

October 26, 2015

Resolution Book 47, Page 22

RESOLUTION CLOSING AN UNOPENED PORTION OF WHITTEN STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close an unopened portion of Whitten Street, which calls for a public hearing on the question; and,

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close an unopened portion of Whitten Street to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the city may reserve its right, title, and interest in any utility improvement or easement within a street closed pursuant to G.S. 160A-299; and

WHEREAS, an easement shall be reserved in favor of Charlotte-Mecklenburg Utilities over, upon, and under the area petitioned to be abandoned for ingress, egress, and regress to access its existing facilities for the installation, maintenance, replacement, and repair of water lines, sewer lines, conduit, and related equipment, as shown on the attached maps marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 26th day of October, 2015, and City Council determined that the closing of an unopened portion of Whitten Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of October 26, 2015, that the Council hereby orders the closing of an unopened portion of Whitten Street in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in the document marked "Exhibit B", all of which are attached hereto and made a part hereof.

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

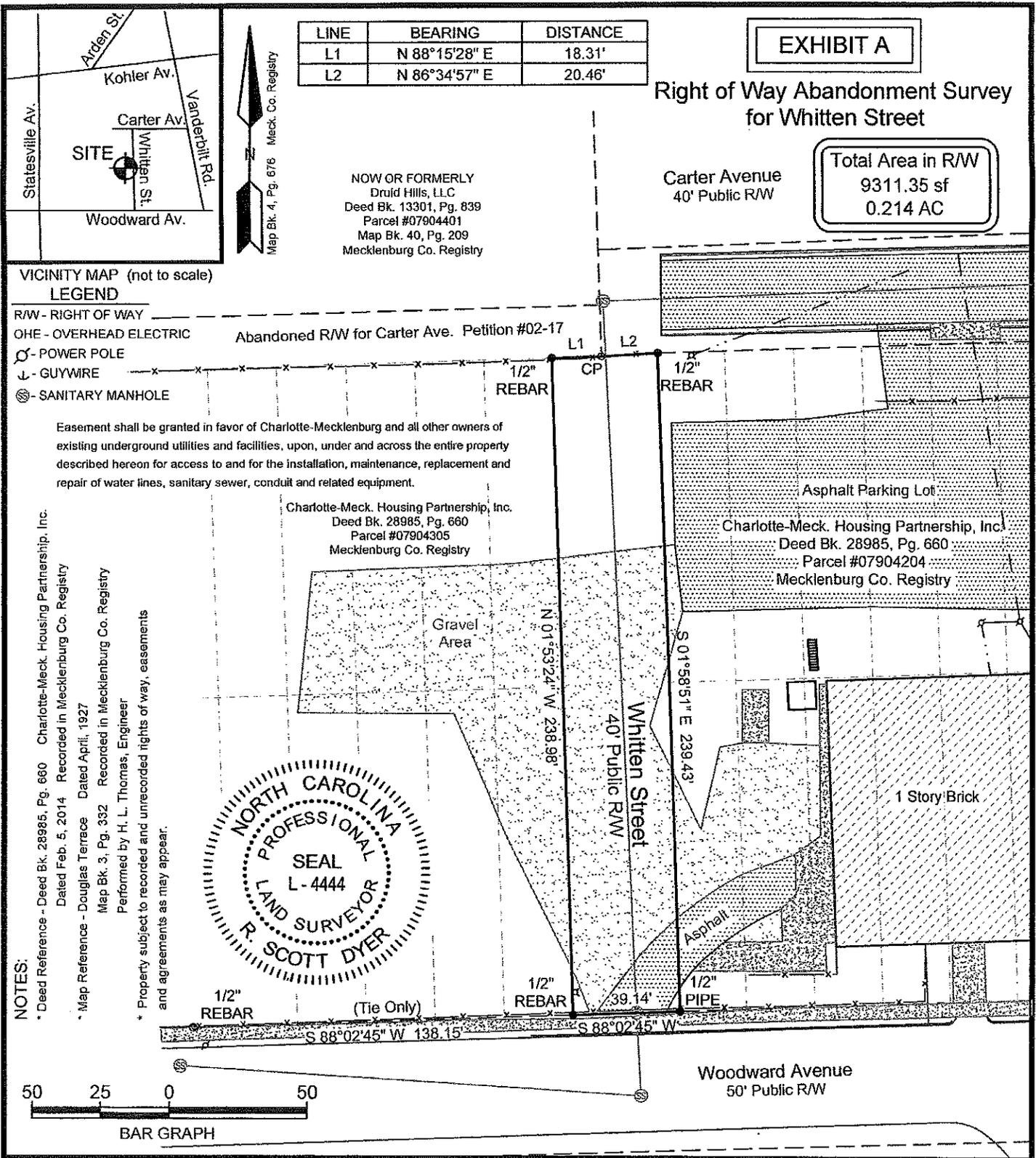
CERTIFICATION



I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s)22-24.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day October, 2015.

Emily A. Kunze, Deputy City Clerk



I, R. Scott Dyer, certify that this plat was drawn under my supervision from an actual survey made under my supervision (deed description recorded in Book 28985, page 660, etc.); that the boundaries not surveyed are clearly indicated as drawn from information found in Book n/a, page n/a; that the ratio of precision as calculated exceeds 1:10,000; and that this map meets the requirements for The Standards of Practice for Land Surveying in North Carolina (21 NCAC 56. 1600). Witness my original signature, registration number and seal this 1st day of September, A.D., 2015.


 R. Scott Dyer, PLS #4444



NORSTAR LAND SURVEYING, INC.
 552-B Newell Street NW
 Concord, NC 28025
 Ph 704 721 6651
 Fax 704 721 6653
 Firm Lic. # C-2294

DRAWN BY: S. Kimrey	NLS NO.: 13123
DATE: March 18, 2015	SCALE: 1" = 50'

Prepared for:
**Charlotte-Mecklenburg
 Housing Partnership, Inc.**
 City of Charlotte Mecklenburg County, NC

EXHIBIT B

Beginning at ½" rebar, said rebar being located on the southern right-of-way of Carter Avenue (40' Public R/W) and the eastern right-of-way of Whitten Street (40' Public R/W); thence with the eastern right-of-way of Whitten Street, S 01°58'51" E 239.43 feet to a ½" pipe located on the northern right-of-way of Woodward Avenue (50' Public R/W); thence with the right-of-way of Woodward Avenue (50' Public R/W) S 88°02'45" W 39.14 feet to a ½" rebar on the northern right-of-way of said Woodward Avenue, said point also being located N 88°02'45" E 138.15 feet from a ½" rebar on the northern right-of-way of said Woodward Avenue; thence with the western right-of-way of said Whitten Street, N 01°53'24" W 238.98 feet to a ½" rebar on the southern right-of-way of abandoned Carter Avenue (Petition #02-17); thence with the southern right-of-way of said abandoned Carter Avenue the following two (2) calls: (1) N 88°15'28" E 18.31 feet to a calculated point; (2) N 86°34'57" E 20.46 feet to the POINT AND PLACE OF BEGINNING and containing 0.214 AC.

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL AMENDING THE CODE OF ETHICS FOR MEMBERS OF BOARDS, COMMITTEES, AND COMMISSIONS OF THE CITY OF CHARLOTTE

Section 1. The October 28, 2013 Resolution of the Charlotte City Council Establishing a Code of Ethics for Members of Boards, Committees, and Commissions of the City of Charlotte, North Carolina recorded at Resolution Book 44, Page 760 is hereby amended to read as follows:

Code of Ethics Gift Policy, and Disclosure Requirements for Members of Boards, Committees, and Commissions of the City of Charlotte, North Carolina

WHEREAS, the Constitution of North Carolina, Article I, Section 35, reminds us that a “frequent recurrence to fundamental principles is absolutely necessary to preserve the blessings of liberty,” and

WHEREAS, a spirit of honesty and forthrightness is reflected in North Carolina’s state motto, *Esse quam videri*, “To be rather than to seem,” and

WHEREAS, Section 160A-86 of the North Carolina General Statutes requires local governing boards to adopt a code of ethics and, pursuant to Section 160A-86, the Charlotte City Council has previously adopted a Code of Ethics for the Mayor and City Council , and

WHEREAS, it is appropriate that members of City boards, committees, and commissions, as well as Mayoral and City Council appointees to non-City bodies (hereinafter “Board Members”), also adhere to a Code of Ethics.

NOW THEREFORE, in recognition of our blessings and obligations as citizens of the State of North Carolina and as public officials representing the citizens of the City of Charlotte, and acting pursuant to the requirements of Section 160A-86 of the North Carolina General Statutes, we the City Council do hereby adopt the following General Principles and Code of Ethics to guide Boards Members in their lawful decision-making.

GENERAL PRINCIPLES UNDERLYING THE CODE OF ETHICS

- The stability and proper operation of democratic representative government depend upon public confidence in the integrity of the government and upon responsible exercise of the trust conferred by the people upon their elected officials.
- Governmental decisions and policy must be made and implemented through proper channels and processes of the governmental structure.
- Board Members must be able to act in a manner that maintains their integrity and independence, yet is responsive to the interests and needs of those they represent.

- Board Members must always remain aware that they may, at various times, play different roles:
 - As advisors, who balance the public interest and private rights in considering and recommending, among other things, ordinances, policies, and decisions
 - As decision-makers, who arrive at fair and impartial determinations.
- Board Members must know how to distinguish among these roles, to determine when each role is appropriate, and to act accordingly.
- Board Members must be aware of their obligation to conform their behavior to standards of ethical conduct that warrant the trust of the Mayor and City Council and the citizens of Charlotte. Each Board Member must find within his or her own conscience the touchstone by which to determine what conduct is appropriate.

A. CODE OF ETHICS

The purpose of this Code of Ethics is to establish guidelines for ethical standards of conduct for Board Members and to help determine what conduct is appropriate in particular cases. It should not be considered a substitute for the law or for a member's best judgment.

Section 1.

Board Members should obey all laws applicable to their official actions. Board Members should be guided by the spirit as well as the letter of the law in whatever they do.

At the same time, Board Members should feel free to assert policy positions and opinions without fear of reprisal from fellow Board members or citizens. However in doing so, Board Members:

- (a) shall be mindful that they were appointed by the Mayor or City Council, or by another appointing authority to a City Board, Committee, or Commission and, therefore, if they are advising or advocating a position that is contrary to a Council policy, that they notify the Mayor and Council of such as soon as practicable;
- (b) who serve in an advisory capacity shall be mindful that their chief responsibility is to advise the Mayor and Council or other decision-making body rather than to advocate to the public at large, particularly when the position of advocacy is contrary to a Council policy;
- (c) shall understand that they hold a position of trust on behalf of the City and its citizens; and
- (d) shall assert policy positions and opinions on matters within or related to the jurisdiction and subject matter of the body on which they serve only through the transparency of official proceedings of the body or in a capacity and manner appropriate for a member of such body. Board Members shall not represent their individual views as being representative of the full body unless they have been formally authorized by the body to do so.

These guidelines are especially important to Chairpersons who must recognize that they are often viewed as speaking for the body.

To declare that a Board Member is behaving unethically because one disagrees with that official on a question of policy (and not because of the Board Member's behavior) is unfair, dishonest, irresponsible, and itself unethical.

Section 2.

Board Members should act with integrity and independence from improper influence as they exercise the duties of their offices. Characteristics and behaviors consistent with this standard include the following:

- Adhering firmly to a code of sound values
- Exhibiting trustworthiness
- Using their best independent judgment to pursue the common good as they see it, presenting their opinions to all in a reasonable, forthright, consistent manner
- Remaining incorruptible, self-governing, and unaffected by improper influence while at the same time being able to consider the opinions and ideas of others
- For Board Members who act in a quasi-judicial capacity, disclosing contacts and information about issues that they receive outside of public meetings and refraining from seeking or receiving information about quasi-judicial matters outside of the quasi-judicial proceedings themselves
- Treating other Board Members and the public with respect and honoring the opinions of others even when the board members disagree with those opinions
- Showing respect for their offices and not behaving in ways that reflect badly on those offices
- Recognizing that they are part of a larger group and acting accordingly
- Recognizing that individual Board Members are not generally allowed to act on behalf of the body but may only do so if the body specifically authorizes it, and that the body must take official action as a body

Section 3.a.

Board Members should avoid impropriety in the exercise of their official duties. Their official actions should be above reproach and they should not use their official position for personal gain. Although opinions may vary about what behavior is inappropriate, the Council will consider impropriety in terms of whether a reasonable person who is aware of all of the relevant facts and circumstances surrounding the Board Member's action would conclude that the action was inappropriate.

Section 3.b.

If a Board Member believes that his or her actions, while legal and ethical, may be misunderstood, the official should seek the advice of the City Attorney and should consider publicly disclosing the facts of the situation and the steps taken to resolve it (such as consulting with the attorney).

Section 4.

Board Members should faithfully perform the duties of their offices. They should act as the especially responsible citizens whom others can trust and respect. They should set a good example for others in the community, keeping in mind that trust and respect must continually be earned.

Board Members should faithfully attend and prepare for meetings.

Board Members should be willing to bear their fair share of the body's workload. To the extent appropriate, they should be willing to put the City's interests ahead of their own.

Section 5.

Board Members should conduct the affairs of the board in an open and public manner. They should comply with all applicable laws governing open meetings and public records, recognizing that doing so is an important way to be worthy of the public's trust. They should remember when they meet that they are conducting the public's business. They should also remember that local government records belong to the public and not to them or City employees.

