

October 11, 1982
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RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
OPPOSING WEAKENING OF AUTO EMISSION STANDARDS
CONTAINED IN THE CLEAN AIR ACT

WHEREAS, the Regional Administrator of the U.S. Environmental Protection Agency (EPA) designated on July 1, 1976, this area as being a non-attainment area for National Ambient Air Quality Standards (NAAQS); and

WHEREAS, the State of North Carolina has submitted a 1982 State Implementation Plan for Air Quality which details a schedule to bring Charlotte in compliance with the NAAQS by 1987; and

WHEREAS, Charlotte participated in the development of the State Implementation Plan SIP and has included projects needed to address air quality problems in the local Capital Improvements Program and Transportation Improvement Program.

WHEREAS, a change in the auto emission standards would severely impact the ability of the current SIP to be able to meet the NAAQS by 1987; and

WHEREAS, changes in the auto emission standards would require costly intersection improvement projects beyond those currently planned to achieve compliance;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte in regular session duly assembled, that this local government body is opposed to any weakening of the auto emission standards as currently contained in the Clean Air Act of 1977 as amended; and

THAT the City Council direct the City Manager to forward a copy of this resolution to appropriate members and committees of the United States Congress.

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79, and recorded in full in Resolution Book 18 at Page 383.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

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RESOLUTION CLOSING A CERTAIN PORTION OF EAST NINTH 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 East Ninth 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 street; and

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

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 East Ninth Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "First Ward Urban Renewal Right of Way To Be Abandoned E. Ninth St.", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated July 24, 1978, amended October 31, 1978, a copy of which is hereto attached and marked Exhibit "A", and incorporated by this reference, said portion of said street 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 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.

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.

Approved as to form:


City Attorney

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

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79, beginning at Page , ending at Page , and is recorded in full in Resolution Book 18, at Pages 384-387.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 12th day of October, 1982.

City Clerk of The City of
Charlotte

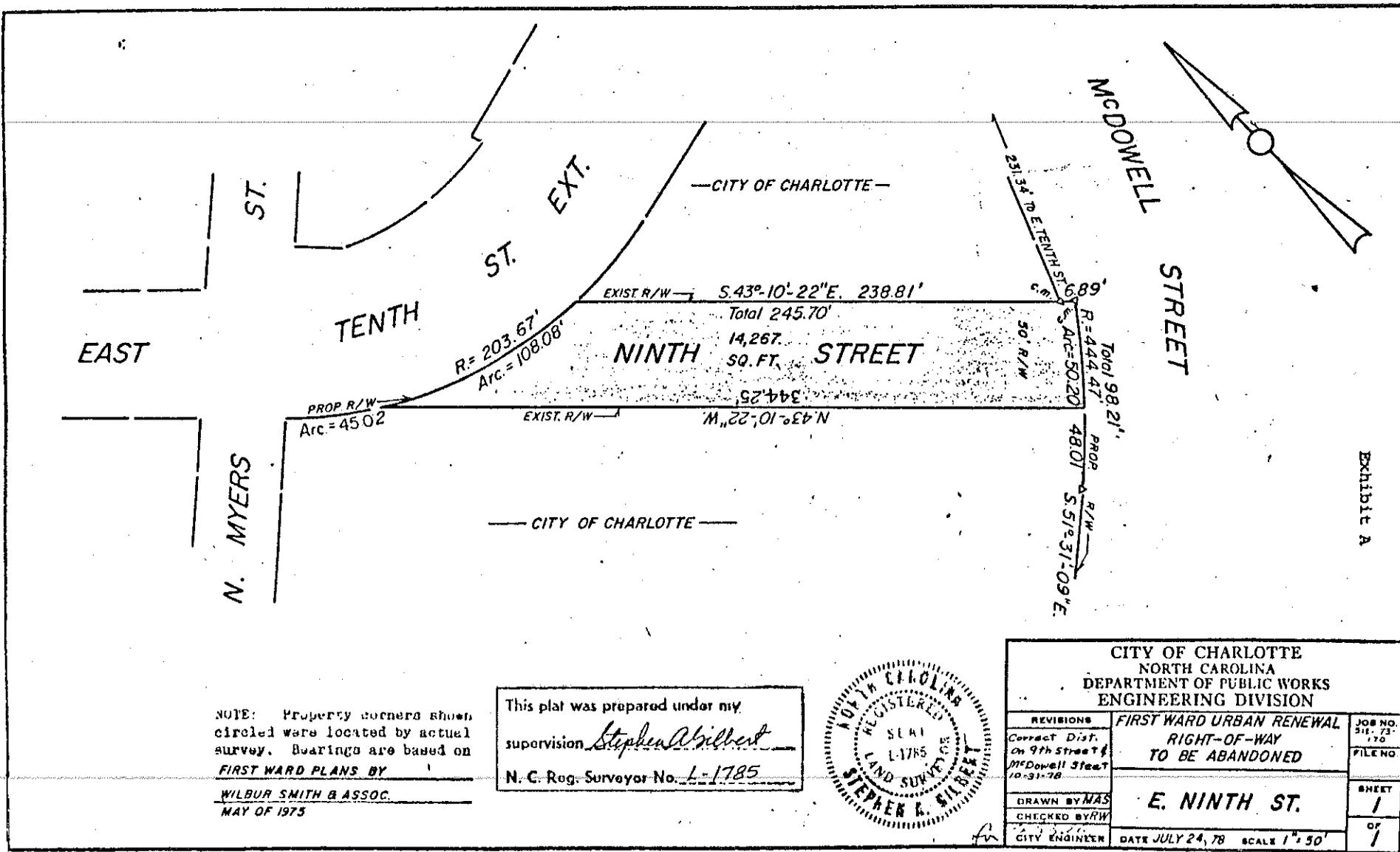
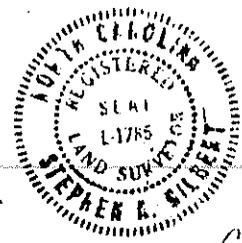


