

RESOLUTION CLOSING PORTIONS OF
AN ALLEYWAY ADJOINING THE SOUTH-
WESTERLY SIDE OF BAY STREET BETWEEN
HAWTHORNE LANE AND LAMAR AVENUE IN
THE CITY OF CHARLOTTE, MECKLENBURG
COUNTY, NORTH CAROLINA

WHEREAS, a Petition has been filed and received in accordance with the provisions of Chapter 153, Section 9, Sub-section 17 and Chapter 160A, Section 299, Sub-section (a) of the General Statutes of North Carolina, requesting the closing of a portion of

THE ALLEYWAY DESCRIBED ON EXHIBITS A AND
B ATTACHED HERETO

in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the City Council has caused to be published a Resolution of intent to close said street and called a public hearing on the question, all in accordance with said Statutes;

WHEREAS, said public hearing was held on the 3rd day of November, 1975; and

WHEREAS, Petitioner Lillie Mae Penegar, of the City of Charlotte, owns all the land adjoining the affected portions of the alleyway; and

WHEREAS, no parties in interest have appeared in opposition to the closing of the portion of the alleyway;

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

That the Council hereby orders the closing and abandonment of that portion of an alleyway more particularly described in Exhibits A and B attached hereto. It appears to the satisfaction of the City Council that the closing of the portion the alleyway is not contrary to the public interest and that no person, firm or corporation owning property in the vicinity will be deprived of reasonable means of ingress and egress to his or its property.

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

APPROVED AS TO FORM:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, 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 3rd day of November, 1975, the reference having been made in Minute Book 62, beginning at Page _____, ending Page _____, and is recorded in full in Resolution Book 11.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 4th day of November, 1975.

Ruth Armstrong
City Clerk of the City of Charlotte

November 3, 1975
Resolutions Book 11 - Page 134

EXHIBIT "B"

BEGINNING at a point on the southwesterly line of Bay Street 210 feet in an easterly direction from the line of Hawthorne Lane and running thence with Bay Street in a southeasterly direction 5 feet; thence in a southwesterly direction parallel with Hawthorne Lane 55 feet; thence in a northwesterly direction 5 feet to a stake; thence in a northeasterly direction parallel with Hawthorne Lane 55 feet to the point of BEGINNING.

November 3, 1975
Resolutions Book 11 - Page 135

RESOLUTION DECLARING AN INTENT TO CLOSE PORTION OF
EAST 5TH STREET EXTENSION
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH
CAROLINA, AND CALLING A PUBLIC HEARING ON THE QUESTION

WHEREAS, the Community Development Department of the City of Charlotte, by and through its Director, has requested the City to vacate and close that certain portion of East 5th Street Extension in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on Boundary Survey entitled First Ward Urban Renewal Area, Project N.C. R-79, Street Abandonment of E. 5th Street Extension, prepared by Giddings & Associates dated September 4, 1975, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina; said portion of said street being more particularly described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, the procedure for closing streets and public alleys as outlined in Chapter 160A, Section 299 of the General Statutes of North Carolina requires that Council first adopt a resolution declaring its intent to close the street or public alley and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for four 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 or public alley 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 streets or public alley; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

NOW, THEREFORE, BE IT RESOLVED AND DECLARED by the City Council of the City of Charlotte, at its regularly scheduled session of November 3, 1975, that it intends to close that certain portion of East 5th Street Extension in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on Boundary Survey entitled First Ward Urban Renewal Area, Project N.C. R-79, Street Abandonment of E. 5th Street Extension, prepared by Giddings & Associates dated September 4, 1975, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina, said portion of said street being more particularly described in Exhibit "A" hereto attached and made a part hereof, and hereby calls a public hearing on the question to be held at 3 P.M., on Monday the 8th day of December, 1975, in the Council Chamber of the City Hall. The City Clerk is hereby directed to publish a copy of this resolution in The Charlotte News once a week for four successive weeks next preceding the date fixed here for such hearing as required by the provisions of Chapter 160A, Section 299 of the General Statutes of North Carolina; and further, the Petitioner is directed to send by registered or certified mail a copy of this resolution to all owners of property adjoining the said portion of the streets or public alley as shown on the county tax records as required by said Statute. The Petitioner is hereby directed to prominently post a notice of the closing and public hearing in at least two places along the said portion of the streets or public alley, as required by said Statute.

BY ORDER OF THE CITY COUNCIL

Ruth Armstrong
City Clerk

C E R T I F I C A T I O N

I, Ruth Armstrong, 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 3rd day of November, 1975, and the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at page 135.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 4th day of November, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

ABANDONMENT OF E. 5th STREET EXTENSION

Beginning at a point, said point being the intersection of the existing northeast right of way of 5th Street and the north right of way of E. 5th Street Extension; thence following said 5th Street Extension right of way on a curve to the left 143.79 feet (R = 293.31') to a point; thence N 64°-24'-28" E 134.75 feet to a point; thence S 0°-08'-59" E 55.37 feet to a point; thence S 64°-24'-28" W 110.96 feet to a point; thence on a curve to the right 89.79 feet (R = 343.31') to a point; thence N 59°-41'-17" W 87.99 feet to the point of beginning and containing 11882 square feet according to a plat by Giddings & Associates Engineering & Surveying, P.A. dated 9-4-75.

