

RESOLUTION CLOSING PORTION OF LISSOM LANE
IN THE CITY OF CHARLOTTE, MECKLENBURG
COUNTY, NORTH CAROLINA

WHEREAS, a Petition has been filed by Law Engineering Testing Company, a Georgia Corporation with an office and principal place of business in the City of Charlotte, Mecklenburg County, North Carolina, requesting the closing of a portion of Lissom Lane, hereinafter described, in accordance with the provisions of Chapter 153, Section 9, Subsection 17, and of Chapter 160, Section 200, Subsection 11, of the General Statutes of North Carolina; and

WHEREAS, the City Council of the City of Charlotte, Mecklenburg County, North Carolina, duly set a date for a public hearing concerning said Petition and caused notice of such public hearing to be published once a week for four consecutive weeks in a newspaper published in Mecklenburg County, North Carolina, and has in all other respects complied with the aforesaid provisions of the General Statutes of North Carolina; and

WHEREAS, a public hearing concerning said Petition was held on the 14th day of September, 1970; and

WHEREAS, it appears that the Petitioner owns all of the land adjacent to such portion of Lissom Lane sought to be closed and abandoned; and

WHEREAS, no individual, corporation or other entity owning property adjoining or in the vicinity of said portion of Lissom Lane has appeared in opposition to the closing of said portion of Lissom Lane; and

WHEREAS, it has been made to appear to the satisfaction of the City Council that the closing and the abandonment

of said portion of Lissom Lane is not contrary to the public interest and that no individual, corporation or other entity 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, Mecklenburg County, North Carolina, that the City Council orders the closing and abandonment of that portion of Lissom Lane located in the City of Charlotte, Mecklenburg County, North Carolina, designated in the aforesaid Petition and more particularly described as follows:

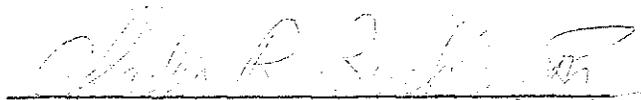
BEGINNING at an iron at the intersection of the southerly margin of the right of way of Lissom Lane (an unopened portion having a dedicated right of way of twenty-five (25) feet and being formerly known as Lennox Street, all as shown on that certain plat of SOUTHURST dated August 12, 1929, recorded in Map Book 3 at page 381 in the Office of the Register of Deeds of Mecklenburg County, North Carolina) and the westerly margin of the right of way of Minuet Lane (having a right of way of sixty (60) feet and being formerly known as Griffith Lane), said beginning point being also the northeasterly corner of that certain 0.276 acre tract conveyed to Law Engineering Testing Company by that certain Deed dated July 1, 1970, of Alice Lee Grier (single), recorded in Book 3200 at page 75 in the aforesaid public registry, and running thence from said beginning point with the southerly margin of the right of way of said Lissom Lane and with the line of Law Engineering Testing Company South 83-42-59 West 196.01 feet to a point in the margin of said Lissom Lane, said point being North 83-42-59 East 25 feet from the northwesterly corner of the aforesaid tract conveyed to Law Engineering Testing Company by Alice Lee Grier (single); thence a new line crossing the right of way of said Lissom Lane, said new line being an extension of the westerly lot lines of Lots 1 and 8 in Block 2 of SOUTHURST as the same is shown on the aforesaid plat of SOUTHURST recorded in Map Book 3 at page 381 in the aforesaid public registry, North 5-38-58 West 25 feet to an iron, said iron being the southwesterly corner of Lot 1 in Block 2 of said SOUTHURST, which Lot 1 with others was conveyed to Law Engineering Testing Company by that certain Deed dated April 27, 1970, from Cecil T. Marshall and wife, Mozelle C. Marshall, recorded in Book 3171 at page 50 in the aforesaid public registry; thence with the northerly margin of the right of way of said Lissom Lane, being also the line of Law Engineering Testing Company and the southerly lines of Lots 1, 2, 3 and 4 in Block 2 of the aforesaid SOUTHURST, North 83-42-59 East 240.17 feet to an old iron, said iron being the southeasterly corner of Lot 4 in Block 2 of said SOUTHURST, which Lot 4 with others was conveyed to

September 14, 1970
Resolution Book 7 - Page 137

Law Engineering Testing Company by that certain Deed dated April 27, 1970, from Wilson B. Norwood and wife, Mary F. Norwood, recorded in Book 3171 at page 51 of the aforesaid public registry; thence a new line, an extension of the easterly lot lines of Lots 4 and 5 in Block 2 of said SOUTHURST, South 5-15-00 East 9.21 feet to a point on the margin of the right of way of said Minuet Lane; thence with the margin of the right of way of said Minuet Lane along the arc of a circular curve to the left having a radius of 178.25 feet an arc distance of 59.64 feet to the point or place of beginning, all as shown on that certain Boundary and Topographical Survey for Law Engineering Testing Company, dated June 29, 1970, revised July 20, 1970, prepared by Spratt-Seaver, Inc., which survey is hereby referred to 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 of Mecklenburg County, North Carolina.