Exhibit A

NOTE: Property corners shown circled were located by actual survey. Bearings are based on
FIRST WARD PLANS BY
WILBUR SMITH & ASSOC.
 MAY OF 1975

This plat was prepared under my supervision Stephen K. Gilbert
 N. C. Reg. Surveyor No. 1-1785



CITY OF CHARLOTTE NORTH CAROLINA DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION		
REVISIONS Correct Dist. On 9th Street & McDowell Street 10-31-78	FIRST WARD URBAN RENEWAL RIGHT-OF-WAY TO BE ABANDONED	JOB NO. 311-73-170 FILE NO.
DRAWN BY HAS CHECKED BY RW CITY ENGINEER	E. NINTH ST.	SHEET 1 OF 1
DATE JULY 24, 78 SCALE 1" = 50'		

First Ward Urban Renewal Area
Abandonment of a Portion of Existing Street Right-of-Way

A parcel of land in Charlotte Township, Mecklenburg County, North Carolina, located in the First Ward Urban Renewal Area, shown on a plat entitled "First Ward Urban Renewal Right-of-Way To Be Abandoned E. Ninth St.", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated July 24, 1978, amended October 31, 1978, and being more particularly described as follows:

BEGINNING at a point of intersection of the southwesterly right-of-way margin of East Ninth Street with the southerly right-of-way margin of East Tenth Street Extension, said point being located 45.02 feet, measured along the southerly right-of-way margin of East Tenth Street Extension from the easterly right-of-way margin of North Myers Street, and running thence in an easterly direction following along the southerly right-of-way margin of East Tenth Street Extension, with an arc of a circular curve to the left, having a radius of 203.67 feet, an arc distance of 108.08 feet to a point; thence with the northeasterly right-of-way margin of East Ninth Street, S. 43-10-22 E., 245.70 feet to a point in the westerly right-of-way margin of North McDowell Street; thence in a southwesterly direction following along the westerly right-of-way margin of North McDowell Street with an arc of a circular curve to the right, having a radius of 444.47 feet, an arc distance of 50.20 feet to a point; thence with the southwesterly right-of-way margin of East Ninth Street, N. 43-10-22 W., 344.25 feet to the point or place of Beginning, and containing 14,267 square feet or 0.328 acre.