November 3, 1975
Resolutions Book 11 - Page 137

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA, REQUESTING THAT THE GREENSBORO AREA OFFICE
OF THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
PREDETERMINE OR PREAPPROVE GREENVILLE URBAN RENEWAL PROJECT
NO. N. C. R-78 AS THE SITE FOR SECTION 8 ASSISTED HOUSING

WHEREAS, the Redevelopment Plan for the Greenville Urban Renewal Project No. N. C. R-78, dated September, 1969, as subsequently Amended and Modified, has been duly approved by the City Council of the City of Charlotte and all public bodies, officials and agencies which, under State law, were required to authorize or approve the Redevelopment Plan and Amendments and Modifications thereto; and

WHEREAS, the Redevelopment Plan, as Amended and Modified, provides for the acquisition and complete clearance with few exceptions and redevelopment of the Project Area as a predominantly residential area; and

WHEREAS, all of the property in the Project designated to be acquired with the exception of one parcel for a street widening has now been acquired; and

WHEREAS, the major purpose of the Plan is to develop a full-service community containing all of the available social and economic necessities and amenities designed to provide a better living environment for the residents, including the construction by private developers of new housing facilities primarily for low and moderate income families and individuals; and

WHEREAS, the only practical and economic method through which low and moderate income housing can be constructed is under a Federally-assisted program; and

WHEREAS, the only Federally-assisted program presently available for the production of low and moderate income housing is the Section 8 Housing Assistance Payments Program; and

WHEREAS, 24 CFR 880.203(d) provides that upon request of a unit of general local government, a site, such as a Federal urban renewal project, may be predetermined or preapproved by a Field Office of the Department of Housing and Urban Development for a project under the Section 8 Housing Assistance Payments Program.

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

November 3, 1975
Resolutions Book 11 - Page 138

That a request be and is hereby made to the Area Director, Greensboro Area Office of the Department of Housing and Urban Development, that the Greenville Urban Renewal Project No. N. C. R-78 be predetermined or preapproved in accordance with 24 CFR 880.203(d) as a site specifically designated for 200 units of housing under the Section 8 Housing Assistance Payments Program.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 3rd day of November, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 137-138.

Ruth Armstrong
City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA, APPROVING THE REHABILITATION GRANT AND
LOAN PROGRAM AND CONDITIONS UNDER WHICH GRANTS OR LOANS
MAY BE MADE TO OWNER-OCCUPANTS OR TENANTS OF RESIDENTIAL
PROPERTIES AND OWNERS OR TENANTS OF
NONRESIDENTIAL OR MIXED-USE PROPERTIES

WHEREAS, Title I of the Housing and Community Development Act of 1974 (P.L. 93-383) created a new Community Development Funding Program and amended and extended laws related to housing and urban development and for other purposes; and

WHEREAS, the City of Charlotte has submitted an application in accordance with certain well-defined Federal objectives and has received approval from the United States of America for the execution of a comprehensive Community Development Program to be financed with Community Development Block Grant Funds; and

WHEREAS, one of the activities authorized to be assisted under the Community Development Program includes rehabilitation of residential, nonresidential and mixed-use properties in deteriorated or deteriorating areas, including interim assistance and financing rehabilitation of privately owned properties; and

WHEREAS, Community Development Block Grant Funds have been allocated for this purpose in the City of Charlotte; and

WHEREAS, there has been prepared and referred to the City Council of the City of Charlotte for review and approval a proposed Rehabilitation Grant and Loan Program and Conditions Under Which Grants or Loans May Be Made to Owners or Tenants of Residential Properties and Owners or Tenants of Nonresidential or Mixed-use Properties for use in the City of Charlotte Community Development Program.

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

That the Rehabilitation Loan and Grant Program and Conditions Under Which Grants or Loans May Be Made Under the Community Development Program to Owners or Tenants of Residential Properties and Owners or Tenants of Nonresidential or Mixed-use Properties in the City of Charlotte, having been duly reviewed and considered, only so much of the Rehabilitation Loan and Grant Program and Conditions Under Which Grants or Loans May Be made Under the

November 3, 1975
Resolutions Book 11 - Page 140

Community Development Program to Owner-Occupants or Tenants of Residential Properties and Owners or Tenants of Nonresidential or Mixed-use Properties is hereby approved, and the City Clerk is hereby directed to file said copy of the Program and Conditions with the minutes of this meeting.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 3rd day of November, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 139-140.

Ruth Armstrong
City Clerk