In order to ensure strict compliance with the laws concerning openness, the Mayor and Council members have made it clear that an environment of transparency and candor is to be maintained at all times in the governmental unit. They should take deliberate steps to make certain that any closed sessions held by the body are lawfully conducted and that such sessions do not stray from the purposes for which they are called.

B. GIFT POLICY

Definitions

“Gift” – Anything of monetary value given or received without valuable consideration. The following shall not be considered gifts:

- (1) Anything for which fair market value, or face value if shown, is paid by the Covered Member.
- (2) Commercially available loans made on terms not more favorable than generally available to the general public in the normal course of business.
- (3) Contractual arrangements or commercial relationships or arrangements made in the normal course of business.
- (4) Academic or athletic scholarships based on the same criteria as applied to the public.
- (5) Anything of value properly reported as required under Article 22A of Chapter 163 of the General Statutes (North Carolina Campaign Contributions Law).
- (6) Expressions of condolence related to a death of an individual, sent within a reasonable time of the death, if the expression is one of the following:
 - a. A sympathy card, letter, or note.
 - b. Flowers.
 - c. Food or beverages for immediate consumption.
 - d. Donations to a religious organization, charity, the State or a political subdivision of the State, not to exceed a total of two hundred dollars per death per donor.

“Extended family” – Spouse, lineal descendant, lineal ascendant, sibling, spouse's lineal descendant, spouse's lineal ascendant, spouse's sibling, and the spouse of any of these individuals.

“Covered Member” – a member of any of the following Boards, Committees, and Commissions:

- (1) Land use and other regulatory bodies
 - Historic District Commission
 - Planning Commission
 - Zoning Board of Adjustment
 - Housing Appeals Board
 - Passenger Vehicle for Hire Board
- (2) Non-transit public enterprise advisory boards
 - Airport Advisory Committee
 - Charlotte Water Advisory Committee
 - Storm Water Advisory Committee
- (3) Business
 - Business Advisory Committee
 - Privatization/Competition Advisory Committee

Gift Ban

No Covered Member shall knowingly accept a gift unless the gift falls within one of the exceptions set forth below.

A prohibited gift shall be promptly declined, returned, paid for at fair market value, or donated to charity or the City.

Exceptions

These prohibitions shall not apply to any of the following:

- (1) Gifts from the Covered Member's extended family, or a member of the same household.
- (2) Gifts given or received as part of a business, civic, religious, fraternal, personal, or commercial relationship provided that the gift is made under circumstances that a reasonable person would conclude that the gift was not given to influence or attempt to influence official action.
- (3) Nominal gifts having a value of less than \$50.
- (4) Anything generally made available or distributed to the general public without charge.
- (5) A memento such as a commemorative shovel, plaque, figurine, trinket, or novelty item related to a civic occasion or event.
- (6) Informational materials relevant to the duties of the Covered Member.
- (7) Food and beverages for immediate consumption in connection with any of the following:
 - a. A meeting of the Covered Body, provided that the meeting is properly noticed under Article 33C of Chapter 143 of the General Statutes.
 - b. Business meetings so long as the food and beverages are of incidental value.
 - c. Neighborhood or community meetings.
 - d. A gathering of ten or more individuals that is open to the general public, provided that the Covered Member pays the same amount, if any, that the general public is charged to attend.
- (8) Tickets or admittance to, and food and beverages for immediate consumption at, an event where the Covered Member is clearly representing the City and where the City has a legitimate purpose in being represented at the event. By way of illustration but not limitation, this would include events sponsored by the Charlotte Regional Visitors Authority, the Charlotte Chamber of Commerce, the Foundation for the Carolinas, Charlotte Center City Partners, the Regional Partnership, the United Way, the Arts & Science Council, colleges, universities, and other educational institutions, and similar organizations.

- (9) Food and beverages for immediate consumption and related transportation provided all of the following conditions are met:
- a. The food, beverage, or transportation is provided during a conference, meeting, or similar event and is available to all attendees of the same class as the recipient.
 - b. The Covered Member is a director, officer, governing board member, employee, or independent contractor of one of the following:
 1. The entity giving the food, beverage, or transportation.
 2. A third party that received the funds to purchase the food, beverages, or transportation.
- (10) An expense appropriate for reimbursement by the City if it had been incurred by the Covered Member personally. Such a gift shall be considered a gift accepted by or donated to the City, provided that the gift and its value are reported in writing to the City Clerk within two weeks of receipt.

C. DISCLOSURE REQUIREMENTS

By February 1 of each year, Covered Members shall file with the city clerk a statement of economic interest using the form set forth in Exhibit A attached hereto. The statements required by this section are public records available for inspection and copying by any person during normal business hours.

D. COMPLAINTS, INVESTIGATIONS, AND SANCTIONS

1. Complaints

- a. Any individual may file a complaint alleging a violation of this policy. Complaints shall be filed with the City Clerk on a form provided by the City Clerk. Complaints shall: (i) identify the complainant; (ii) state with specificity the facts that form the basis for the alleged violation; and (iii) cite the provision that has allegedly been violated.
- b. Upon receiving a complaint, the City Clerk shall forward the complaint to the City Attorney.
- c. The City Attorney shall review the complaint to determine whether it provides the information required in subsection a. If the City Attorney determines that the complaint fails to provide the information required by subsection (a), the complainant shall be so informed and afforded an opportunity to provide the required information. If the City Attorney determines that a complaint does provide the required information, the complaint shall be investigated.

2. Investigations

- a. Investigations will be conducted by the City Attorney's Office unless there is a conflict or significant political concerns that warrant investigation by an independent third party.
- b. In the event that the complaint is determined to be either: (i) frivolous; or (ii) does not state a claim of a violation even if the facts alleged are true, that conclusions shall be communicated to the complainant, the subject of the complaint, and the Mayor.
- c. In the event that the complaint is determined to not be frivolous and does state a claim of a violation if the facts alleged are true, the complaint shall be investigated and written findings as to the truthfulness of the factual allegations and conclusions as to whether a violation has occurred shall be prepared. The written findings and conclusions shall be provided to the complainant, the subject of the complaint, the Mayor, and the City Council.

3. Sanctions

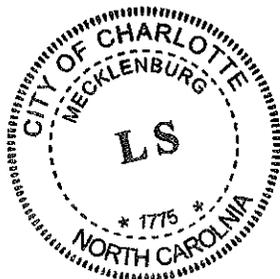
Upon receipt of written findings and conclusions pursuant to Section 2.c., the Covered Member who was the subject of the investigation may be sanctioned. Potential sanctions include the adoption of a Resolution of Censure and any other lawful sanction within the Council or Mayor's power.

Section 2. This Resolution shall be effective January 1, 2016.

CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s)25-38.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.




Emily A. Kunze, Deputy City Clerk



City of Charlotte
Statement of Economic Interest

FILER'S NAME (FIRST, MIDDLE, LAST)			
First Name	Middle Name	Last Name	Suffix
MAILING ADDRESS, CITY, STATE, ZIP			
Address	City	State	Zip
HOME ADDRESS, CITY, STATE, ZIP			
<input type="checkbox"/> Same as Mailing Address			
Address	City	State	Zip
CURRENT EMPLOYER	JOB TITLE		
NATURE OR TYPE OF BUSINESS			
DAYTIME PHONE NUMBER	ALTERNATE PHONE NUMBER		
E-MAIL ADDRESS			



**City of Charlotte
 Statement of Economic Interest**

I. \$10,000 PLUS DISCLOSURES

If you, your spouse, or members of your immediate family¹ have assets or liabilities with a market value of at least \$10,000 in the following categories, please provide the requested information as of December 31st of the preceding year unless another time period is specified in the question.

- ▶ Do not list the actual value of those assets or liabilities.
- ▶ Do not list assets or liabilities held in a blind trust² established by or for the benefit of you or an immediate family member.

1. Do you, your spouse, or members of your immediate family have an ownership interest in any real estate located in the City of Charlotte or the City's extraterritorial planning jurisdiction with a market value of \$10,000 or more?

▶ This may include your home/residence. Do not list actual value.

Yes No

Owner of Real Estate	% Ownership Interest	Location by City

2. Do you, your spouse, or members of your immediate family lease or rent to or from the City real estate with a market value of \$10,000 or more? Do not list actual value.

Yes No

Name of Lessor	Name of Lessee (Renter)	Location by City

3. Within the preceding two years, have you, your spouse, or members of your immediate family sold to or bought from the City personal property with a market value of \$10,000 or more? Do not list actual value.

Yes No

Name of Purchaser	Name of Seller	Type of Property

¹ Immediate family includes your spouse (unless legally separated), minor children, and members of your extended family (your and your spouse's adult children, grandchildren, parents, grandparents, and siblings, and the spouses of each of those person) that reside in your household.

² Blind trust is a trust that meets all of the following criteria: (a) the owner of the trust's assets has no knowledge of the trust's holdings and sources of income, (b) the individual or entity managing the trust's assets ("the trustee") is not a member of the official's extended family and is not associated with or employed by the official or his or her immediate family, and (c) the trustee has sole discretion to manage the trust's assets.



**City of Charlotte
 Statement of Economic Interest**

4. Do you, your spouse, or members of your immediate family currently lease or rent to or from the City personal property with a market value of \$10,000 or more? **Do not list actual value.**

Yes No

Name of Lessor	Name of Lessee (Renter)	Type of Property

5(a). Do you, your spouse, or members of your immediate family own interests (generally stock) valued at \$10,000 or more in a publicly owned company that you know or have reason to know: (1) is doing or is seeking to do business of any kind with the City; or (2) has financial interests that may be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of your official duties? **Do not list actual value.**

► Do not list ownership interests in a widely held investment fund (including mutual funds, regulated investment companies, or pension or deferred compensation plans) if (i) the fund is publicly traded or its assets are widely diversified and (ii) neither you nor an immediate family member are able to control the assets held in the mutual fund, investment company, or pension or deferred compensation plan.

Owner of Interest	Full Name of Company (Do not use a ticker symbol)

5(b). Do you, your spouse, or members of your immediate family hold stock options valued at \$10,000 or more in a company or business that you know or have reason to know: (1) is doing or is seeking to do business of any kind with the City; or (2) has financial interests that may be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of your official duties? **Do not list actual value.**

Owner of Stock Option	Full Name of Company (Do not use a ticker symbol)



**City of Charlotte
 Statement of Economic Interest**

6(a). Do you, your spouse, or members of your immediate family have financial interests valued at \$10,000 or more in a non-publicly owned company or business entity (including interests in sole proprietorships, partnerships, limited partnerships, joint ventures, limited liability companies, limited liability partnerships, and closely held corporations) that you know or have reason to know: (1) is doing or is seeking to do business of any kind with the City; or (2) has financial interests that may be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of your official duties? **Do not list actual value.**

Owner of Interest	Name of Business Entity

6(b). For each of those non-publicly owned companies or business entities identified in question 6(a) (the "primary company"), please list the names of *any other companies* in which the primary company owns securities or equity interests valued at over \$10,000, *if known*. **Do not list actual value.**

Non-Publicly Owned Company (the Primary Company)	Other Companies in which the Primary Company Owns Security or Equity Interests
<input type="checkbox"/> None or Not Known	

6(c). If you know that any company or business entity listed in 6(a) or (b) above has any material business dealings or business contracts *with the City*, or is *regulated by the City*, provide a brief description of that business activity.

Name of Company or Business Entity	Description of Business Activity with the City
<input type="checkbox"/> None or Not Known	

II. OTHER DISCLOSURES

7(a). During the preceding calendar year, were you, your spouse or members of your immediate family a director, officer, governing board member, employee, or independent contractor of a nonprofit corporation or organization operating in the City primarily for religious, charitable, scientific, literary, public health and safety, or educational purposes that you know or have reason to know: (1) is doing or is seeking to do business of any kind with the City; or (2) has financial interests that may be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of your official duties?

► Do not list organizations of which you are a mere member or subscriber.

Name of Person	His/Her Position	Name of Nonprofit Corporation or Organization	Nature of Business or Purpose of Organization



**City of Charlotte
 Statement of Economic Interest**

7(b). If the listed nonprofit corporations or organizations do business with the City or receive City funds, please provide a brief description of the nature of that business, if known, or with which due diligence could reasonably be known.

Name of Nonprofit Corporation or Organization	Describe City Business or City Funding
<input type="checkbox"/> None or Not Known	

8. Have you ever been convicted of a felony for which you have not received either (i) a pardon of innocence or (ii) an order of expungement regarding that conviction?

Yes No

Offense	Date of Conviction	County of Conviction	State of Conviction

9(a). List the name of each business with which you are associated where you or a member of your immediate family is an employee, director, officer, partner, proprietor, or member or manager and that you know or have reason to know: (1) is doing or is seeking to do business of any kind with the City; or (2) has financial interests that may be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of your official duties.

Name of Person	Relationship to Filer	Name of Company	Role of Person
<input type="checkbox"/> No Business Associations			

9(b). If you know that any company or business entity listed in 9(a) above has any material business dealings or business contracts with the City, or is regulated by the City, provide a brief description of that business activity.

Name of Company or Business Entity	Description of Business Activity with the State
<input type="checkbox"/> Not applicable (No entities listed on #14a) <input type="checkbox"/> No relationship / Not known	



City of Charlotte
Statement of Economic Interest

AFFIRMATION

I affirm that the information provided in this Statement of Economic Interest and any attachments hereto are true, complete, and accurate to the best of my knowledge and belief.

