repair Policy, and listed on the limited petition marked "Exhibit B" which is available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

WHEREAS, the final assessments, based on the actual total cost of constructing the improvements or the cost estimated by the City Engineer at the time of City Council approval, whichever is less, and published by the Mecklenburg County Tax Collector, may be paid without interest within 30 days of the publication, or in ten annual installments accruing 8% interest on the unpaid balance, due and payable each year on the date property taxes are due; and

WHEREAS, all involved property owners subject to assessment have signed a petition requesting that storm drainage repairs be made and one-half of the private property cost be assessed on their lots and parcels of land, precluding the need for a public hearing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of May 22, 1989, that the Council hereby orders the making of storm drainage improvements on Cedar Tree Lane in the City of Charlotte, North Carolina.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

APPROVED AS TO FORM:


City Attorney

CERTIFICATION

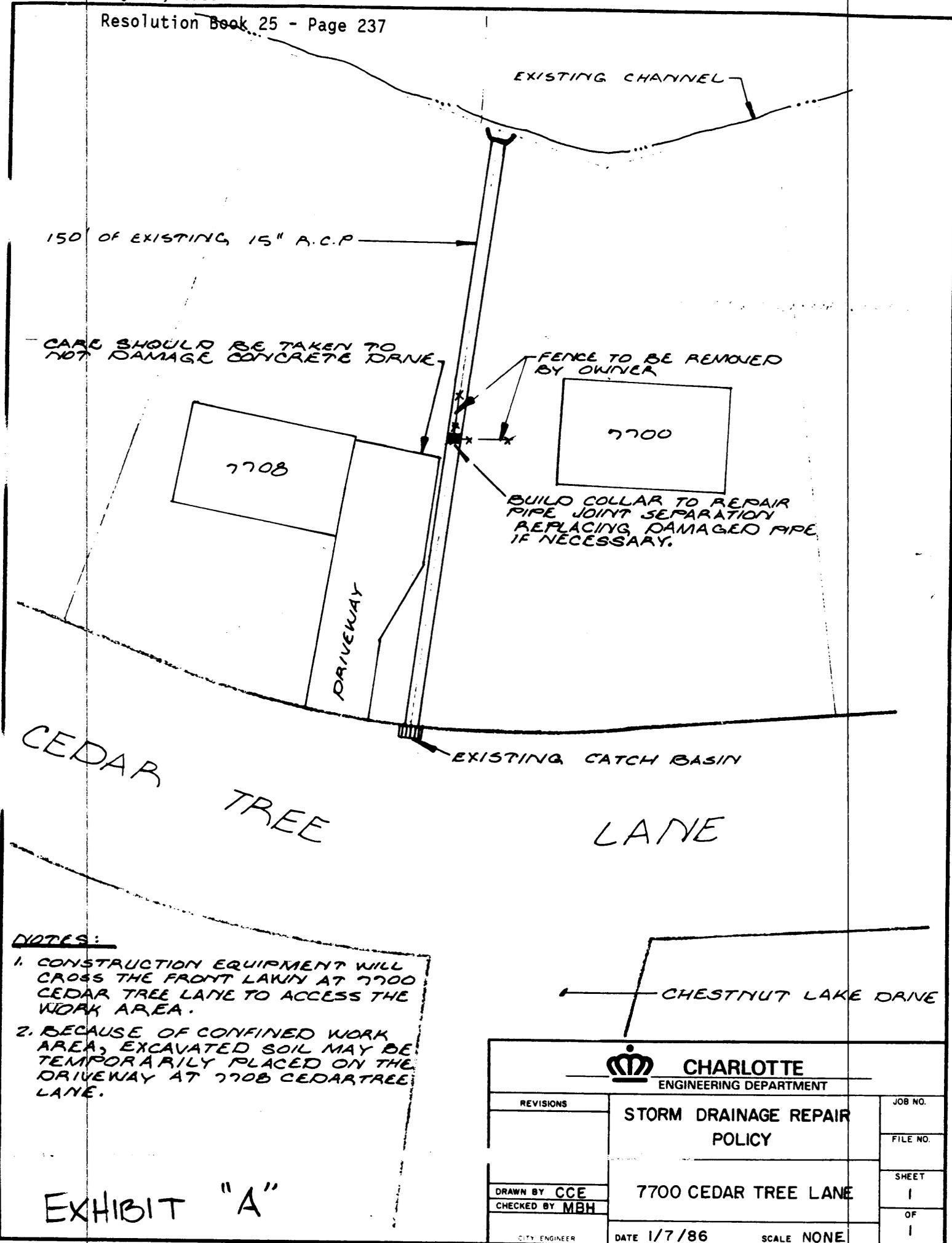
I, Menta D. Allen, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 236-237.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