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RESOLUTION OF CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA, APPROVING AMENDMENT NO. 2 TO
THE REDEVELOPMENT PLAN FOR THE FIVE POINTS
NEIGHBORHOOD STRATEGY AREA

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 Community Development Neighborhood Strategy areas for which such Federal funds have been allocated and the application has been approved is identified as "Five Points NSA" encompassing the area generally bounded by Brookshire Expressway on the north and northeast, Interstate 77 on the southeast, West Trade Street on the south and west and Jenkins Street on the west, in the City of Charlotte, State of North Carolina (herein called the "Locality"); and

WHEREAS, there has been prepared and referred to the Governing Body for review and approval a Redevelopment Plan for the Five Points Redevelopment Area, dated November, 1976, and consisting of 49 pages and 7 exhibits; and

WHEREAS, since the above approval, it has been desirable and in the public interest to amend said Redevelopment Plan to revise the residential character of the neighborhood by providing for additional conservation and rehabilitation areas in the Western Heights section of the neighborhood and in the area on West Sixth Street; revise the land use in order to provide additional opportunities for housing development along North Summit Avenue between West Fifth Street and Martin Street; revise the land acquisition program by deleting some parcels previously scheduled for clearance which have since been determined to be feasible for rehabilitation; revise the land acquisition by no longer calling for certain street rights-of-ways to be abandoned; revise the relocation policy in order to officially notify the Biddleville-Five Points Community Organization prior to residents being relocated out of the Redevelopment Area; revise and abbreviate some sections of the Redevelopment Plan by referencing appropriate documents, the primary one being the Zoning Ordinance; update the estimated costs and reschedule financing; and this Amendment No. 2 incorporate into the Redevelopment Plan all changes and additions necessary to effectuate said Amendment; and

WHEREAS, there has been prepared and referred to the Governing Body of the City of Charlotte for review and approval, an Amended Redevelopment Plan for the Project Area dated November, 1976, Amended

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August, 1982 and consisting of 23 pages and 7 exhibits; and

WHEREAS, a general plan has been prepared and is recognized and used as a guide for the general development of the Locality as a whole; and

WHEREAS, The Charlotte-Mecklenburg Planning Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting the Amended Redevelopment Plan for the Redevelopment Area and has certified that the amended Redevelopment Plan conforms to the general plan for the Locality as a whole, and the Governing Body has considered the report, recommendations and certification of the planning body; and

WHEREAS, pursuant to the State Mandatory Referral Law, the Charlotte-Mecklenburg Planning Commission has submitted to the Governing Body its report respecting the amended Redevelopment Plan for the Neighborhood Strategy Area; and

WHEREAS, the amended Redevelopment Plan for the Redevelopment Area prescribes certain land uses for the Redevelopment Area and will require, among other things, changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action; and

WHEREAS, the Community Development Department has prepared and submitted a program for the relocation of individuals and families that may be displaced as result of carrying out the Redevelopment Area in accordance with the amended Redevelopment Plan; and

WHEREAS, there have also been presented to the Governing Body information and data respecting the relocation program which has been prepared by the Community Development Department as a result of studies, surveys, and inspections in the Redevelopment Area and the assembling and analysis of the data and information obtained from such studies, surveys, and inspections; and

WHEREAS, the members of the Governing Body have general knowledge of the conditions prevailing in the Redevelopment Area and of the availability of proper housing in the Locality for the relocation of individuals and families that may be displaced from the Redevelopment Area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

WHEREAS, it is necessary that the Governing Body take appropriate official action respecting the relocation program and the amended Redevelopment Plan for the Redevelopment Area in conformity with the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (P.L. 91-646) and the North Carolina Urban Redevelopment Law of 1951, as amended, N.C.G.S. 160A-500 through 160A-526; and

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WHEREAS, The Governing Body is cognizant of the conditions that are imposed in the undertaking and carrying out of Community Development Projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin:

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

1. That it is hereby found and determined that the Five Points Neighborhood Strategy Area qualifies under the Community Development Block Grant Program and as an eligible Redevelopment Area under the North Carolina Urban Redevelopment Law of 1951, as amended, N.C.G.S. 160A-500 through 160A-526.