I also certify that I have not transferred, and will not transfer, any asset, interest, or property for the purpose of concealing it from disclosure while retaining an equitable interest.

I understand that my Statement of Economic Interest and any attachments or supplements thereto are public record.

I Agree

Printed Name

Signature

Date

Submit SIGNED, ORIGINAL documents only.

Do not fax or email this form.

**RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON OCTOBER 26, 2015**

A motion was made by Councilmember Barnes and seconded by Councilmember Howard for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, this Municipal Agreement is to provide for the undertaking of public transportation studies described in each cycle of the Planning Work Program; and,

WHEREAS, the NCDOT will reimburse the City up to \$501,480 for FY 2016; and,

WHEREAS, the format and cost sharing philosophy is consistent with past municipal agreements; and,

WHEREAS, the City Manager and City Clerk are hereby empowered to sign and execute the Agreement with the North Carolina Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Agreement between the North Carolina Department of Transportation and the City of Charlotte Department of Transportation is hereby formally approved by the City Council of the City of Charlotte.

CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 39.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.




Emily A. Kunze, Deputy City Clerk

**RESOLUTION PASSED BY THE CITY COUNCIL OF
THE CITY OF CHARLOTTE, NORTH CAROLINA, ON OCTOBER 26, 2015**

A motion was made by Councilmember Barnes and seconded by Councilmember Howard for the adoption of the following Resolution, and upon being put to a vote, was duly adopted:

WHEREAS, on July 25, 2011, the City Council adopted a resolution authorizing the Director of Transportation to execute a municipal agreement with the North Carolina Department of Transportation (NCDOT) in an amount not to exceed \$2,242,100 for design and construction of the Edinmeadow Drive Bridge, as part of TIP Project R-2248E, and;

WHEREAS, the executed municipal agreement was negotiated based on estimated costs at the time, and;

WHEREAS, the executed municipal agreement specified that the City was responsible for actual costs, and;

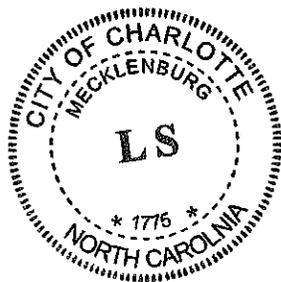
WHEREAS, change orders and other cost increases have caused the cost of the project to increase to \$2,384,137.16, exceeding the previous authorization;

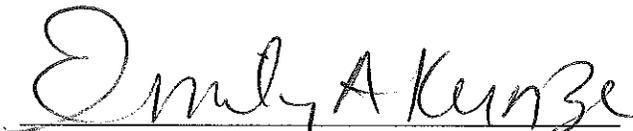
NOW, THEREFORE, BE IT RESOLVED that the authority granted to the Director of Transportation under the July 27, 2011, municipal agreement is hereby amended to be \$2,384,137.16.

CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 39A.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.




Emily A. Kunze, Deputy City Clerk

**RESOLUTION
SUPPORTING THE CITY'S APPLICATION FOR ARCHITECTURAL DETAILS
ON THE UNIVERSITY POINTE CONNECTION BRIDGE SPANNING I-85 IN
ACCORDANCE WITH NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION POLICY**

A motion was made by Councilmember Barnes and seconded by Councilmember Howard for the adoption of the following Resolution and upon being put to a vote was duly adopted:

Whereas, the University Pointe Boulevard Bridge will span I-85 and will serve as a distinctive gateway for travelers heading to and from Charlotte along the interstate; and

Whereas, in an effort to enhance the architectural details and general aesthetic of the University Pointe Boulevard Bridge, the project team has included the City of Charlotte crown logo in the exterior design of the bridge; and

Whereas, the North Carolina Department of Transportation (NCDOT) adopted the North Carolina Public Art on the Right of Way Policy in December 2010, recognizing that aesthetic enhancements to transportation facilities including architectural and design features, public art, and/or other visual interests provide cultural benefits to communities that can potentially result in positive economic development and tourism both locally and throughout North Carolina;

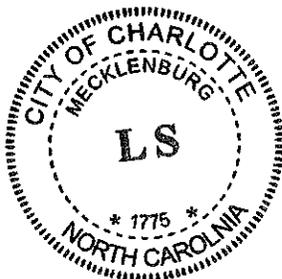
Whereas, NCDOT provides that local government agencies may request aesthetic enhancements to transportation facilities on NCDOT rights of way, provided the local government conforms to the NCDOT policies and procedures, to include, but not limited to financial responsibility for the construction and maintenance of the architectural details, and an adopted local resolution.

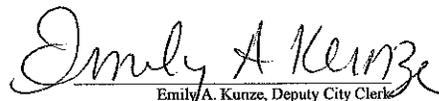
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, at its regularly scheduled session of October 26, 2015 that it supports the City's application to NCDOT for enhancing the architectural details of the University Pointe Boulevard Bridge in accordance with NCDOT Policy.

CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 40.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.




Emily A. Kunze, Deputy City Clerk

A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY 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 property 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 the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 26th day of October 2015 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 41-43.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.



Emily A. Kunze
Emily A. Kunze, Deputy City Clerk

Property Tax Refund Requests

BANCO DE LA GENTE--CENTRAL AVE	\$ 161.12
BANCO DE LA GENTE--CENTRAL AVE	143.30
BANCO DE LA GENTE--CENTRAL AVE	133.07
BANCO DE LA GENTE--CENTRAL AVE	131.74
BROWN, RALPH	66.43
BROWN, RALPH	56.19
CARROLL, GAIL P	2.41
CHAMPION EMERGENCY SERVICE	52.66
CHESSON STEPHANIE PHOTOGRAPHY	402.36
COLLINS CALDWELL, CELESSIE A	150.76
COLLINS, MILDRED M	1.75
COTTON AND CROWN INC	3.02
DAVES LAWN CARE	190.71
DAVIS, DARRIZETTE	147.90
DAVIS, MARY ELIZABETH	13.55
DDI LEASING INC	264.65
ELISHA FAMILY LLC	3,800.49
ELISHA FAMILY LLC	14,354.34
FRANKLIN, BENJAMIN N	58.12
FRAZIER, CHRISTA A	18.04
FRAZIER, CHRISTA A	18.04
G & W EQUIPMENT INC	785.78
GARDNER, BERRELL THOMAS	0.65
GEOGRAPHICS SCREENPRINTING INC	373.94
GEOGRAPHICS SCREENPRINTING INC	332.43
HORD, ROSA ANN	3.27
IRVIN, LOIS W	6.77
JINDAL PROPERTIES LLC, .	187.48
KATOPODIS, ART	292.03
KNIGHT, KENNETH M	10.93
KOENIG, KARIN E	1.03
LEWIS, JOHN GARRETT	49.38
LEWIS, JOHN GARRETT	49.82
LEWIS, JOHN GARRETT	53.43
LEWIS, JOHN GARRETT	53.43
LOPEZ, LISA MARIE	51.13
MASON, GEORGE	14.02
MCABEE, STEPHEN	67.42
NGUYEN, TRUC D	2.18
NORTHERN, T EARL	0.66
PADGETT, FRANK	51.13
PAMPALONE, ANA MARIE	15.72

PANERA LLC 601686	4,979.05
PATRISS, FRANK J	0.44
PURI, SANKALP	53.90
PURI, SANKALP	53.90
RAINBOW 678	68.64
RAINBOW 678	67.19
RHODES, NANCY M	17.92
SANDERS, MARGARET COCHRAN	2.54
SLADOJE, ELIZABETH JILL	3.60
STAMPER, VANDETTA F	0.43
TADLOCK, MILDRED	1.31
TARLETON, CLARENCE WILLIAM	6.34
VANHECKE, MINDY	1,439.47
WELCH, JOE ARNOLD & WIFE	90.90
WHITESIDE, BOBBY JOE	10.92
WHOLE FOODS MARKET #10443	68.11
WILSON, DIEDRA L	274.65
YONDERS, PATRICIA ANN C	2.18
	<u>\$ 29,714.77</u>

October 26, 2015

Resolution Book 47, Page 44

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE an unopened alleyway off of N. Davidson Street in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Mr. Scott Wellmon** has filed a petition to close an unopened alleyway off of N. Davidson Street in the City of Charlotte; and

Whereas, an unopened alleyway off of N. Davidson Street is a 10-foot wide right-of-way that begins at its intersecting point with N. Davidson Street and continues westward for approximately 280 feet to its terminus within a property currently or formerly owned by Wellmon Family, LP (Deed Book 11115, Page 375), and consists of approximately 2,266 square feet, as shown in the maps marked "Exhibit A" and is more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City 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.

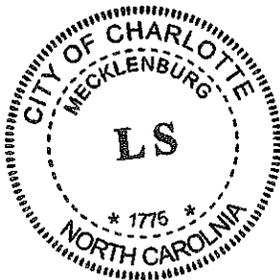
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of October 26, 2015, that it intends to close an unopened alleyway off of N. Davidson Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 23rd day of November 2015, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

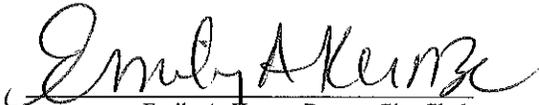
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

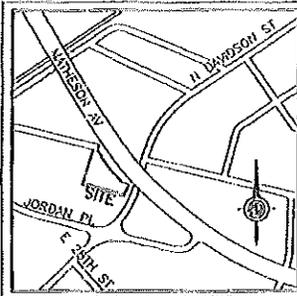
CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s)44-46.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.




Emily A. Kunze, Deputy City Clerk



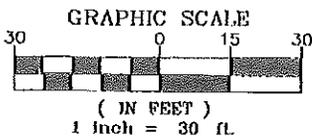
NOTES:

1. ALL CORNERS MONUMENTED AS SHOWN.
2. NO RECOVERABLE KGS MONUMENT LOCATED WITHIN 7,000 FEET OF SUBJECT PROPERTY.
3. BROKEN LINES INDICATE PROPERTY LINES NOT SURVEYED.
4. NORTH DAVIDSON STREET IS SHOWN AS A "MINOR THOROUGHFARE" ON THE MECKLENBURG-UNION METROPOLITAN PLANNING ORGANIZATION THOROUGHFARE PLAN OF 2004 AND IS SUBJECT TO KEEP THE STANDARD 70' RIGHT-OF-WAY.
5. THE OFF-SITE RIGHT-OF-WAY SHOWN HEREON IS FOR ILLUSTRATIVE PURPOSES ONLY. THE UNDERSIGNED CERTIFIES ONLY TO THE RIGHT-OF-WAYS SURVEYED, AND DOES NOT CERTIFY TO THE RIGHT OF WAY WIDTH OF ANY ADJACENT PROPERTIES
6. PHYSICAL IMPROVEMENTS MAY EXIST ON SUBJECT PROPERTY THAT ARE NOT SHOWN HEREON.

LEGEND:

- D.B. - DEED BOOK
- ECM - EXISTING CONCRETE MONUMENT
- EIP - EXISTING IRON PIPE
- EIR - EXISTING IRON ROD
- M.B. - MAP BOOK
- N.C.G.S. - NORTH CAROLINA GEODETIC SURVEY
- NIR - NEW IRON ROD
- PG - PAGE
- POB - POINT OF BEGINNING
- ROW - RIGHT-OF-WAY
- PROPERTY LINE
- PROPERTY LINE (NOT SURVEYED)
- RIGHT-OF-WAY
- RIGHT-OF-WAY (NOT SURVEYED)
- FENCE

TOTAL ABANDONMENT AREA: 2,266 SQ. FT OR 0.0520



THIS IS TO CERTIFY THAT ON THE APRIL DAY OF 17TH, 2015, AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE. 1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

SIGNED



EXHIBIT MAP OF:
PROPOSED ALLEYWAY ABANDONMENT
 RE: 2625 NORTH DAVIDSON STREET
 CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
 DEED REFERENCE: 13013-79
 TAX PARCEL: 083-067-01

H.B. PHARR AND ASSOCIATES, P.A.
 SURVEYING AND MAPPING
 LICENSE NO. C-1471
 420 HANDBAKE LANE
 CHARLOTTE, N.C. 28204 TEL: (704) 378-2166

CREW: RDP	DRAWN: BM	REVISED:	SCALE: 1" = 30'	DATE: APR 17, 2015	JOB NO. 83894
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LINE	BEARING	DISTANCE
L1	S33°44'45"W	10.48'
L2	N13°39'26"E	9.65'
L3	N15°34'17"E	9.85'
L4	N15°18'44"E	9.90'

October 26, 2015

Resolution Book 47, Page 46

Being that certain parcel of land and being in the City of Charlotte, Mecklenburg County, North Carolina, and being more particularly described as follows:

BEGINNING at an existing iron rod situated at the intersection of the westerly margin of North Davidson Street (a variable width public right-of-way), and the southerly margin of a 10' alley as described in Deed Book 13013, Page 79 of Mecklenburg County Public Registry, said iron being the northeasterly most corner of Wellmon Family LP property as described in Deed Book 11115, Page 375 of the Registry; thence with the southerly margin of alley four (4) courses and distances as follows: 1) N 75°48'24" W a distance of 28.61 feet to an existing iron pipe; 2) N 75°48'24" W a distance of 50.07 feet to an existing iron pipe; 3) N 75°48'24" W a distance of 50.16 feet to an existing iron pipe 4) N 75°48'24" W a distance of 99.74 feet to an existing iron pipe; said pipe being a corner of Wellmon Family LP property; thence with the Wellmon property N 13°39'26" E a distance of 9.65 feet to an existing iron pipe situated on the northerly margin of alley; thence with the northerly margin of 10' alley three (3) courses and distances as follows: 1) S 75°56'46" E a distance of 100.06 feet to an existing iron pipe 2) S 75°48'40" E a distance of 50.29 feet to a new iron rod 3) S 75°47'25" E a distance of 81.82 feet to a new iron rod situated on the westerly margin of North Davidson Street; thence with the right-of-way of North Davidson Street S 33°44'45" W a distance of 10.48 feet to the point and place of beginning. Containing 2,266 square feet (0.0520 acres) according to a survey by R. B. Pharr & Associates, P. A. dated April 17, 2015.
Job No. 83894

thence
which is the point of beginning,
having an area of
2266.10 square feet,
0.052 acres

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE a portion of Oak Street in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Mr. John Maxwell** has filed a petition to close a portion of Oak Street in the City of Charlotte; and

Whereas, an a portion of Oak Street is a 40-foot wide right-of-way that begins at its intersecting point with Fred D. Alexander Boulevard and continues southeastwardly for approximately 244 feet to its terminus at a property currently or formerly owned by Mecklenburg County (Deed Book 28807, Page 49), and consists of approximately 9,610 square feet, as shown in the maps marked "Exhibit A" and is more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City 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.