May 22, 1989

Resolution Book 25 - Page 237



COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Patterson and seconded by
Councilmember Dannelly for the adoption of the following

Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans to make certain street and highway improvements within this Municipality under Project R-203A, Mecklenburg County, said plans consisting of improvements on NC 24-27, (Albemarle Road) from SR 3128 (Lawyers Road) to SR 3088 in Charlotte; and,

WHEREAS, said Department of Transportation and this Municipality propose to enter into an Agreement for the above-captioned project whereby this Municipality agrees: (1) to effect the necessary adjustment of any utilities under franchise without cost to the Department of Transportation, and (2) to provide for the adjustment of any municipally owned utilities without cost to the Department of Transportation, except that said Department will reimburse this Municipality in accordance with said Department's Municipally Owned Utility Policy; and,

WHEREAS, said Department of Transportation agrees to acquire the right-of-way and construct the project in accordance with the approved project plans; and,

WHEREAS, the Department shall provide provisions in the Construction Contract to install sidewalks along the project in accordance with approved plans. The Municipality agrees to reimburse the Department for the installation of new, non-replacement sidewalk at 100% of the contract cost in one lump-sum payment upon completion of the work.

WHEREAS, the Agreement will further provide for the establishment, maintenance, and enforcement of traffic operating controls for the regulation and movement of traffic on the project upon its completion.

NOW, THEREFORE, BE IT RESOLVED that Project R-203A, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Menta D. Allen, Deputy, Clerk of the Municipality of Charlotte, do hereby certify that the foregoing is a true and correct copy of the excerpts from the Minutes of the meeting of the City Council duly held on the 22nd day of May, 1989.

WITNESS, my hand and the official seal of said Municipality on this the 25th day of May, 1989.

(SEAL)

CLERK
MUNICIPALITY OF CHARLOTTE
NORTH CAROLINA

Approved as to Form

Henry W. Underhill Jr.
CITY ATTORNEY

May 22, 1989
Resolution Book 25 - Page 239

RESOLUTION DECLARING AN ATTEMPT TO ABANDON
AND CLOSE A PORTION OF CIRCLE AVENUE
LOCATED BETWEEN PHIL AULL PLACE
AND COLONIAL AVENUE IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY,
NORTH CAROLINA

WHEREAS, Ralph Kier and certain residents of Circle Avenue have filed a Petition to close a portion of Circle Avenue in the City of Charlotte; and

WHEREAS, the portion of Circle Avenue petitioned to be closed lies between Phil Aull Place and Colonial Avenue as indicated 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 City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statute, Section 160A-299, requires that the City Council first adopt a resolution declaring its intent to close the street and the adjacent right-of-way 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 its regularly scheduled session of May 22, 1989, that it intends to close Circle Avenue lying between Phil Aull Place and Colonial Avenue, said portion being more particularly described on a map by a metes and bounds description available for inspection in the City Clerk's Office and hereby calls a public hearing on the question to be held at 2:30 P.M. on Monday, the 26th day of June, 1989 at Meeting Chambers, CMGC. 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, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 239-242.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of May, 1989.