2. That the amended Redevelopment Plan for the Redevelopment Area, having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Redevelopment Plan with the minutes of this meeting.

3. That it is hereby found and determined that the objectives of the amended Redevelopment Plan cannot be achieved solely through rehabilitation of the Redevelopment Area.

4. That it is hereby found and determined that the amended Redevelopment Plan for the Redevelopment Area conforms to the general plan of the Locality.

5. That it is hereby found and determined that the amended Redevelopment Plan for the Redevelopment Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the urban renewal and conservation of the Area by private enterprise.

6. That it is hereby found and determined that the amended Redevelopment Plan for the Redevelopment Area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

7. That it is hereby found and determined that the program for the proper relocation of individuals and families displaced in carrying out the Community Development Projects in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Redevelopment Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

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8. That, in order to implement and facilitate the effectuation of the amended Redevelopment Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out the amended Redevelopment Plan; (b) requests the various officials, departments, boards and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the amended Redevelopment Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate the amended Redevelopment Plan.

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79, and recorded in full in Resolution Book 18 at Pages 388-391.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

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A RESOLUTION AUTHORIZING THE USE OF FIREARMS IN THE REMOVAL OF
BLACKBIRD ROOSTS FROM MYERS PARK.

WHEREAS, the roosting of blackbirds in Myers Park has been a serious and continuous problem in that neighborhood; and

WHEREAS, it has been determined the use of firearms using non-live ammunition is an effective method for dispersing blackbirds from the roost; and

WHEREAS, the Charlotte City Code Section 13-38, "Shooting", requires that the shooting of blanks requires the authorization of the City Manager upon a finding that the shooting will be conducted in a safe manner; and

WHEREAS, Charlotte City Code Section 13-38(b) requires that the shooting of missiles of any description receive the permission of the City Council; and

WHEREAS, the City Council and City Manager want the conducting of such a scare campaign to be done in a safe manner.

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

1. That the persons permitted to shoot a special flare pistol using .22 caliber blanks modified with a 15MM launcher for racket or whistle bombs or a 12 guage shotgun with ammunition designated as 12 guage scare cartridges shall be limited in number to 15 and must meet the criteria in Attachment I.

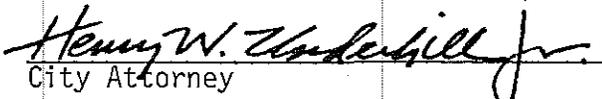
2. That the Director of Operations Department or the Superintendent of the Animal Control Division, if so authorized by the Director, shall determine which individuals meet the criteria in Attachment I.

3. That the persons authorized by this resolution to use the firearms shall use the firearms only in accordance with the safety requirements and procedures stated in Attachment II.

4. That any and all persons authorized by this resolution to use firearms shall have such authorization terminated immediately upon a determination by the Director of Operations Department or the Superintendent of the Animal Control Division, if so authorized by the Director, that the individuals are not acting in accordance with the safety requirements or procedures in Attachment II or are otherwise not conducting the scare campaign in a safe manner.

5. That this authorization shall be granted for six months from the date of adoption of this resolution.

Approved as to form:


City Attorney

CERTIFICATION

I, Pat Sharkey, 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 meeting held on the 11th day of October, 1982, and recorded in full in Resolutions Book 18, beginning on Page 392.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

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"RESOLUTION OF THE CITY COUNCIL OF THE
 CITY OF CHARLOTTE FOR CONDEMNATION ACTION IN THE
 FIVE POINTS NEIGHBORHOOD STRATEGY AREA"

WHEREAS the City of Charlotte has undertaken the Redevelopment of the Five Points 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 Five Points 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 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:

Block 5, Parcel 24 - C. W. Kidd, Jr. and wife
 215 Summit Avenue
 Fair Market Value - \$1,300.00