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of October 26, 2015, that it intends to close a portion of Oak Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 23rd day of November 2015, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

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, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 47-49.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.



Emily A. Kunze
Emily A. Kunze, Deputy City Clerk

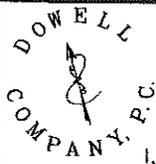


EXHIBIT A

DOWELL & COMPANY, P. C.

ENGINEERING * SURVEYING * PLANNING

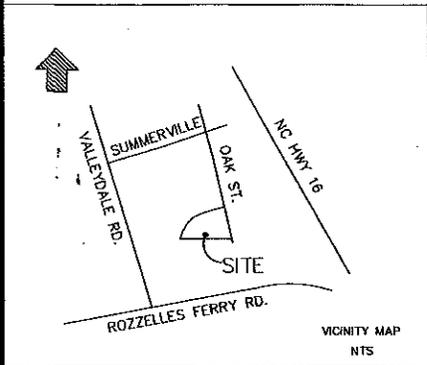
344 Rolling Hill Road Suite 103 Mooresville, N.C. 28117

(704) 660-9697 (704) 664-5177 Fax Email: leland7896@aol.com

I, certify that this map was drawn under my supervision from an actual survey made under my supervision recorded in deed book 23729, page 14, and/or plat book _____, page _____, that the ratio of precision is 1":10,000, that this map was prepared in accordance with the General Statutes of North Carolina Chapter 89C. my hand and seal on the 11, day of SEPTEMBER, A.D. 20 15.



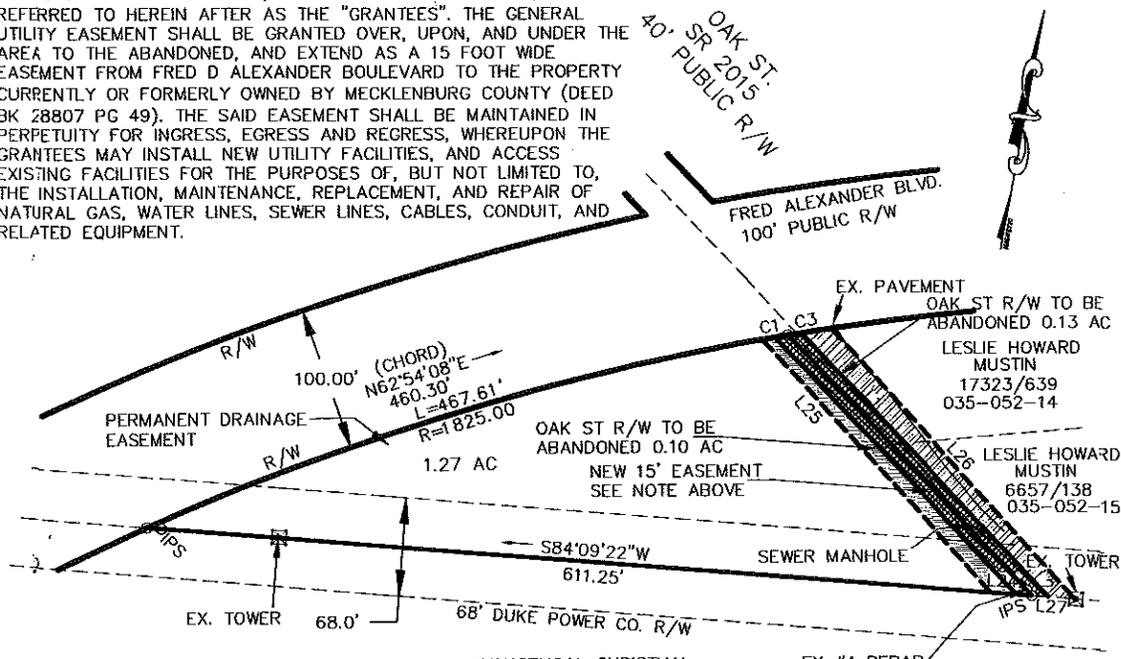
Douglas L. Dowell Jr.



LINE TABLE		
LINE	LENGTH	BEARING
L1	241.90	S53°22'07"E
L2	5.32	S53°22'07"E
L24	28.71	S84°09'22"W
L25	235.70	N52°13'34"W
L26	252.08	S52°13'34"E
L27	29.28	S84°09'22"W

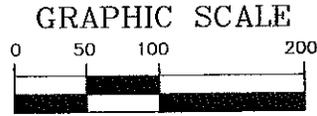
CURVE TABLE				
CURVE	LENGTH	RADIUS	CHORD	DIRECTION
C1	17.55	1831.05	17.55	S69°50'06"W
C3	29.94	1900.07	29.94	S70°43'08"W

A 15 FOOT WIDE GENERAL UTILITY EASEMENT SHALL BE GRANTED IN FAVOR OF CHARLOTTE WATER, AND MECKLENBURG COUNTY, BOTH REFERRED TO HEREIN AFTER AS THE "GRANTEES". THE GENERAL UTILITY EASEMENT SHALL BE GRANTED OVER, UPON, AND UNDER THE AREA TO THE ABANDONED, AND EXTEND AS A 15 FOOT WIDE EASEMENT FROM FRED D ALEXANDER BOULEVARD TO THE PROPERTY CURRENTLY OR FORMERLY OWNED BY MECKLENBURG COUNTY (DEED BK 28807 PG 49). THE SAID EASEMENT SHALL BE MAINTAINED IN PERPETUITY FOR INGRESS, EGRESS AND REGRESS, WHEREUPON THE GRANTEEES MAY INSTALL NEW UTILITY FACILITIES, AND ACCESS EXISTING FACILITIES FOR THE PURPOSES OF, BUT NOT LIMITED TO, THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF NATURAL GAS, WATER LINES, SEWER LINES, CABLES, CONDUIT, AND RELATED EQUIPMENT.



- NOTES
- 1) THIS PROPERTY MAY BE SUBJECT TO ANY EASEMENTS AND/OR RIGHTS OF WAY OF RECORD.
 - 2) ACREAGE COMPUTED BY THE COORDINATE METHOD.
 - 3) TAX PARCEL NO: 03505311
 - 4) THAT THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND.
 - 5) NO TITLE DOCUMENTS SUPPLIED FOR THIS SURVEY.
 - 6) BOUNDARY INFORMATION BASED ON DEED BK 23729 PG 14.

EVANGELICAL CHRISTIAN CREDIT UNION
27198/491
035-054-23



- LEGEND
- ⊙ = P.P. = POWER POLE
 - = DUKE POWER TRANS.
 - E.I.P. = EXISTING IRON FOUND
 - I.P.S. = #4 REBAR SET
 - R/W = RIGHT-OF-WAY

OAK ST ABANDONMENT SURVEY

PORTION OF JORDANS POND HOLDING CO., LLC PROPERTY

SCALE 1" = 100'

PAW CREEK TWSP., MECKLENBURG CO., NC
JORDANS PONDS HOLDINGS CO., LLC

FIELD BOOK:
FILE: 01125 BOUNDARY/
OUTPARCEL-ABANDON OAK ST RW REV 1
TAX MAP NO: 035-053-11

October 26, 2015

Resolution Book 47

Page 48

October 27, 2015

Resolution Book 47, Page 49

LEGAL DESCRIPTION

Leslie Howard Mustin Abandonment of Oak St R/W

Lying and being in Paw Creek Township, Mecklenburg County, City of Charlotte, North Carolina and more particularly described as follows.

BEGINNING at the intersection of right of way of Fred Alexander Boulevard (100' Public R/W) and Oak St (40' Public R/W); thence South 52°13'34" East 252.08 feet to a point; thence South 84°09'22" West 29.28 feet to an iron pin set on line of Jordans Pond Holdings LLC (Deed Book 23729 Page 14) and the centerline of a 68' Duke Power Co. R/W; thence with Jordans Pond Holdings LLC North 53°22'07" East 247.22 feet to edge of Fred Alexander Boulevard R/W; thence with Fred Alexander Boulevard along a curve with chord bearing of North 70°43'08" East and a chord distance of 29.94 feet to the point and place of beginning containing 0.13 acres according to survey Entitled " Oak St Abandonment Survey", by Douglas L. Dowell Jr, with Dowell and Company and dated September 18, 2013.

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE Cecil Street the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Midtown Partners II, LLC**, has filed a petition to close Cecil Street in the City of Charlotte; and

Whereas, Cecil Street begins at its intersecting point with Baxter Street and continues approximately 420 feet north to its terminus at Luther Street and S. Kings Drive, and consisting of 15,529 square feet, as shown in the maps marked "Exhibit A-1 through A-6" and are more particularly described by metes and bounds in the documents marked "Exhibit B-1 through B-6" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City 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.

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of October 26, 2015, that it intends to close Cecil Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 23rd day of November, 2015, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

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, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 50-62.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.



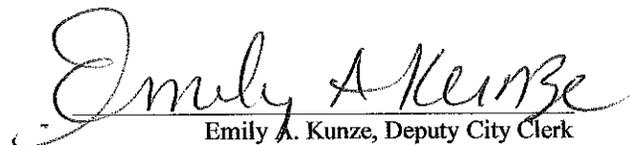
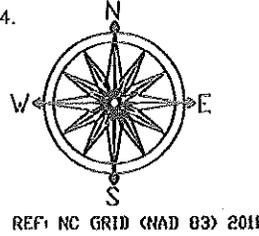
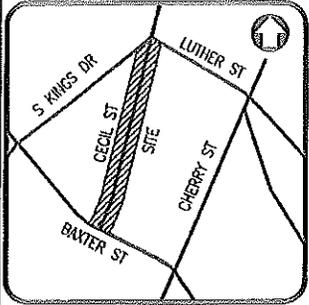
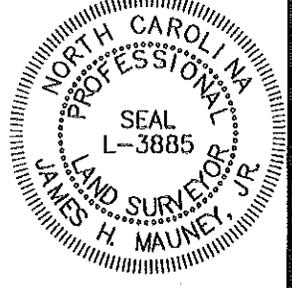

Emily A. Kunze, Deputy City Clerk

EXHIBIT A-1

I CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DESCRIPTION RECORDED IN BOOK 9929, PAGE 318); THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS SHOWN ON FACE OF SURVEY; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000+; AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56.0 1600).