Approved as to form:



City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of September, 1970, the reference having been made in Minute Book 54, at Page , and recorded in full in Resolution Book 7, beginning on Page 135.

Ruth Armstrong
City Clerk

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS ON DRUID CIRCLE, FROM MORETZ AVENUE TO STATESVILLE AVENUE.

WHEREAS, Druid Circle, from Moretz Avenue to Statesville Avenue, has been improved by the installation of storm drainage facilities and the construction of roll type curb and gutter, pursuant to a sufficient petition of owners of abutting property, and

WHEREAS, the City Council has approved the preliminary assessment roll for said improvements; has deposited same in the City Clerk's office and has held a public hearing thereon, all pursuant to the City Charter and the General Statutes of North Carolina.

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

1. That the preliminary assessment roll for improvements completed on Druid Circle, from Moretz Avenue to Statesville Avenue, heretofore approved by Resolution adopted on the 14th day of September, 1970, and is hereby confirmed at 3:17 o'clock p.m., this 15th day of September, 1970, and is hereby made the final assessment roll for said improvements.

2. That the City Clerk is hereby directed to enter on the minutes of the City Council and the assessment roll, the date, hour and minute of the confirmation thereof and to deliver a copy of said assessment roll to the City Tax Collector for collection pursuant to law.

3. That, after the expiration of twenty (20) days from this date, the City Tax Collector shall cause to be published one time in some newspaper published in the City, a notice that any assessments contained in said assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of thirty (30) days from the date of such publication, or, at the option of the property owners, to be exercised by giving written notice to the City Tax Collector within said thirty (30) days, may be paid in not less than two (2) or more than ten (10) equal annual installments, with interest thereon at six per cent (6%) per annum, the first installment with interest to become due

and payable on the date on which taxes are due and payable, and one subsequent installment with interest shall be due and payable in each successive year on the date on which taxes are due and payable until the assessment is paid in full.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of September, 1970, the reference having been made in Minute Book 54, at Page , and recorded in full in Resolution Book 7, at Pages 138-139.

Ruth Armstrong
City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, APPROVING MODIFICATION OF THE ESTIMATED COST AND METHOD OF FINANCING, AMENDMENT NO. 1 TO THE REDEVELOPMENT PLAN, DOWNTOWN URBAN RENEWAL AREA, NEIGHBORHOOD DEVELOPMENT PROGRAM NO. N. C. A-3

WHEREAS, on May 25, 1970, the City Council of the City of Charlotte, North Carolina, approved Amendment No. 1 to the Redevelopment Plan for Downtown Urban Renewal Area, Neighborhood Development Program No. N. C. A-3; and

WHEREAS, subsequent to such approval the Department of Housing and Urban Development authorized an additional Federal Grant for this Project; and

WHEREAS, the City of Charlotte desires to avail itself of anticipated credit for the construction of a Civic Center within the Project Area.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE that Section E. 3. Estimated Cost and Method of Financing is hereby modified in part as follows:

"The estimated cost of the redevelopment project is as indicated below:

<u>Item</u>	<u>Amount</u>
Project Expenditures	\$3,864,854.
Site Improvements	<u>780,546.</u>
GROSS PROJECT COST	\$4,645,400.
Resale Value of Land	<u>1,622,900.</u>
NET PROJECT COST	\$3,022,500.
This cost will be borne as follows:	
Federal Capital Grant	\$2,015,000.
Local Cash or Grant-in-Aid	<u>1,007,500.</u>
TOTAL	\$3,022,500.

The City or locality must under Title I of the Housing Act of 1949, as amended, make certain local contributions of cash or improvements, or other aid which would equal at least 1/3 of the net project cost. Present planning indicates the locality's share would be paid as follows:

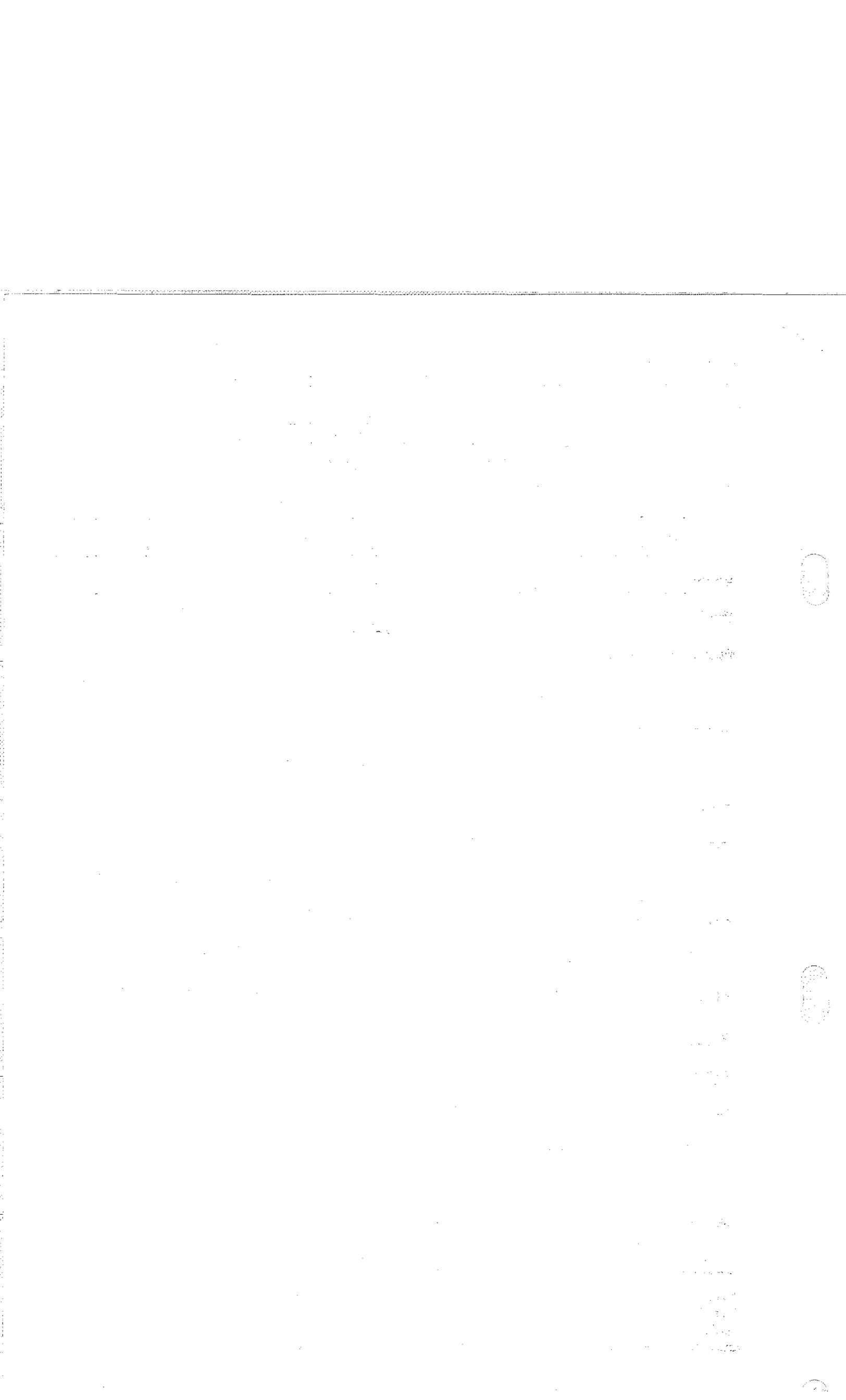
Cash and Non-Cash Local Grants-in-Aid

Cash (including \$4,000 tax credit)	\$ 226,954.
Site Improvements	<u>780,546.</u>
TOTAL LOCAL SHARE	\$1,007,500.

approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of September, 1970, the reference having been made in Minute Book 54, at Page 140, and recorded in full in Resolution Book 7, at Page 140.

TAXPAYERS AND REFUNDS REQUESTED

NAME	AMOUNT OF REFUND REQUESTED	REASON
Charles E. Houston	39.20	Clerical error
C & T Refinery, Inc.	174.64	Clerical error
General Motors Corporation	<u>959.81</u>	Clerical error
TOTAL	\$1,173.65	



A RESOLUTION AUTHORIZING THE REFUND
OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Re-
quested" 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 collected taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers made demand in writing for refund of the amounts set out on the schedule within eight years from the date the amounts were due to be paid.
3. The amounts listed on the schedule were collected through clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 14th day of September, 1970, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested", be refunded the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

Read, Approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of September, 1970, the reference having been made in Minute Book 54, at Page , and recorded in full in Resolution Book 7, at Page 141.

Ruth Armstrong
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY OF BELK ENTERPRISES, INC., LOCATED AT 6501 WILKINSON BOULEVARD IN BERRYHILL TOWNSHIP FOR AIRPORT EXPANSION AS A CLEAR ZONE FOR NEW PROPOSED RUNWAY.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Belk Enterprises, Inc., located at 6501 Wilkinson Boulevard in Berryhill Township, Mecklenburg County, for a clear zone for a new proposed runway as a part of the Airport expansion program; and

WHEREAS, one of the stockholders of the corporation which owns this property is the Mayor of the City of Charlotte, it is deemed necessary and desirable that condemnation proceedings be instituted to acquire this property due to a conflict of interest.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property of Belk Enterprises, Inc., located at 6501 Wilkinson Boulevard, Berryhill Township, Mecklenburg County, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$83,900, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of September, 1970, the reference having been made in Minute Book 54, Page _____, and recorded in full in Resolutions Book 7, Page 142.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1970.

Ruth Armstrong, City Clerk