Approved as to form:

Henry W. Zanderhill, Jr.
 City Attorney

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79, and recorded in full in Resolution Book 18 at Page 393.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

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RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA
CALLING FOR PUBLIC HEARINGS ON THE REDEVELOPMENT PLANS FOR REDEVELOPMENT
AREAS NUMBER 1, 2, 3 and 4

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, has prepared Redevelopment Plans for Redevelopment Areas no. 1, 2, 3 and 4 located in the uptown areas of Charlotte, North Carolina; and

WHEREAS, the Redevelopment Plans for the Redevelopment Areas no. 1, 2, 3, and 4 will be submitted to the Charlotte-Mecklenburg Planning Commission for approval and recommendation to the City Council at its meeting to be held on November 2, 1982; and

WHEREAS, G.S. 160A-513(h) requires that the City Council of the City of Charlotte hold public hearings upon the Redevelopment Plans.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled:

1. That on Monday, November 8, 1982, at 3:00 P.M., in the City Council Chamber of the City Hall, the City Council shall hold public hearings on the Redevelopment Plans for Redevelopment Areas no. 1, 2, 3 and 4 located in the uptown area of Charlotte, North Carolina.

2. That a description of Redevelopment Areas no. 1, 2, 3 and 4 specified in the Redevelopment Plans is as follows:

Those certain areas of the City of Charlotte, County of Mecklenburg, State of North Carolina, described as follows:

REDEVELOPMENT AREA 1

Beginning at a point where the centerlines of W. 4th St. and N. Cedar St. intersect, thence running in a northeasterly direction along N. Cedar St. approximately 900 feet to a point where the centerlines of W. 5th St. and N. Cedar St. intersect; thence running in a southeasterly direction along W. 5th St. approximately 250 feet to a point where the centerlines of W. 5th St. and W. 6th St. intersect; thence running in a southeasterly direction along W. 6th St. approximately 2050 feet to a point where the centerlines of W. 6th St. and N. Poplar St. intersect; thence running in a southwesterly direction along N. Poplar St. approximately 860 feet to a point where the centerlines of N. Poplar St. and W. Trade St. intersect; thence running in a southeasterly direction along W. Trade St. approximately 350 feet to a point where the centerlines of W. Trade St. and Church St. intersect; thence running in a southwesterly direction along S. Church St. approximately 400 feet to a point where the centerlines of S. Church St. and W. 4th St. intersect; thence running in a northwesterly direction along W. 4th St. approximately 600 feet to a point where the centerlines of W. 4th St. and Mint St. intersect; thence running in a northeasterly direction along Mint St. approximately 400 feet to a point where the centerlines of Mint St. and W. Trade St. intersect; thence running in a northwesterly direction along W. Trade St. approximately 530 feet to a point where the centerlines of W. Trade St. and S. Graham St. intersect; thence running in a southwesterly direction along S. Graham St. approximately 400 feet to a point where the centerlines of S. Graham St. and W. 4th St. intersect; thence running in a northwesterly direction along W. 4th St. approximately 1200 feet to the point of beginning.