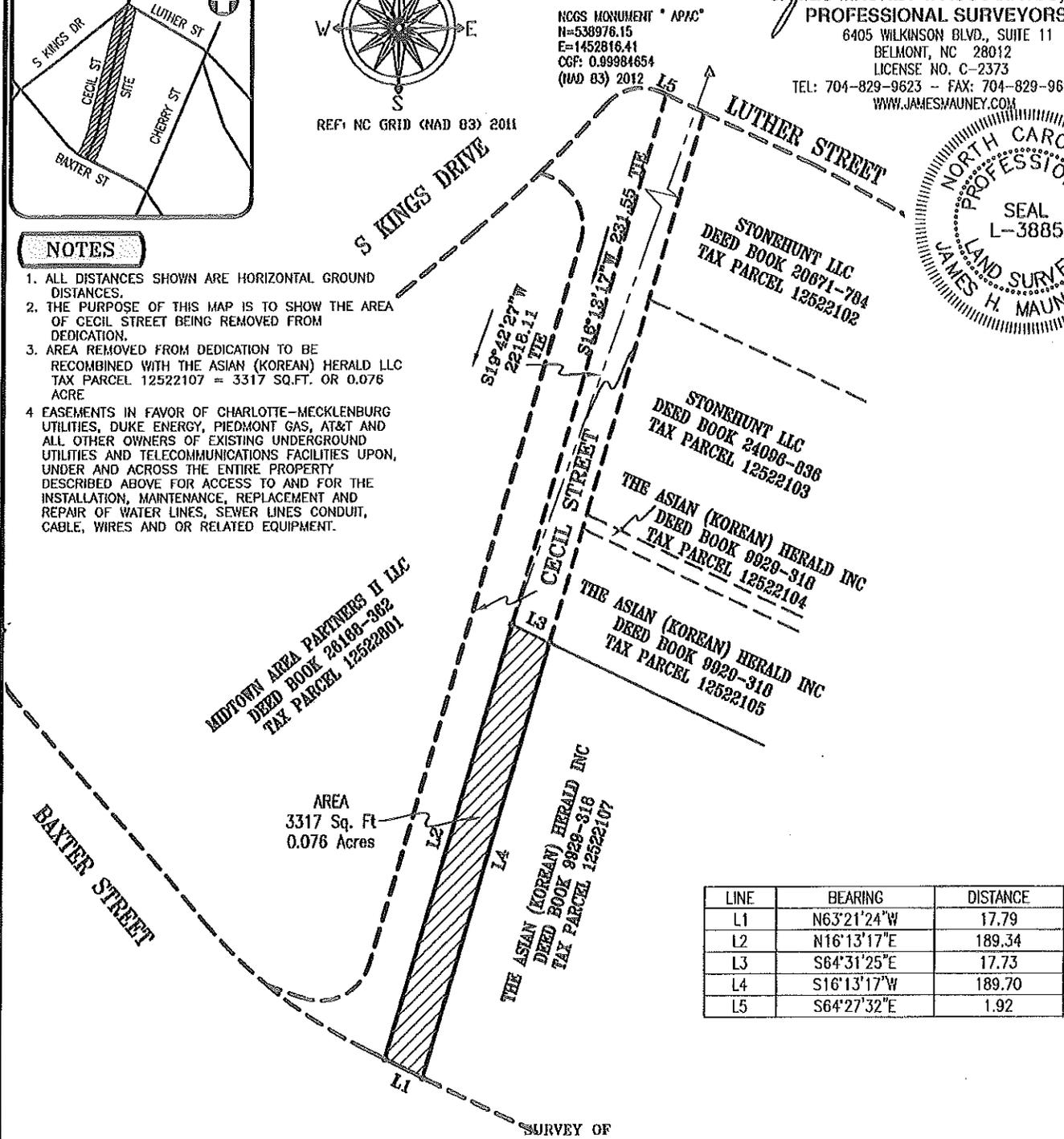
THIS 12TH DAY OF SEPTEMBER, 2014.

SIGNED *James H. Mauney, Jr.*
JAMES MAUNEY & ASSOCIATES, P.A.
PROFESSIONAL SURVEYORS
 6405 WILKINSON BLVD., SUITE 11
 BELMONT, NC 28012
 LICENSE NO. C-2373
 TEL: 704-829-9623 - FAX: 704-829-9625
 WWW.JAMESMAUNEY.COM



NOTES

1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
2. THE PURPOSE OF THIS MAP IS TO SHOW THE AREA OF CECIL STREET BEING REMOVED FROM DEDICATION.
3. AREA REMOVED FROM DEDICATION TO BE RECOMBINED WITH THE ASIAN (KOREAN) HERALD LLC TAX PARCEL 12522107 = 3317 SQ.FT. OR 0.076 ACRE
4. EASEMENTS IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, DUKE ENERGY, PIEDMONT GAS, AT&T AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES UPON, UNDER AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF WATER LINES, SEWER LINES CONDUIT, CABLE, WIRES AND OR RELATED EQUIPMENT.



LINE	BEARING	DISTANCE
L1	N63°21'24"W	17.79
L2	N16°13'17"E	189.34
L3	S64°31'25"E	17.73
L4	S16°13'17"W	189.70
L5	S64°27'32"E	1.92

PORTION OF CECIL STREET
 CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

PREPARED FOR THE ASIAN (KOREAN) HERALD INC

MAP BOOK _____ PAGE _____
 DEED BOOK 9929 PAGE 318
 CREW SS DRAWN JM REVISED _____

TAX ID:12522107

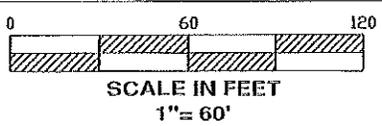
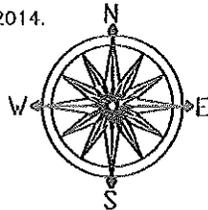
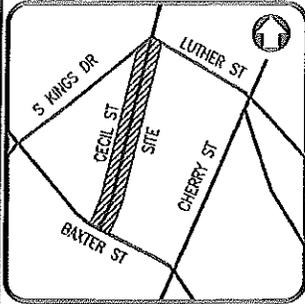


EXHIBIT A-2

I CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DESCRIPTION RECORDED IN BOOK 9929, PAGE 318); THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS SHOWN ON FACE OF SURVEY; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000+; AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56.0 1600).

THIS 12TH DAY OF SEPTEMBER, 2014.

SIGNED *James H. Mauney, Jr.*
JAMES MAUNEY & ASSOCIATES, P.A.
 PROFESSIONAL SURVEYORS
 6405 WILKINSON BLVD., SUITE 11
 BELMONT, NC 28012
 LICENSE NO. C-2373
 TEL: 704-829-9623 - FAX: 704-829-9625
 WWW.JAMESMAUNEY.COM



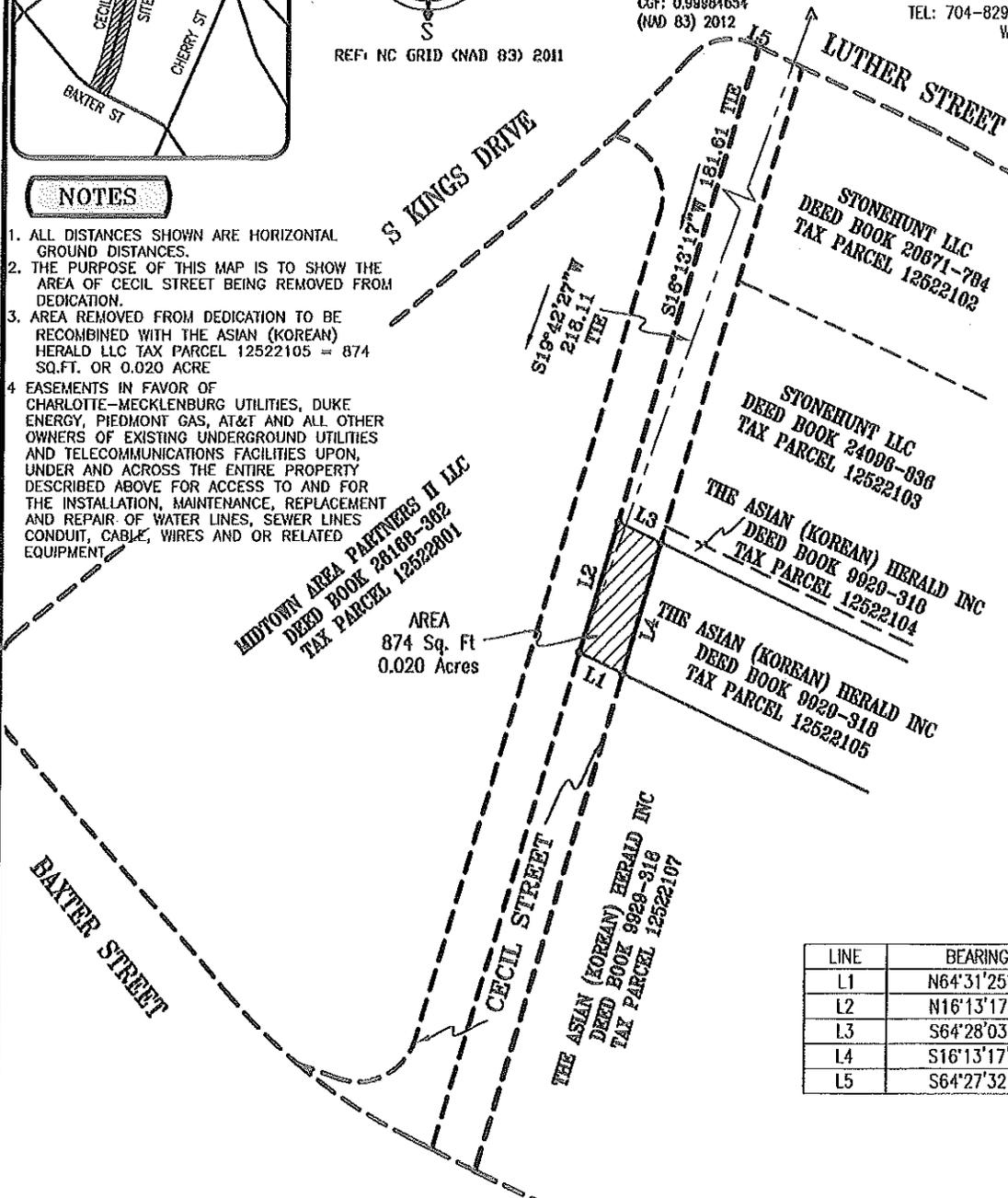
REF: NC GRID (NAD 83) 2011

NGCS MONUMENT "APAC"
 N=538976.15
 E=1452816.41
 CGF: 0.99884654
 (NAD 83) 2012



NOTES

1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
2. THE PURPOSE OF THIS MAP IS TO SHOW THE AREA OF CECIL STREET BEING REMOVED FROM DEDICATION.
3. AREA REMOVED FROM DEDICATION TO BE RECOMBINED WITH THE ASIAN (KOREAN) HERALD LLC TAX PARCEL 12522105 = 874 SQ.FT. OR 0.020 ACRE
4. EASEMENTS IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, DUKE ENERGY, PIEDMONT GAS, AT&T AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES UPON, UNDER AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF WATER LINES, SEWER LINES CONDUIT, CABLE, WIRES AND OR RELATED EQUIPMENT.



LINE	BEARING	DISTANCE
L1	N64°31'25"W	17.73
L2	N16°13'17"E	49.97
L3	S64°28'03"E	17.73
L4	S16°13'17"W	49.96
L5	S64°27'32"E	1.92

SURVEY OF
PORTION OF CECIL STREET
 CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

PREPARED FOR **THE ASIAN (KOREAN) HERALD INC**

MAP BOOK _____ PAGE _____
 DEED BOOK 9929 PAGE 318
 CREW SS DRAWN JM REVISED _____

TAX ID:12522105

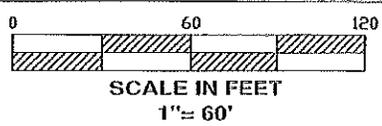
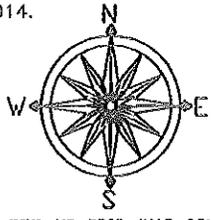
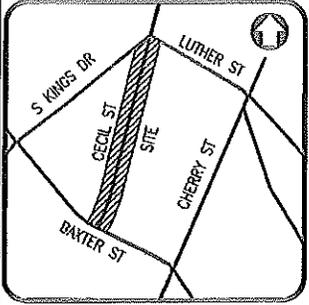


EXHIBIT A-3

I CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DESCRIPTION RECORDED IN BOOK 9929, PAGE 318); THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS SHOWN ON FACE OF SURVEY; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000+; AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56.0 1600).

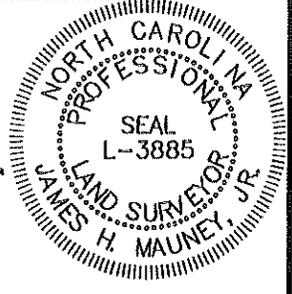
THIS 12TH DAY OF SEPTEMBER, 2014.

SIGNED *James H. Mauney, Jr.*
JAMES MAUNEY & ASSOCIATES, P.A.
PROFESSIONAL SURVEYORS
 6405 WILKINSON BLVD., SUITE 11
 BELMONT, NC 28012
 LICENSE NO. C-2373
 TEL: 704-829-9623 - FAX: 704-829-9625
 WWW.JAMESMAUNEY.COM