Menta D. Allen, Deputy City Clerk

LEGAL DESCRIPTION

LYING AND BEING in the City of Charlotte, Mecklenburg County, North Carolina, and more particularly described as follows:

BEGINNING at an existing iron pin lying in the northeasterly margin of the 50 foot right-of-way of Circle Avenue, said pin lying in the southernmost corner of Lot 6, Block 3 of "Colonial Heights", as shown on a plat recorded in Map Book 230, Page 20, Mecklenburg County Public Registry, and said pin also being the westernmost corner of Lot 10, Block 11 of "Crescent Heights", as shown on a plat recorded in Map Book 230, Page 24, Mecklenburg County Public Registry; and running thence with the northeasterly margin of the right-of-way of Circle Avenue and the southwesterly boundary of said Lot 10 with the arc of a circular curve to the right having a radius of 940.00 feet and an arc distance of 30.00 feet (chord bearing S. 55-01-46 E. a chord distance of 29.999 feet) to a point; thence crossing the right-of-way of Circle Avenue S. 35-53-05 W. 50.00 feet to a point in the southwesterly margin of the right-of-way of Circle Avenue; thence with said margin the following two (2) courses and distances: (1) with the arc of circular curve to the left having a radius of 890.00 feet and an arc distance of 28.404 feet (chord bearing N. 55-01-46 W. a chord distance of 28.403 feet) to a point within the right-of-way of Phil Aull Place, as shown on plat recorded in Map Book 230, Page 143, Mecklenburg County Public Registry, and (2) leaving the right-of-way of Phil Aull Place and with the northeasterly boundary of the property acquired by Phil Aull Studio, Inc. by instruments recorded in Book 3387, Page 583, and Book 5392, Page 315, Mecklenburg County Public Registry and the property of Rice Development Corporation, acquired by instrument recorded in Book 5566, Page 993, Mecklenburg County Public Registry, N. 55-56-37 W. 252.72 feet to a point in the southeasterly margin of the 50 foot right-of-way of Colonial Avenue, which point also lies in the northernmost corner of the Rice Development Corporation (now or formerly) property; thence with the southeasterly margin of the right-of-way of Colonial Avenue N. 44-02-52 E. 86.52 feet to a point in the turnout of the margin of the right-of-way of Circle Avenue with the arc of a circular to the left having a radius of 30.00 feet and an arc distance of 52.355 feet (chord bearing S. 05-56-53 E. a chord distance of 45.96 feet) to a point in the northeasterly margin of the 50 foot right-of-way of Circle Avenue; thence continuing with said margin, with the southwesterly boundary of lots 9, 8, 7 and 6, Block 3 of "Colonial Heights" s. 55-56-37 E. 208.16 feet to the point and place of BEGINNING; containing .3251 acre or 14,163 square feet, all as shown on that Boundary Survey of a "Portion of Circle Avenue", prepared by General Surveyors, P.A. and dated January 30, 1989, reference to which is hereby made for a more particular description thereof.

BEING a portion of Circle Avenue, as shown on a plat recorded in Map Book 230, Page 20, Mecklenburg County Public Registry.

LESS AND EXCEPT, however, that portion of the property described above which lies within fifty (50) feet from the centerline of Providence Road, which portion is shown in red on the drawing attached hereto as Addendum #1.

**RESOLUTION DECLARING AN INTENT TO ABANDON AND
CLOSE A PORTION OF PINEY GROVE ROAD
LOCATED NORTHWEST OF THE PINEY GROVE / IDLEWILD
ROAD INTERSECTION IN THE CITY OF CHARLOTTE,
MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, Idlewild Crossing Limited Partnership has filed a Petition to close a portion of Piney Grove Road _____ in the City of Charlotte; and

WHEREAS, a portion of Piney Grove Road petitioned to be closed lies northwest of Piney Grove / Idlewild Road Intersection 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 Council first adopt a resolution declaring its 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