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REDEVELOPMENT AREA 2

Beginning at a point, where the centerlines of E. Trade St. and N. Tryon St. intersect, thence running in a northeasterly direction along the centerline of N. Tryon St. approximately 340 feet to a point, said point being approximately 110 feet south of the point where the centerlines of N. Tryon St. and 5th St. intersect; thence running in a northwesterly direction approximately 45 feet to a point on the right of way line of N. Tryon St. said point being approximately 06 feet southwest of the right of way of E. 5th St.; thence in a northwesterly direction along the property line of parcel 11 block 14 tax book 78 (J.B. Ivey Co.) approximately 396.41 feet to a point at the westernmost corner of said parcel; thence running in a northwesterly direction across N. Church St. approximately 28 feet to a point on the centerline of N. Church St., said point being approximately 110 feet south of the point where the centerlines of N. Church St. and E. 5th St. intersect; thence running in a northeasterly direction along the centerline of N. Church St. approximately 420 feet to a point, said point being approximately 130 feet south of the point where the centerlines of N. Church St. and W. 6th St. intersect; thence running in a northwesterly direction approximately 25 feet to a point on the right of way of N. Church St., said point being 100 feet south of the W. 6th St. right of way; thence running in a northwesterly direction along the property line of parcel 2 block 12 tax book 78 a distance of 181.92 feet to a point at the western corner of said parcel; thence running in a northeasterly direction along parcel 78 block 12 parcel 29 distance of 96 feet to a point on the right of way of W. 6th St.; thence running in a northeasterly direction approximately 30 feet to a point on the centerline of W. 6th St.; thence running in a southeasterly direction along the centerline of W. 6th St. approximately 210 feet to a point; where the centerline of W. 6th St. and N. Church St. intersect; thence running in a northeasterly direction along N. Church St. approximately 2200 feet to a point on the Brookshire Freeway right of way; thence running in a southeasterly direction along the Brookshire Freeway right of way approximately 1350 feet to a point, said point being the intersection of the Brookshire Freeway right of way and the Southern Railway centerline; thence running in a southwesterly direction along the Southern Railway approximately 3140 feet to a point where the centerlines of Southern Railway and E. Trade St. intersect; thence running in a northwesterly direction along the centerline of E. Trade St. approximately 950 feet to the point of beginning.

REDEVELOPMENT AREA 3

Beginning at a point where the centerlines of S. Caldwell St. and E. 3rd St. intersect, thence travelling in a northwesterly direction along the centerline of E. 3rd St. approximately 420 feet to a point where the centerlines of E. 3rd St. and N. Brevard St. intersect; thence running in a northeasterly direction along the centerline of N. Brevard St. approximately 900 feet to a point where the centerlines of N. Brevard St. and E. Trade St. intersect; thence running in a northwesterly direction along the centerline of E. Trade St. approximately 380 feet to a point where the centerlines of E. Trade St. and Southern Railway intersect; thence running in a northeasterly direction along the centerline of Southern Railway approximately 3000 feet to a point where the centerlines of Southern Railway and 11th St. intersect; thence running in a southeasterly direction along the centerline of 11th St. approximately 450 feet to a point where the centerlines of 11th St. and N. Brevard St. intersect; thence running in a southwesterly direction along the centerline of N. Brevard St. approximately 850 feet to a point where the centerlines of N. Brevard St. and E. 9th St.

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intersect; thence running in a southeasterly direction along the centerline of E. 9th St. approximately 420 feet to a point where the centerlines of E. 9th St. and N. Caldwell St. intersect; thence running in a southwesterly direction along the centerline of N. Caldwell St. approximately 3000 feet to a point where the centerlines of S. Caldwell St. and E. 3rd St. intersect, that point being the point of beginning.