REF: NC GRID (NAD 83) 2011

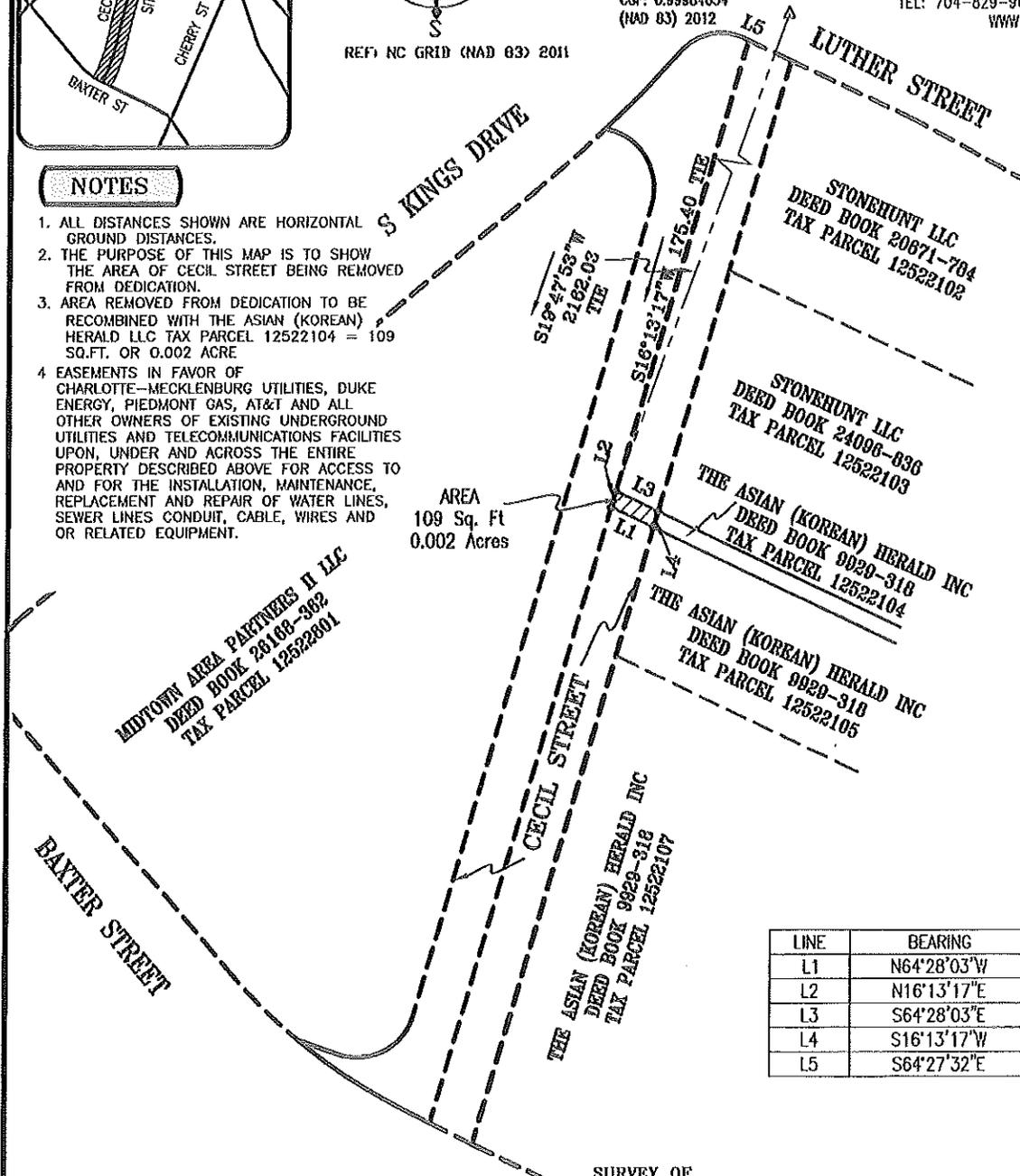
NCGS MONUMENT "APAC"
 N=538976.15
 E=1452816.41
 CGF: 0.99984654
 (NAD 83) 2012



NOTES

1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
2. THE PURPOSE OF THIS MAP IS TO SHOW THE AREA OF CECIL STREET BEING REMOVED FROM DEDICATION.
3. AREA REMOVED FROM DEDICATION TO BE RECOMBINED WITH THE ASIAN (KOREAN) HERALD LLC TAX PARCEL 12522104 = 109 SQ.FT. OR 0.002 ACRE
4. EASEMENTS IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, DUKE ENERGY, PIEDMONT GAS, AT&T AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES UPON, UNDER AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF WATER LINES, SEWER LINES CONDUIT, CABLE, WIRES AND OR RELATED EQUIPMENT.

AREA
 109 Sq. Ft
 0.002 Acres



LINE	BEARING	DISTANCE
L1	N64°28'03"W	17.73
L2	N16°13'17"E	6.21
L3	S64°28'03"E	17.73
L4	S16°13'17"W	6.21
L5	S64°27'32"E	1.92

SURVEY OF
PORTION OF CECIL STREET
 CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

THE ASIAN (KOREAN) HERALD INC

PREPARED FOR _____
 MAP BOOK _____ PAGE _____
 DEED BOOK 9929 PAGE 318
 CREW SS DRAWN JM REVISED _____

TAX ID:12522104

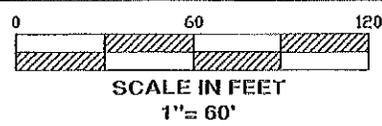
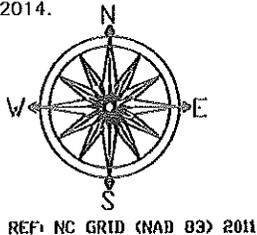
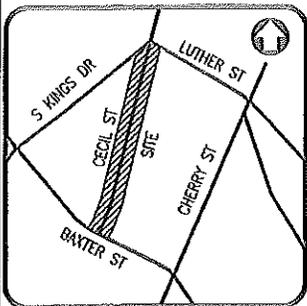


EXHIBIT A-1

I CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DESCRIPTION RECORDED IN BOOK 24096, PAGE 836); THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS SHOWN ON FACE OF SURVEY; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000+; AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56.0 1600).

THIS 12TH DAY OF SEPTEMBER, 2014.

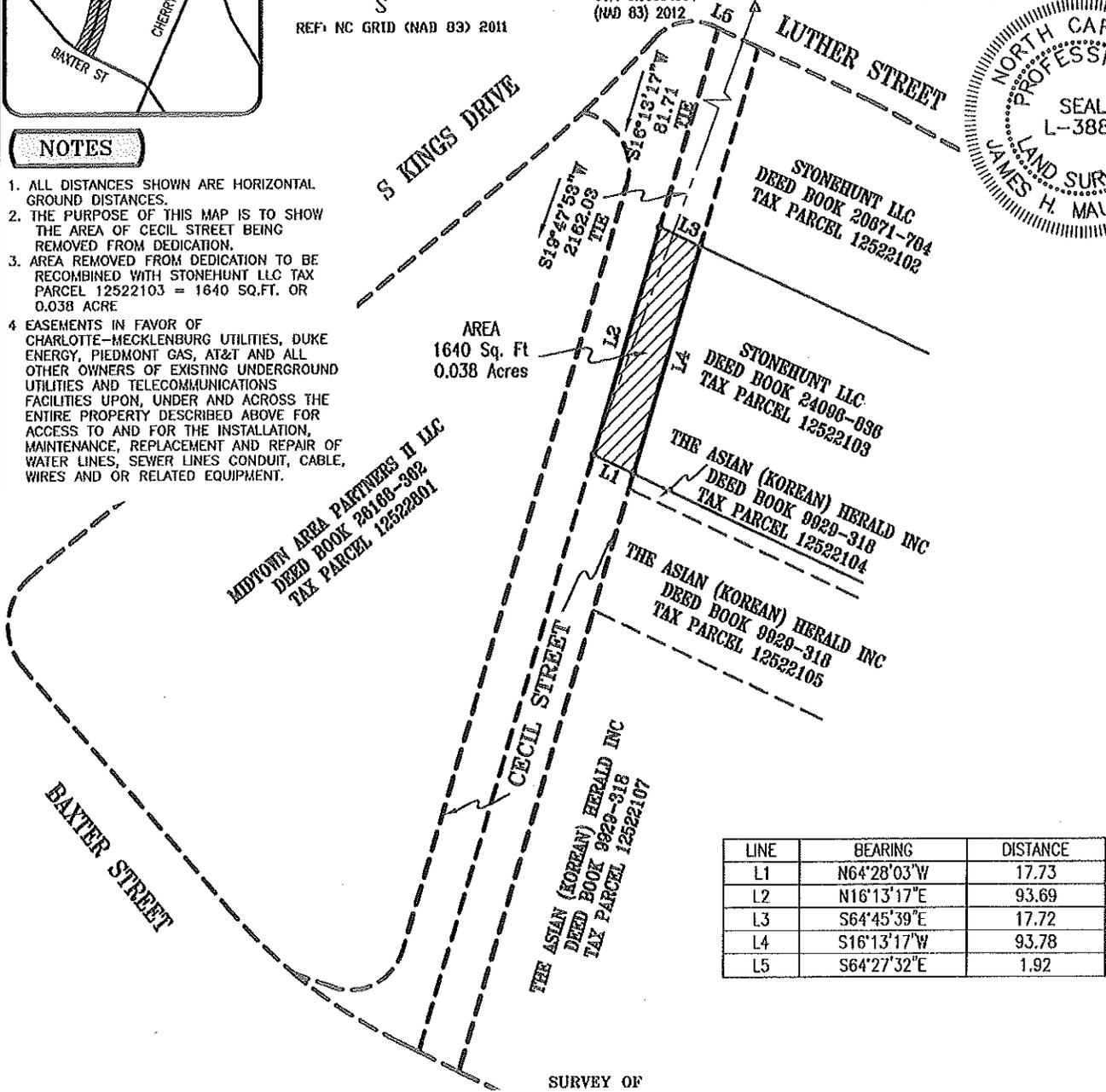
SIGNED *James H. Mauney, Jr.*
JAMES MAUNEY & ASSOCIATES, P.A.
 PROFESSIONAL SURVEYORS
 6405 WILKINSON BLVD., SUITE 11
 BELMONT, NC 28012
 LICENSE NO. C-2373
 TEL: 704-829-9623 - FAX: 704-829-9625
 WWW.JAMESMAUNEY.COM



NGCS MONUMENT "APAC"
 N=538976.15
 E=1452818.41
 CGF: 0.99984654
 (NAD 83) 2012

NOTES

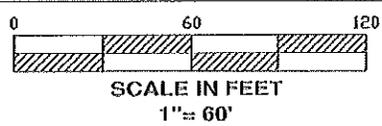
1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
2. THE PURPOSE OF THIS MAP IS TO SHOW THE AREA OF CECIL STREET BEING REMOVED FROM DEDICATION.
3. AREA REMOVED FROM DEDICATION TO BE RECOMBINED WITH STONEHUNT LLC TAX PARCEL 12522103 = 1640 SQ.FT. OR 0.038 ACRE
4. EASEMENTS IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, DUKE ENERGY, PIEDMONT GAS, AT&T AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES UPON, UNDER AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF WATER LINES, SEWER LINES CONDUIT, CABLE, WIRES AND OR RELATED EQUIPMENT.



LINE	BEARING	DISTANCE
L1	N64°28'03"W	17.73
L2	N16°13'17"E	93.69
L3	S64°45'39"E	17.72
L4	S16°13'17"W	93.78
L5	S64°27'32"E	1.92

SURVEY OF
PORTION OF CECIL STREET
 CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

PREPARED FOR _____
 MAP BOOK _____ PAGE _____
 DEED BOOK 24096 PAGE 836
 CREW SS DRAWN JM REVISED _____



TAX ID:12522103

EXHIBIT A-5

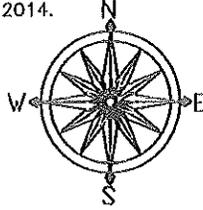
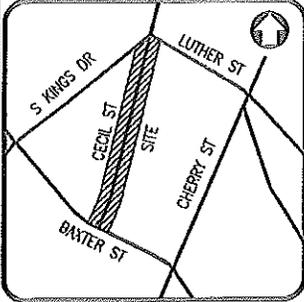
I CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DESCRIPTION RECORDED IN BOOK 20671, PAGE 784); THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS SHOWN ON FACE OF SURVEY; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000+; AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56.0 1600).

THIS 12TH DAY OF SEPTEMBER, 2014.

SIGNED

James H. Mauney, Jr.
JAMES MAUNEY & ASSOCIATES, P.A.
PROFESSIONAL SURVEYORS

6405 WILKINSON BLVD., SUITE 11
 BELMONT, NC 28012
 LICENSE NO. C-2373
 TEL: 704-829-9623 - FAX: 704-829-9625
 WWW.JAMESMAUNEY.COM



MONUMENT "APAC"
 N=538976.15
 E=1452816.41
 CGF: 0.99984654
 (NAD 83) 2012

REF: NC GRID (NAD 83) 2011

NOTES

1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
2. THE PURPOSE OF THIS MAP IS TO SHOW THE AREA OF CECIL STREET BEING REMOVED FROM DEDICATION.
3. AREA REMOVED FROM DEDICATION TO BE RECOMBINED WITH STONEHUNT LLC TAX PARCEL 12522102 = 1429 SQ.FT. OR 0.033 ACRE
4. EASEMENTS IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, DUKE ENERGY, PIEDMONT GAS, AT&T AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES UPON, UNDER AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF WATER LINES, SEWER LINES CONDUIT, CABLE, WIRES AND OR RELATED EQUIPMENT.

S KINGS DRIVE

L3 LUTHER STREET

AREA
 1429 Sq. Ft
 0.033 Acres

STONEHUNT LLC
 DEED BOOK 20671-704
 TAX PARCEL 12522102

STONEHUNT LLC
 DEED BOOK 24096-896
 TAX PARCEL 12522103

THE ASIAN (KOREAN) HERALD INC
 DEED BOOK 9929-318
 TAX PARCEL 12522104

THE ASIAN (KOREAN) HERALD INC
 DEED BOOK 9929-318
 TAX PARCEL 12522105

THE ASIAN (KOREAN) HERALD INC
 DEED BOOK 9929-318
 TAX PARCEL 12522107

MIDTOWN AREA PARTNERS II LLC
 DEED BOOK 28108-382
 TAX PARCEL 12522801

BAXTER STREET

LINE	BEARING	DISTANCE
L1	N64°45'39"W	17.72
L2	N16°13'17"E	81.71
L3	S64°27'32"E	17.73
L4	S16°13'17"W	81.61

SURVEY OF
PORTION OF CECIL STREET
 CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

PREPARED FOR STONEHUNT LLC

MAP BOOK _____ PAGE _____
 DEED BOOK 24096 PAGE 836
 CREW SS DRAWN JM REVISED _____

TAX ID:12522103

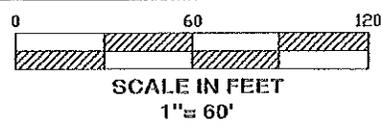
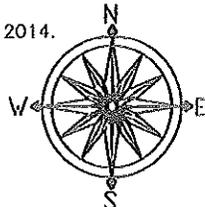
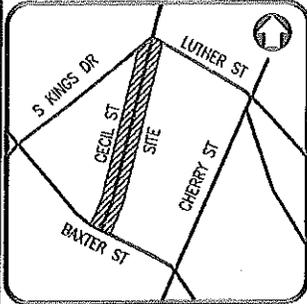


EXHIBIT A-6

I CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DESCRIPTION RECORDED IN BOOK 26168, PAGE 362); THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS SHOWN ON FACE OF SURVEY; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000+; AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56.0 1600).