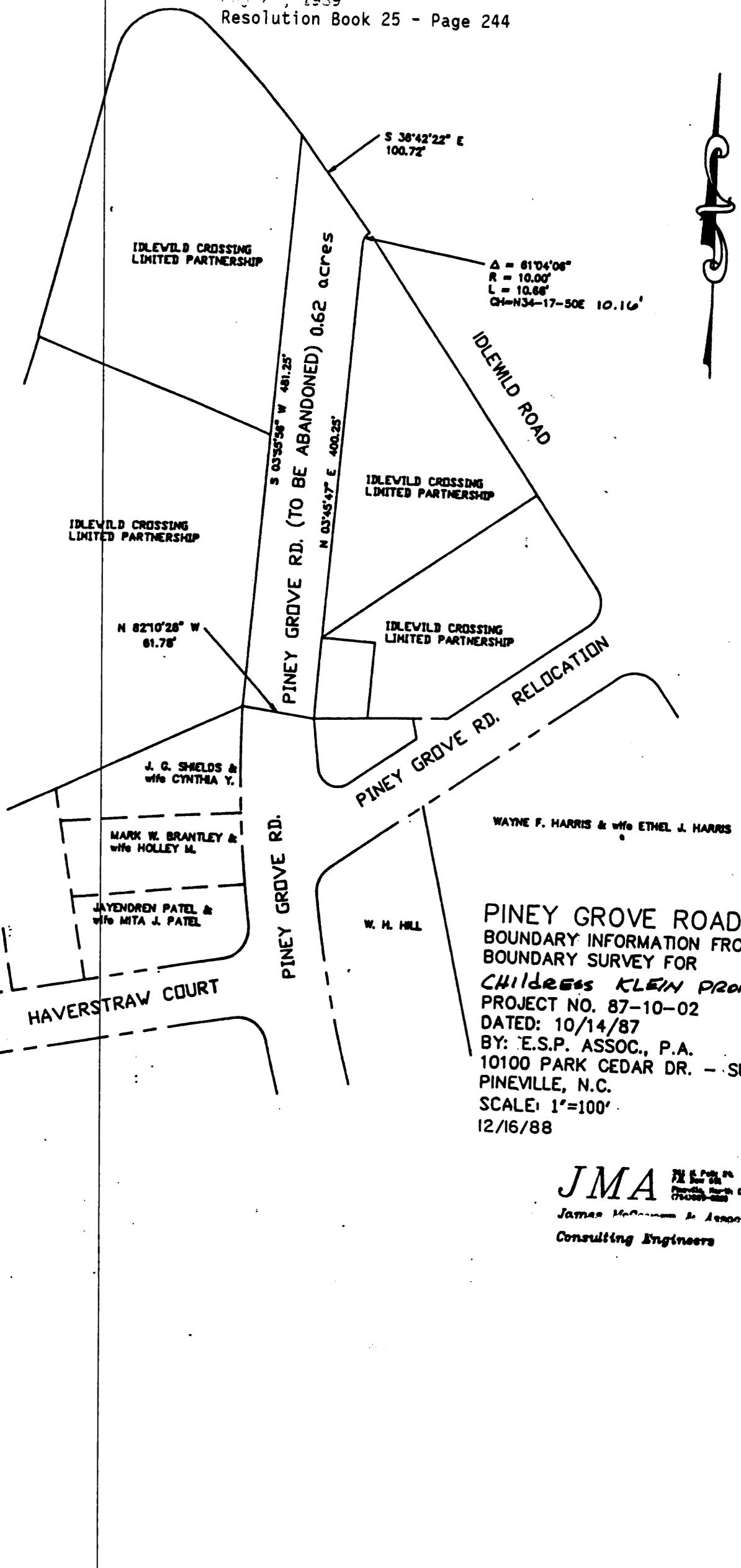
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of May 22, 1989, that it intends to close a portion of Piney Grove Road _____ lying northwest of Piney Grove _____ and Idlewild Road Intersection, said street (or portion thereof) being more particularly described on a map and by a metes and bound description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 2:30 p.m., on Monday, the 26th day of June, 1989 at Meeting Chambers, CMGC. 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, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 243-245.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of May, 1989.