REDEVELOPMENT AREA 4

Beginning at a point where the centerlines of E. Stonewall St. and S. College St. intersect, thence running in a northwesterly direction along the centerline of E. Stonewall St. approximately 950 feet to a point where the centerlines of W. Stonewall St. and S. Church St. intersect; thence running in a northeasterly direction along the centerline of S. Church St. approximately 380 feet to a point where the centerlines of S. Church St. and W. 1st St. intersect; thence running in a northwesterly direction along the centerline of W. 1st St. approximately 650 feet to a point where the centerlines of W. 1st St. and Mint St. intersect; thence running in a northeasterly direction along the centerline of Mint St. approximately 600 feet to a point on the centerline, said point being approximately 240 feet southwest of the point where the centerlines of W. 3rd St. and Mint St. intersect; thence running in a southeasterly direction approximately 30 feet to a point on the right of way of S. Mint St. said point being the northern corner of parcel 2 block 23 tax book 73; thence running in a southeasterly direction along said property line approximately 59 feet to the southern corner of parcel 73-23-2; thence in a southeasterly direction, across the Mint-Poplar connector approximately 80 feet to a point, said point being the western corner of parcel 73-26-2; thence running in a southeasterly direction along said parcel, approximately 57 feet to a point at the southern corner of said property; thence running in a southeasterly direction across an unopened portion of the S. Poplar St. right of way approximately 35 feet to a point, said point being the northern corner of parcel 4 block 22 tax book 73; thence running in a southeasterly direction along the property line of said parcel approximately 365 feet to a point, said point being the eastern corner of parcel 73-22-4; thence running in a southeast direction approximately 28 feet to a point on the centerline of S. Church St.; said point being approximately 170 feet north of the point where the centerlines of S. Church St. and N. 2nd St. intersect; thence running in a northeasterly direction along the centerline of S. Church St. approximately 380 feet to a point on the centerline of S. Church St., thence running in a southeasterly direction approximately 28 feet to a point, said point being the northernmost corner of parcel 5 block 16 tax book 73; thence running in a southeasterly direction along the property lines of parcels 73-16-5, 73-16-6, 73-16-12 and 73-16-8. approximately 396 feet to a point at the eastern corner of parcel 73-16-8, said point being on the right of way line of S. Tryon St., thence running in a southeasterly direction approximately 45 feet to a point, said point being on the centerline of S. Tryon St. approximately 125 feet northeast of the point where the centerlines of W. 3rd St. and S. Tryon St. intersect; thence running in a southwesterly direction along S. Tryon St. approximately 540 feet to a point where the centerlines of S. Tryon St. and 2nd St. intersect; thence running in a southeasterly direction along E. 2nd St. approximately 480 feet to a point where the centerlines of E. 2nd St. and S. College St. intersect; thence running in a southwesterly direction along S. College St. approximately 860 feet to the point of beginning.

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3. The Redevelopment Plans for Redevelopment Areas 1, 2, 3 and 4 with such maps, plans, contracts and other documents which are part of the proposal, together with supporting data, are available for public inspection in the Office of the City Manager at the City Hall, 600 East Trade Street; the Office of the Charlotte Mecklenburg Planning Commission, 1st Floor, Cameron-Brown Building, 301 South McDowell Street; and the Office of the Director of the Charlotte Uptown Development Corporation, Suite 1255, One Tryon Center, 112 South Tryon Street, Charlotte, North Carolina, and shall be available from the date of this Resolution until the time of the public hearing.

4. The purpose of the public hearings will be to give the citizens of Charlotte and especially the owners of properties within the Redevelopment Areas an opportunity to be heard and to ask questions regarding the plans prior to approval by the City Council.

5. That this resolution shall be published at least once a week for two consecutive weeks in the Charlotte News, the 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.

RESOLVED, this the 11th day of October, 1982

APPROVED AS TO FORM:

Henry W. Clendenen Jr.
 City Attorney

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79, and recorded in full in Resolutions Book 18 at Pages 394-397.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

October 11, 1982
Resolution Book 18 - Page 398

A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AND THE BOARD OF COMMISSIONERS OF MECKLENBURG COUNTY AMENDING ITS PREVIOUS RESOLUTION WITH RESPECT TO THE APPOINTMENT OF MEMBERS TO THE CHARLOTTE-MECKLENBURG HISTORIC PROPERTIES COMMISSION.

WHEREAS, by resolution jointly adopted by the County Commissioners and the City Council in 1973, the Charlotte-Mecklenburg Historic Properties Commission was created; and

WHEREAS, said joint resolution provided that all members of the Charlotte-Mecklenburg Historic Properties Commission were to be jointly appointed by the City Council and the Board of Commissioners; and

WHEREAS, the City Council and the County Commissioners are now desirous of deleting the requirement for joint appointment and providing for an alternate method of appointment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte and the Board of Commissioners of Mecklenburg County that the resolution adopted by the County Commissioners on June 4, 1973 and adopted by the City Council on June 18, 1973, as amended, creating the Charlotte Mecklenburg Historic Properties Commission is hereby further amended by deleting the requirement that the City Council nominate six members and the County Commissioners nominate six members and that the twelve so nominated be jointly appointed by the City Council and the Board of Commissioners, and substituting in its place the following: "The Charlotte-Mecklenburg Historic Properties Commission shall consist of twelve members, six to be appointed by the Board of County Commissioners, four to be appointed by the City Council and two to be appointed by the Mayor."