THIS 12TH DAY OF SEPTEMBER, 2014.



REF: NC GRID (NAD 83) 2011

NGCS MONUMENT "APAC"
N=538976.15
E=1452816.41
CGF: 0.99884654
(NAD 83) 2012

SIGNED

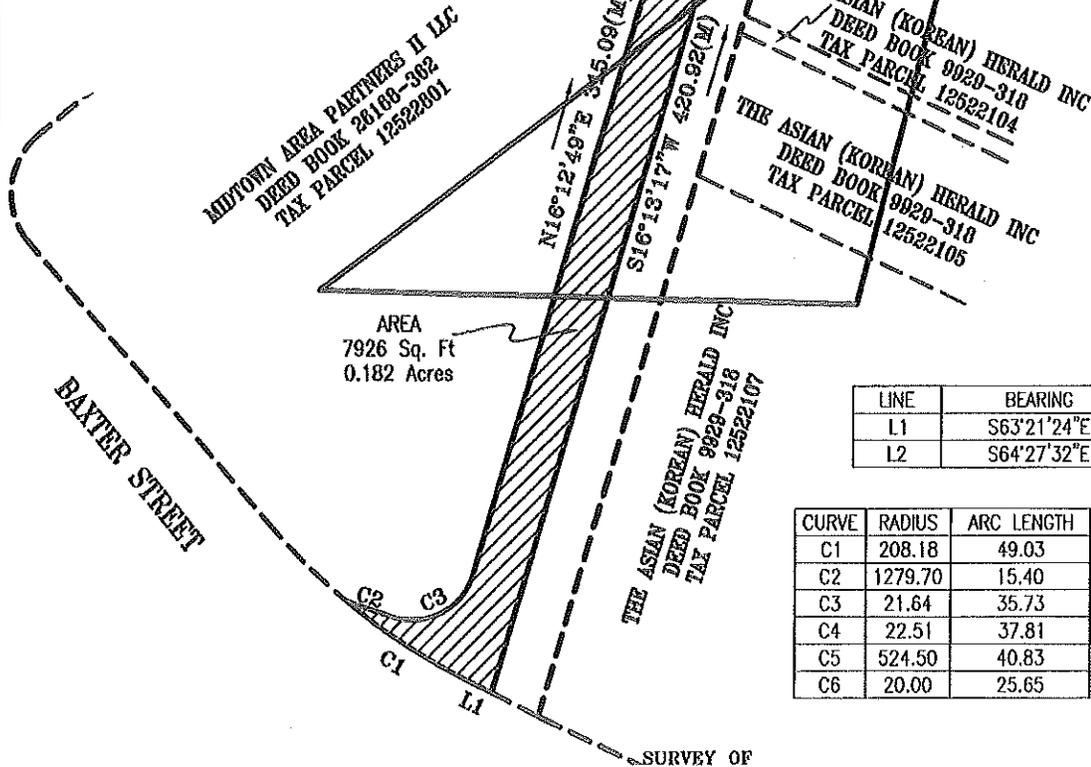
James H. Mauney, Jr.
JAMES MAUNEY & ASSOCIATES, P.A.
PROFESSIONAL SURVEYORS

6405 WILKINSON BLVD., SUITE 11
BELMONT, NC 28012
LICENSE NO. C-2373
TEL: 704-829-9623 - FAX: 704-829-9625
WWW.JAMESMAUNEY.COM



NOTES

1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
2. THE PURPOSE OF THIS MAP IS TO SHOW THE AREA OF CECIL STREET BEING REMOVED FROM DEDICATION.
3. AREA REMOVED FROM DEDICATION TO BE RECOMBINED WITH MIDTOWN AREA PARTNERS II, LLC, TAX PARCEL 12522801 = 7926 SQ.FT. OR 0.182 ACRE
4. EASEMENTS IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, DUKE ENERGY, PIEDMONT GAS, AT&T AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES UPON, UNDER AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF WATER LINES, SEWER LINES CONDUIT, CABLE, WIRES AND OR RELATED EQUIPMENT.



AREA
7926 Sq. Ft
0.182 Acres

LINE	BEARING	DISTANCE
L1	S63°21'24"E	9.58
L2	S64°27'32"E	1.92

CURVE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	208.18	49.03	S57°02'17"E	48.91
C2	1279.70	15.40	S70°56'27"E	15.40
C3	21.64	35.73	N63°39'13"E	31.81
C4	22.51	37.81	N31°35'42"W	33.52
C5	524.50	40.83	S44°16'51"W	40.82
C6	20.00	25.65	S78°47'46"W	23.93

PORTION OF CECIL STREET

CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

MIDTOWN AREA PARTNERS II, LLC

PREPARED FOR

MAP BOOK _____ PAGE _____
DEED BOOK 26168 PAGE 362
CREW SS DRAWN JM REVISED _____

TAX ID:12522801

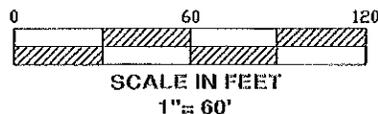


Exhibit B - 1

0.076 Acres
Cecil Street Abandonment
Charlotte, NC
Mecklenburg County Tax Id#: 12522107

That certain tract or parcel of land situated, lying and being in the city of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

Commence at the intersection of the point of curvature to the easterly right-of-way margin of S Kings Drive and the southerly right of way margin of Luther Street and run South $64^{\circ}27'32''$ East 1.92 feet and South $16^{\circ}13'17''$ West 231.55 feet to the point and place of Beginning, said point being in the center of Cecil Street, and also being located South $19^{\circ}42'27''$ West 2218.11 feet from NCGS monument "APAC" having Nad 83 grid coordinates of N: 538976.15, E: 1452816.41 with a combined grid factor of 0.99984654 and runs thence South $64^{\circ}31'25''$ East a distance of 17.73 feet to an existing iron being a corner of The Asian (Korean) Herald Inc. property as described in Deed Book 9929, Page 318 of the Mecklenburg County Public Registry; thence along and with the line of The Asian (Korean) Herald Inc South $16^{\circ}13'17''$ West a distance of 189.70 feet to an existing nail on the northerly right-of-way margin of Baxter Street; thence along and with the northerly margin of Baxter Street North $63^{\circ}21'24''$ West a distance of 17.79 feet to a point in the center of Cecil Street; thence along and with the center of Cecil Street North $16^{\circ}13'17''$ East a distance of 189.34 feet to the point or place of BEGINNING, containing 3317 Square Feet, or 0.076 Acres more or less, as shown on attached Exhibit (A), being a portion of Cecil Street closing for The Asian (Korean) Herald Inc. as shown on a survey by James Mauney & Associates, P.A., having reference # 6383

Exhibit B-Z

0.020 Acres
Cecil Street Abandonment
Charlotte, NC
Mecklenburg County Tax Id#: 12522105

That certain tract or parcel of land situated, lying and being in the city of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

Commence at the intersection of the point of curvature to the easterly right-of-way margin of S Kings Drive and the southerly right of way margin of Luther Street and run South $64^{\circ}27'32''$ East 1.92 feet and South $16^{\circ}13'17''$ West 181.61 feet to the point and place of Beginning, said point being in the center of Cecil Street, and also being located South $19^{\circ}42'27''$ West 2218.11 feet from NCGS monument "APAC" having Nad 83 grid coordinates of N: 538976.15, E: 1452816.41 with a combined grid factor of 0.99984654; and runs thence along and with the center of Cecil Street North $16^{\circ}13'17''$ East a distance of 49.97 feet to a point; thence South $64^{\circ}28'03''$ East a distance of 17.73 feet to an existing iron being a corner of The Asian (Korean) Herald Inc. property as described in Deed Book 9929, Page 318 of the Mecklenburg County Public Registry; thence along and with the line of The Asian (Korean) Herald Inc South $16^{\circ}13'17''$ West a distance of 49.96 feet to an existing iron rod; thence North $64^{\circ}31'25''$ West a distance of 17.73 feet to the point or place of BEGINNING, containing 874 Square Feet, or 0.020 Acres more or less, as shown on attached Exhibit (A), being a portion of Cecil Street closing for The Asian (Korean) Herald Inc. as shown on a survey by James Mauney & Associates, P.A., having reference # 6383

Exhibit B-3

0.002 Acres
Cecil Street Abandonment
Charlotte, NC
Mecklenburg County Tax Id#: 12522104

That certain tract or parcel of land situated, lying and being in the city of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

Commence at the intersection of the point of curvature to the easterly right-of-way margin of S Kings Drive and the southerly right of way margin of Luther Street and run South $64^{\circ}27'32''$ East 1.92 feet and South $16^{\circ}13'17''$ West 175.40 feet to the point and place of Beginning, said point being in the center of Cecil Street, and also being located South $19^{\circ}42'27''$ West 2218.11 feet from NCGS monument "APAC" having Nad 83 grid coordinates of N: 538976.15, E: 1452816.41 with a combined grid factor of 0.99984654; and runs thence South $64^{\circ}28'03''$ East a distance of 17.73 feet to an existing iron on the easterly right-of-way margin of Cecil Street and being a corner of The Asian (Korean) Herald Inc. property as described in Deed Book 9929, Page 318 of the Mecklenburg County Public Registry; thence along and with the easterly right-of-way margin of Cecil street and the line of The Asian (Korean) Herald Inc. North $16^{\circ}13'17''$ East a distance of 6.21 feet to an existing iron; thence South $16^{\circ}13'17''$ West a distance of 6.21 feet to a point in the center of Cecil Street; thence along and with the center of Cecil Street North $64^{\circ}28'03''$ West a distance of 17.73 feet to a the point or place of BEGINNING, containing 109 Square Feet, or 0.002 Acres more or less, as shown on attached Exhibit (A), being a portion of Cecil Street closing for The Asian (Korean) Herald Inc. as shown on a survey by James Mauney & Associates, P.A., having reference # 6383

Exhibit B - ~~4~~

0.038 Acres
Cecil Street Abandonment
Charlotte, NC
Mecklenburg County Tax Id#: 12522103

That certain tract or parcel of land situated, lying and being in the city of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

Commence at the intersection of the point of curvature to the easterly right-of-way margin of S Kings Drive and the southerly right of way margin of Luther Street and run South $64^{\circ}27'32''$ East 1.92 feet and South $16^{\circ}13'17''$ West 81.71 feet to the point and place of Beginning, said point being in the center of Cecil Street, and also being located South $19^{\circ}42'27''$ West 2218.11 feet from NCGS monument "APAC" having Nad 83 grid coordinates of N: 538976.15, E: 1452816.41 with a combined grid factor of 0.99984654; and runs thence along and with the center of Cecil Street North $16^{\circ}13'17''$ East a distance of 93.69 feet to a point; thence South $64^{\circ}45'39''$ East a distance of 17.72 feet to an existing iron rod on the easterly right-of-way margin of Cecil Street and being the northwesterly corner of Stonehunt LLC property as described in Deed Book 24096, Page 836 of the Mecklenburg County Public Registry; thence along and with the easterly margin of Cecil Street and the line of Stonehunt LLC South $16^{\circ}13'17''$ West a distance of 93.78 feet to an existing iron rod; thence North $64^{\circ}28'03''$ West a distance of 17.73 feet to the point or place of BEGINNING, containing 1640 Square Feet, or 0.038 Acres more or less, as shown on attached Exhibit (A), being a portion of Cecil Street closing for Stonehunt LLC as shown on a survey by James Mauney & Associates, P.A., having reference # 6383

Exhibit B-5

0.033 Acres
Cecil Street Abandonment
Charlotte, NC
Mecklenburg County Tax Id#: 12522102

That certain tract or parcel of land situated, lying and being in the city of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

Beginning at a point on the new southerly right-of-way margin of Luther Street, said point being located 1.92 feet from the point of curvature to the easterly right-of-way margin of S Kings Drive, said point also being located South $20^{\circ}06'49''$ West 1987.01 from NCGS monument "APAC" having Nad 83 grid coordinates of N: 538976.15, E: 1452816.41 with a combined grid factor of 0.99984654 and runs thence along and with southerly right-of-way margin of Luther Street South $64^{\circ}27'32''$ East a distance of 17.73 feet to an existing nail being on the easterly right-of-way margin of Cecil Street and being the northwest corner of Stonehunt LLC property as described in Deed Book 20671, Page 784 of the Mecklenburg County Public Registry; thence along and with the easterly right-of-way margin of Cecil Street and with the line of Stonehunt LLC South $16^{\circ}13'17''$ West a distance of 81.61 feet to an existing iron rod; thence North $64^{\circ}45'39''$ West a distance of 17.72 feet to a point in the center of Cecil Street; thence along and with the center of Cecil Street North $16^{\circ}13'17''$ East a distance of 81.71 feet to the point or place of BEGINNING, containing 1429 Square Feet, or 0.033 Acres more or less, as shown on attached Exhibit (A), being a portion of Cecil Street closing for Stonehunt LLC as shown on a survey by James Mauney & Associates, P.A., having reference # 6383