Menta D. Allen, Deputy City Clerk



PINEY GROVE ROAD ABANDONMENT
 BOUNDARY INFORMATION FROM:
 BOUNDARY SURVEY FOR
CHILDRESS KLEIN PROPR
 PROJECT NO. 87-10-02
 DATED: 10/14/87
 BY: E.S.P. ASSOC., P.A.
 10100 PARK CEDAR DR. - SUITE 190
 PINEVILLE, N.C.
 SCALE: 1"=100'
 12/16/88

JMA
 701 E. Park St.
 P.O. Box 524
 Pineville, North Carolina 28134
 (704) 689-4222
 James McGowan & Associates
 Consulting Engineers

PINEY GROVE ROAD ABANDONMENT

BEGINNING @ A POINT BEING THE COMMON CORNER OF IDLEWILD CROSSING LIMITED PARTNERSHIP & J.G. SHIELDS & WIFE CYNTHIA Y. SHIELDS ON THE R/W OF PINEY GROVE ROAD, THENCE S82-10-28E 61.78' THENCE N03-45-47E 400.25' THENCE ALONG A CURVE OF RADIUS = 10.00', LENGTH: 10.66' & CHORD = N34-17-50E 10.16' THENCE N36-42-22W 100.72' THENCE S03-55-56W 481.25' TO THE POINT OF BEGINNING, BEING 0.62 ACRES.

May 22, 1989
Resolution Book 25 - Page 246

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-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 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 RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 22nd day of May, 1989, 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 22nd day of May, 1989, the reference having been made in Minute Book 93 and recorded in full in Resolution Book 25, page(s) 246-248.

Menta D. Allen
Deputy City Clerk

May 22, 1989
 Resolution Book 25 - Page 247

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Bosworth, David B.	86.88	Clerical error
Bosworth, David B.	17.75	Clerical error
Wesley, Arnold Anton	72.45	Illegal levy
Bosworth, David B	13.37	Clerical error
Contrell, Henry B. & Maude	15.69	Clerical error
Cunningham, Stanley	57.51	Clerical error
Duncan, Debra Byers	96.05	Clerical error
Haggens, John F. & Shirley	67.77	Clerical error
Jackson, Alethea Freeman	74.26	Clerical error
Wesley, Arnold Anton	73.10	Illegal levy
Bosworth, David B.	38.97	Clerical error
Campbell, Ben & Assoc.	135.56	Clerical error
Republic Bank Leasing	413.72	Illegal levy
Cunningham, Stanley	43.88	Clerical error
Briggs, Lynwood G. & Sharlene	134.94	Illegal levy
Caldwell, Marilyn Bell	58.91	Clerical error
Clewis, Ernest Rudolph & Betty	20.00	Clerical error
Cunningham, Stanley	52.03	Clerical error
Crites, Michael Richard	4.89	Clerical error
Haggens, John F. & Shirley	67.71	Clerical error
Hyde, Louise Nancy	10.39	Clerical error
Jackson, Alethea Freeman	64.80	Clerical error
Kosen, Erwin J. & Helen G.	4.71	Clerical error
Mullis, Maude R. & Grover A. Mull	67.77	Clerical error
Oliphant, Lafayette & Gwendolyn L.	38.83	Clerical error
Phipps, Samuel E. Jr.	40.02	Clerical error
Quattlebaum, Elizabeth McColl	77.17	Clerical error
Russ, Matt B.	27.66	Clerical error
Smith, Jane B.	36.22	Illegal levy
Strand, Sherel Ann	37.70	Clerical error
Campbell, Ben & Assoc.	123.79	Clerical error
Guardsman Lease Plan, Inc. c/o Gelco Corp.	83.06	Illegal levy
Wood, Charles Industries Inc.	165.29	Illegal levy
Southeastern Glass Laminates	233.30	Clerical error
Sunbelt Equipment & Rentals, Inc.	477.49	Clerical error
Bolton, John Phillip	88.81	Illegal levy
Robinson, Ellen Jane	74.43	Clerical error
We Try Harder	79.08	Clerical error
Barnhill, Howard Clinton	97.92	Clerical error
Buchanan, Jimmy Glenn	52.44	Clerical error
Carter, Sandra Drake	90.75	Clerical error
Childers, Brenda Chester	93.37	Clerical error
Gallucci, Armen Louis	45.86	Clerical error
Hartjes, Douglas John	64.17	Illegal levy
Hyde, Nancy Louise	29.73	Clerical error