Resolved this 11th day of October, 1982.

Approved as to form:

Harry W. Zindel Jr.
City Attorney

Approved as to form:

County Attorney

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79 and is recorded in full in Resolution Book 18 at Page 398.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

October 11, 1982
Resolution Book 18 - Page 399

RESOLUTION OF THE CHARLOTTE CITY COUNCIL EXPRESSING ITS OPPOSITION TO THE PROVISIONS OF THE "CABLE TELECOMMUNICATIONS ACT OF 1982"(SENATE BILL 2172)

WHEREAS, because of economies of scale and the substantial cost of entering the cable television market, cable T.V. companies have natural monopolies in many areas; and

WHEREAS, the normal operation of a competitive market does not exist in many localities to set rates which would recover costs plus a reasonable return on equity; and

WHEREAS, in the numerous areas where cable T.V. firms have monopolies it is necessary to have public review and oversight of the reasonableness of cable T.V. rates in the interest of fairness to consumers; and

WHEREAS, local governing bodies composed of elected representatives of the citizens can and should review and regulate local cable T.V. rates in light of local market conditions and cable operating costs, and the service of professional consultants is available to assist in such reviews; and

WHEREAS, local governments' review and regulation of cable T.V. rates must provide due process and be subject to a standard of reasonableness to allow a fair return on invested capital; and

WHEREAS, existing franchise agreements were entered into willingly by cable operators, as terms for securing practical monopolies, and therefore should not be voided; and

WHEREAS, cable T.V. franchises are allowed to use public rights-of-way for installation and maintenance of cable T.V. systems; and

WHEREAS, the rapid growth of major U.S. cable operators over the past six years suggests that the existing regulatory pattern is neither onerous nor unreasonable; and

WHEREAS, Senate Bill 2172 known as the Cable Telecommunications Act of 1982 would, if adopted, prohibit or severely weaken the authority of local government to regulate local cable systems.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled that it hereby expresses its opposition to Senate Bill 2172 as an assault on the traditional regulatory role of local government in the cable franchising process and hereby urges the Congress to defeat this unnecessary legislation, and urges the Mecklenburg Board of County Commissioners to endorse this resolution as it has a profound effect on their authority.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to forward copies of this resolution to Senator Helms, Senator East, Congressman Martin, Senator Barry Goldwater (R-AZ), Senator Bob Packwood (R-OR), Senator Howard Cannon (D-NV), and Senator Gorton (R-WA).

This the 11th day of October, 1982.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79, and recorded in full in Resolution Book 18, at Page 399.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

"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 provision 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 & PARCEL</u>	<u>OWNER AND PROPERTY ADDRESS</u>	<u>FAIR MARKET VALUE</u>
18-4	S. C. Williams and wife, Margie S. Williams 209-213 South Cedar Street	\$29,850.00

Approved as to form:

Henry W. Zander Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79, and recorded in full in Resolution Book 18 at Page 400.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

October 11, 1982
Resolution Book 18 - Page 401

"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 & PARCEL</u>	<u>OWNER AND PROPERTY ADDRESS</u>	<u>FAIR MARKET VALUE</u>
18-2, 3, 5 and 25-1	Schwartz & Son, Inc. Smith Metal & Iron, Inc. Schloss Outdoor Advertising 201-19 South Cedar Street and 700 W. Third Street	\$685,075.00

APPROVED AS TO FORM:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79, and recorded in full in Resolution Book 18 at Page 401.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk

October 11, 1982
Resolution Book 18 - Page 402

"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 & PARCEL</u>	<u>OWNER AND PROPERTY ADDRESS</u>	<u>FAIR MARKET VALUE</u>
25-2, 3, 5	Schwartz & Son, Inc. vacant land South Cedar Street	\$58,525.00

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 11th day of October, 1982, the reference having been made in Minute Book 79 and recorded in full in Resolution Book 18 at Page 402.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of October, 1982.

Pat Sharkey, City Clerk