Exhibit B - 6

0.191 Acres
Cecil Street Abandonment
Charlotte, NC
Mecklenburg County Tax Id#: 12522801

That certain tract or parcel of land situated, lying and being in the city of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

Beginning at a point on the new southerly right-of-way margin of Luther Street, said point being located 1.92 feet from the point of curvature to the easterly right-of-way margin of S Kings Drive, said point also being located South $20^{\circ}06'49''$ West 1987.01 from NCGS monument "APAC" having Nad 83 grid coordinates of N: 538976.15, E: 1452816.41 with a combined grid factor of 0.99984654 and runs thence down the center of Cecil Street South $16^{\circ}13'17''$ West a distance of 420.92 feet to a point on the northerly margin of Baxter Street; thence along and with the northerly margin of Baxter Street the following two (2) courses and distances: (1) North $63^{\circ}21'24''$ West a distance of 9.58 feet to a point; (2) with an arc of a circular curve to the right having a radius of 208.18 feet, an arc length of 49.03 feet, chord:(North $57^{\circ}02'17''$ West 48.91 feet) to a point being the corner of Midtown Area Partners II, LLC as described in Deed Book 26168, Page 362 of the Mecklenburg County Public Registry; thence along and with the line of Midtown Area Partners II, LLC the following four (4) courses and distances: (1) with an arc of a circular curve to the left having a radius of 1212.91 feet, an arc length of 15.40 feet, chord:(South $70^{\circ}57'01''$ East 15.40 feet) to a point; (2) with an arc of a circular curve to the left having a radius of 21.64 feet, an arc length of 35.73 feet, chord:(North $63^{\circ}39'13''$ East 31.81 feet) to a point; (3) North $16^{\circ}12'49''$ East a distance of 315.09 feet to a point; (4) with an arc of a circular curve to the left having a radius of 22.51 feet, an arc length of 37.81 feet, chord:(North $31^{\circ}35'42''$ West 33.52 feet) to a point on the right-of-way margin of S Kings Drive; thence along and with the right-of-way margin of S Kings Drive the following two (2) courses and distances: (1) with an arc of a circular curve to the left having a radius of 524.50 feet, an arc length of 40.83 feet, chord:(North $44^{\circ}16'51''$ East 40.82 feet) to a point; (2) with an arc of a circular curve to the right having a radius of 20.00 feet, an arc length of 25.65 feet, chord:(North $78^{\circ}47'46''$ East 23.93 feet) to a point on the new southerly right-of-way margin of Luther Street; thence along and with the southerly margin of Luther Street South $64^{\circ}27'32''$ East a distance of 1.92 feet to the point or place of BEGINNING, containing 8332 Square Feet, or 0.191 Acres more or less, as shown on attached Exhibit (A), being a portion of Cecil Street closing for Midtown Area Partners II, LLC as shown on a survey by James Mauney & Associates, P.A., having reference # 6383

October 26, 2015

Resolution Book 47, Page 63

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE a portion of Greenwood Cliff in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Mr. Peter Pappas** has filed a petition to close a portion of Greenwood Cliff in the City of Charlotte; and

Whereas, a portion of Greenwood Cliff is a 40-foot wide right-of-way that begins approximately 20 feet northwest of its intersecting point with Kenilworth Avenue, continuing approximately 482 feet in a northwestward direction to its terminus that is adjacent to the western most boundary of a property currently or formerly owned by Charlotte Regional Realtor® Association (Deed Book 6862, Page 179), and consists of 19,366 square feet, as shown in the maps marked "Exhibit A Sheet 1 of 2" and "Exhibit A Sheet 2 of 2" and is more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City 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.

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of October 26, 2015, that it intends to close a portion of Greenwood Cliff and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 23rd day of November 2015, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

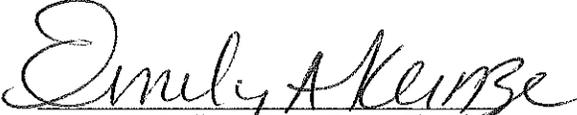
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 63-66.

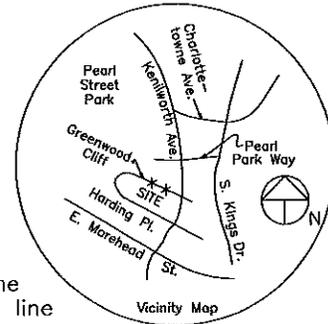
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.




Emily A. Kunze, Deputy City Clerk

LEGEND

- square feet (by coordinates)
- MB,DB record map and deed references
- IPF iron pin found
- IRS iron pin set (1/2" rebar)
- CMP corrugated metal pipe
- RCP reinforced concrete pipe
- ← guy anchor
- utility pole
- light pole
- ⊗ water valve
- ⊕ fire hydrant
- catch basin
- ⊞ water meter
- ⊞ gas valve
- ⊙ sanitary sewer manhole
- ⊙ storm drain manhole
- TWC TimeWarner cable
- SS- sanitary sewer
- W- water line
- G- gas line
- x- fence line
- OU- overhead utilities
- UE- underground electric line
- UT- underground telecomm. line



TIE-LINES		
NUMBER	DIRECTION	DISTANCE
L8	S 80°48'57" E	14.19'
L9	S 07°57'44" W	37.70'
L10	N 36°48'18" W	1.41'
L11	N 35°57'55" W	58.19'

LINE TABLE		
NUMBER	DIRECTION	DISTANCE
L1	N 36°02'32" W	195.22'
L2	N 35°57'34" W	269.72'
L3	N 36°48'18" W	18.81'
L4	N 54°01'52" E	40.39'
L5	S 35°57'55" E	245.14'
L6	S 35°58'05" E	237.32'
L7	S 52°11'21" W	39.91'

NOTES

- 1.) Greenwood Cliff is shown on a plat entitled, "Subdivision Plat of Section One of Property of H.C. Sherrill Company" recorded in Map Book 332 Page 354.
- 2.) Utilities shown hereon have been located based on: (1) observed surface indications, (2) Charlotte Water Customer Service maps, and (3) paint designation markings by the North Carolina One-Call Utility Locating Center. Additional utilities may exist. Contractors should contact the North Carolina ONE-CALL Center at 1-800-632-4949 before any digging or excavation is begun.
- 3.) Total area of abandonment is 19,366 S.F. (or 0.4446 ac.), by coordinates.

*** CAUTION ***

THERE MAY BE UTILITIES OTHER THAN THOSE SHOWN.
 THE SURVEYOR ASSUMES NO RESPONSIBILITY FOR UTILITIES
 NOT SHOWN HEREON. IT IS THE CONTRACTOR'S
 RESPONSIBILITY TO VERIFY THEIR LOCATIONS.

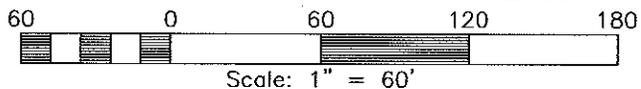
Exhibit A
 Sheet 2 of 2

CALL BEFORE YOU DIG
 1-800-632-4949

GPS METADATA NOTE

- (1) Class of Survey: "A" (horizontal); "C" (vertical)
 - (2) Positional Accuracy: Horizontal; 0.04 feet, Vertical; 0.07 feet
 - (3) Type of GPS field procedure: RTK Network (VRS)
 - (4) Date of Survey: April 30, 2015
 - (5) Datum/Epoch: NAD_83 (2011)(Epoch:2010.0000)
 - (6) Published/Fixed-control used: NCGS RTK (CORS) Network
 - (7) Geoid Model: GEOID_12A
 - (8) Units: U.S. Survey Foot
- Vertical datum is NAVD88 and was cross-referenced with FEMA Reference Mark LSUG-22 and NCGS Station "REECE" and NCGS Station "APAC".
 All distances shown hereon are horizontal ground distances.
 Average combined grid factor 0.99984687.

Copyright 2015
 ABANDONMENT SURVEY
 A PORTION OF
Greenwood Cliff
 CHARLOTTE, MECKLENBURG COUNTY, N.C.
 for PAPPAS PROPERTIES, LLC
 Date of Map: June 23, 2015
 ANDREW G. ZOUTEWELLE N.C. PLS L-3098
 1418 East 5th Street Charlotte, NC 28204
 Tel. 704-372-9444 Fax 704-372-9555



LEGAL DESCRIPTION

BEING all that certain portion of right-of-way of that certain roadway or street known as Greenwood Cliff located within the City of Charlotte, Mecklenburg County, North Carolina, and being located near Kenilworth Avenue, and being more particularly described as follows:

BEGINNING at a new ½-inch rebar (hereinafter "Beginning Point") set at the intersection of the existing southwesterly right-of-way margin of Greenwood Cliff, said right-of-way having a width of 40 feet as shown on a plat entitled "Subdivision Plat of Section One of Property of H.C. Sherrill Company" as recorded in Map Book 332 Page 354 of the Mecklenburg County Registry, and the sight triangle margin connecting the southwesterly right-of-way margin of the said Greenwood Cliff with the northwesterly right-of-way margin of Kenilworth Avenue, said new ½-inch rebar Beginning Point being also located North 07-57-44 East 37.70 feet from a new iron rebar at the intersection of the northwesterly right-of-way margin of the said Kenilworth Avenue with the said sight triangle margin, said new ½-inch rebar Beginning Point being also located at the easterly or southeasterly corner of Charlotte Regional Realtor Association, Inc., as described in Deed Book 17327 Page 713 of the Mecklenburg County Registry, said new ½-inch rebar Beginning Point having North Carolina State Plane coordinates of Northing = 536,419.56 feet and Easting = 1,451,000.14 feet as based on the 2010.0000 realization of the North American Horizontal Datum of 1983, and running thence from said **POINT AND PLACE OF BEGINNING** along the existing southwesterly right-of-way margin of the said Greenwood Cliff the following three (3) calls: (1) North 36-02-32 West 195.22 feet to an existing iron rebar, (2) North 35-57-34 West 269.72 feet to an existing iron rebar and (3) North 36-48-18 West 18.81 feet to a new iron rebar; thence crossing the existing right-of-way of the said Greenwood Cliff North 54-01-52 East 40.39 feet to a new iron rebar; thence along the existing northeasterly right-of-way margin of the said Greenwood Cliff the following two (2) calls: (1) South 35-57-55 East (passing an existing iron rebar at 241.65 feet) a total distance of 245.14 feet to an existing iron rebar and (2) South 35-58-05 East 237.32 feet to a new iron rebar; thence crossing the existing right-of-way of the said Greenwood Cliff South 52-11-21 West 39.91 feet to the point and place of **BEGINNING**, containing 0.4446 acre, more or less, as shown on a survey prepared by Andrew G. Zoutewelle (North Carolina Professional Land Surveyor No. L-3098) dated June 23, 2015.

Exhibit B

Copyright 2015

ABANDONMENT SURVEY
A PORTION OF

Greenwood Cliff

CHARLOTTE, MECKLENBURG COUNTY, N.C.
for PAPPAS PROPERTIES, LLC

Date of Map: June 23, 2015

ANDREW G. ZOUTEWELLE N.C. PLS L-3098
1418 East 5th Street Charlotte, NC 28204
Telephone 704-372-9444 Fax 704-372-9555



Scale: 1" = 60'

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 **BRAWLEY LANE 9600 SANITARY SEWER 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **BRAWLEY LANE 9600 SANITARY SEWER PROJECT** and estimated to be **4,471 square feet (.103 acre) of sanitary sewer easement and 3,288 square feet (.075 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 111-021-07, said property currently owned by **BRAWLEY FARMS HOMEOWNERS ASSOCIATION, INC.**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

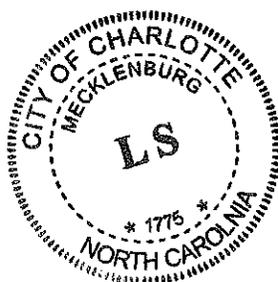
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

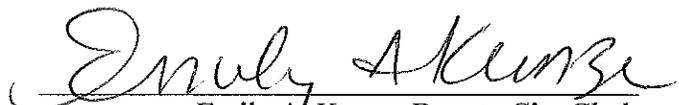
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 67.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.




Emily A. Kunze, 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 **SHAMROCK GARDENS NEIGHBORHOOD IMPROVEMENT 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **SHAMROCK GARDENS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **1,950 square feet (.045 acre) of storm drainage easement and 1,370 square feet (.031 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 093-086-08, said property currently owned by **W. D. AUSTIN, JR. and spouse, if any**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

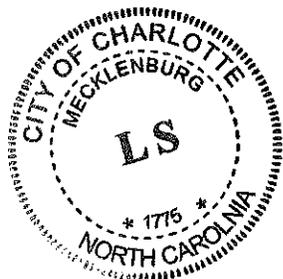
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

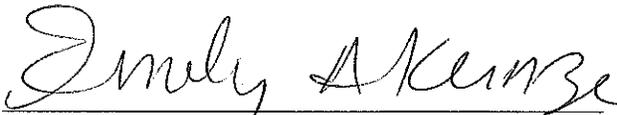
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Emily A. Kunze, 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 26th day of October, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 68.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 26th day of October, 2015.




Emily A. Kunze, Deputy City Clerk