May 22, 1989
Resolution Book 25 - Page 248

Legrande, Herbert	42.92	Clerical error
Moody, Floyd Weaver	76.46	Clerical error
Moody, Floyd Weaver	.76	Clerical error
Nesbit, Ben F. Jr.	72.60	Clerical error
Roberts, Peggy Cobb	64.35	Clerical error
Davis, Teresa Lynn	74.33	Illegal levy
Cantrell, Henry B. & Maude	56.44	Clerical error
Charlotte Television Network	222.74	Illegal levy
SurfAir - Air Freight		
Forwarders	1848.18	Illegal levy
ACME Retail, Inc. d/b/a		
Handy Pantry	24.00	Clerical error
Marriott Corporation	30.00	Clerical error

\$6262.98

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the N. C. Highway 51 Widening-Phase IV Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Theodore A. Harakas	Temporary Construction Easement for Tax Parcel No. 227-033-13	\$ 300.00
Elizabeth K. Harakas	(Same)	(Included)
Robert E. Perry, Jr., Trustee	(Same)	(Included)
First Federal Savings and Loan Association of Charlotte, Beneficiary	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 249.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Fairview/Carmel Road Alignment Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Fred D. Godley	2,390 s.f. fee-simple plus 80 s.f. utility easement, 472 s.f. sidewalk easement and 1,552 s.f. temporary construction easement for Tax Parcel No. 183-181-02	\$ 5,800.00
Jean H. Godley	(Same)	(Included)
Edwin R. Johnson, Trustee	(Same)	(Included)
First Union National Bank, Beneficiary	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:


City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 250.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Park Road Alignment Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Thomas B. Harris	1,720 s.f. for fee-simple, plus 301 s.f. for permanent drainage easement, 64 s.f. for permanent utility easement, and 2,749 s.f. for temporary construction easement for Tax Parcel No. 173-144-01	\$ 8,800.00
Miriam I. Harris	(Same)	(Included)
J. Harold McKeithen, Trustee	(Same)	(Included)
The Prudential Insurance Company of America, Beneficiary	(Same)	(Included)
J. L. Carter, Jr., et al., Trustees	(Same)	(Included)
Mutual Savings and Loan Association of Charlotte, Beneficiary	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

May 22, 1989
 Resolution Book 25 - Page 252

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

Approved as to form:

Henry W. Underhill Jr.
 City Attorney

CERTIFICATION

I, Menta D. Allen 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 22nd day of May, 1989, and the reference having been made in Minute Book 93, Page , and recorded in full in Resolutions Book 25, Page 251-252.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 25th day of May, 1989.

 Deputy City Clerk

May 22, 1989
 Resolution Book 25 - Page 252

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

Approved as to form:

Henry W. Underhill Jr.
 City Attorney

CERTIFICATION

I, Menta D. Allen 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 22nd day of May, 1989, and the reference having been made in Minute Book 93, Page , and recorded in full in Resolutions Book 25, Page 251-252.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 25th day of May, 1989.

 Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Park Road Alignment Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Gerasimos M. Pistiolis	984 s.f. fee-simple plus 67 s.f. utility easement, 2,050 s.f. temporary construction easement for Tax Parcel No. 173-091-01	\$ 2,500.00
Tula I. Pistiolis	(Same)	(Included)
Archie C. Walker, Trustee	(Same)	(Included)
Wachovia Bank & Trust Company, Beneficiary	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 253.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
 FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Mountainbrook Culvert Over McMullen Creek Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Vascue O. Brown	1,253 sq. ft. in fee simple; 4,095 sq. ft. of temporary construction easement;	\$13,000.00
Barbara J. Brown	(Tax Parcel No. 209-056-14)	
E. Clayton Selvey, Jr. or Roy B. McKnight, Jr. (Trustees)	(Same)	(Included)
Peoples Savings & Loan Association (now First Union National Bank (Beneficiary)	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

May 22, 1989
Resolution Book 25 - Page 255

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

Approved as to form:

Henry W. Chudeshil Jr.
City Attorney

CERTIFICATION

I, Menta D. Allen 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 22nd day of May, 1989, and the reference having been made in Minute Book 93, Page , and recorded in full in Resolutions Book 25, Page 254.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 25th day of May, 1989.

Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Central Avenue/Hawthorne Lane Intersection Improvements Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Olen E. Morgan	762 sq. ft. plus	\$ 3,800.00
Betty M. Morgan	31 sq. ft. of down guy easement and 2,005 sq. ft. for temporary construction easement. (Tax Parcel No. 080-214-14)	
Youth Homes, Inc. (Lessee)	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:


City Attorney

CERTIFICATION

Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 256.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Westinghouse Boulevard Extension-Phase II Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Dewitt Currie	61,377 s.f. for fee-simple, plus 34,850 s.f. for temporary construction easement for Tax Parcel No. 205-121-04	\$ 36,400.00
Frances T. Currie	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 257.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Sanitary Sewer to Serve Berkeley Subdivision Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Raintree Corporation, a North Carolina corporation	3,508 s. f. for fee-simple, plus 2,354 s. f. for temporary construction easement of Tax Parcel No. 225-135-49	\$ 1,100.00
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:

Henry W. Chadwick, Jr.
City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 258.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Stony Creek Outfall - Phase I Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
James Patrick Garrison	1,729.332 sq. ft. for sewer easement and a contemporary construction easement. (Tax Parcel No. 029-121-09)	\$300.00
Brenda P. Garrison		
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 259.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of May, 1989.

Menta D. Allen, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Central Avenue/Hawthorne Lane Intersection Improvements Project; and

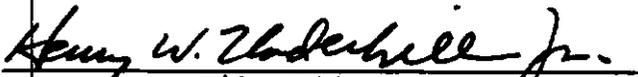
WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
M. Lee Heath, Jr.	6.347 acres between Hawthorne Lane and Louise Avenue (Tax Parcel Nos. 081-111-01, 02,03,04,05,10,11,12 & 081-112-07 & 08	\$ 253,800.00
Jennifer R. Heath		
John Harrelson Hardage, Trustee	(Same)	(Included)
Anne P. Heath	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:


City Attorney

CERTIFICATION

I, Menta D. Allen, 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 22nd day of May, 1989, the reference having been made in Minute Book 93, and is recorded in full in Resolution Book 25, at page(s) 260.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of June, 1989.

Menta D. Allen, Deputy City Clerk

RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF CHARLOTTE
ADOPTING A POLICY FOR OPTIONAL RELOCATION PAYMENTS

WHEREAS, Section 570.606(d) of the Community Development Block Grant regulations permit a city to adopt a Local Option Policy to provide benefits to persons displaced by activities other than those covered by the URA and to provide assistance at a level in excess of Uniform Relocation Act benefits; and

WHEREAS, the City Council of the City of Charlotte adopted the first Local Option Policy in 1975; and

WHEREAS, the City Council of the City of Charlotte expanded the Local Option Policy in 1982, 1985, and 1987; and

WHEREAS, the City Council of the City of Charlotte has amended and extended the Local Option Policy each successive year since 1982;

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte that the Local Option Policy is:

1. Rental Assistance payments of up to \$7,000 above the URA benefits for displaced tenants,
2. Displaced persons are defined as:
 - a) Households who meet the URA definition.
 - b) Moderate income households:
 - 1) displaced by code enforcement
 - 2) displaced by locally funded Capital Improvement Projects.
3. Replacement housing assistance for tenants becoming homeowners and for homeowners remaining as homeowners is:
 - ..A loan or deferred payment loan from the Community Development Block Grant program funds to purchase an existing structure; or, to purchase an existing structure and have it moved to land they own;
 - ..A loan or deferred payment loan from the Community Development Block Grant program funds to have a new house constructed on their land. This assistance will be made according to the Community Development Block Grant regulations for new construction.
4. Uniform Relocation Act benefits will continue for households displaced by federally funded activities.