

September 24, 1973  
Resolution Book 9 - Page 313

A RESOLUTION PROVIDING FOR A PUBLIC HEARING  
TO CONSIDER CHANGES IN THE SUBDIVISION  
ORDINANCE.

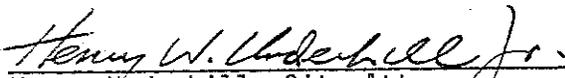
WHEREAS, the City Council has received a proposal for changes in the text of the Subdivision Ordinance which proposal is on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that a hearing be held on said proposal,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that a public hearing will be held in the Council Chamber, Second Floor of the Charlotte City Hall at 600 East Trade Street beginning at 2:00 P. M. on Monday, the 15th day of October, 1973 on the proposed changes.

BE IT FURTHER RESOLVED that notice of said hearing be published as required by law.

APPROVED AS TO FORM:

  
Henry Underhill, City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of September, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 313.

Ruth Armstrong  
City Clerk

RESOLUTION DECLARING AN INTENT TO CLOSE A PORTION OF  
LOCKWOOD AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG  
COUNTY, NORTH CAROLINA.

WHEREAS, Guilford B. Martin and wife, Johnnie E. Martin; Margaret H. Mullis; James R. Hagler and wife, Della T. Hagler; and Charnoca Corporation, respectfully have requested the City to vacate and close up that certain portion of Lockwood Avenue lying between the Westerly margin of Holt Street (formerly Whiting Avenue and formerly Johnston Avenue) and the Easterly margin of Clemson Avenue (formerly Charles Avenue), as shown on maps recorded in Map Book 230, pages 140 and 141, and Map Book 967, page 431, of the Mecklenburg County Public Registry, said portion of Lockwood Avenue being more particularly described as follows:

BEGINNING at the point of intersection of the Easterly margin of Clemson Avenue (formerly Charles Avenue) with the Northerly margin of Lockwood Avenue, said point of beginning also being the Southwesterly corner of Lot No. 1 in Block 26 as shown on map recorded in Map Book 967, page 431, of the Mecklenburg County Public Registry, and running thence from said beginning point as thus established N. 81-00 E. along the northerly margin of Lockwood Avenue a distance of 399.06 feet to a point in the Westerly margin of Holt Street (formerly Whiting Avenue and formerly Johnston Avenue), said point also being the intersection of the Northerly margin of Lockwood Avenue with the Westerly margin of Holt Street, and also being the Southeasterly corner of Lot 16 in Block 26, as shown on map recorded in Map Book 967, page 431, of the Mecklenburg County Public Registry; thence S. 9-00 E. 50 feet to a point in the Westerly margin of Holt Street, said point being the intersection of the Westerly margin of Holt Street with the Southerly margin of Lockwood Avenue and also being the Northeasterly corner of Lot 19 in Block 27 as shown on map recorded in Map Book 230, pages 140 and 141 of the Mecklenburg County Public Registry; thence running S. 81-00 E. along the Southerly margin of Lockwood Avenue a distance of 399.06 feet to a point in the Easterly margin of Clemson Avenue, said point being the intersection of the Southerly margin of Lockwood Avenue with the Easterly margin of Clemson Avenue, and also being the Northwesterly corner of Lot 14 in Block 27 as shown on map recorded in Map Book 230, pages 140 and 141, of the Mecklenburg County Public Registry; thence running North 9-00 West 50 feet to the point of intersection of the Easterly margin of Clemson Avenue with the Northerly margin of Lockwood Avenue, the point or place of BEGINNING, and

WHEREAS, the procedure for closing streets as outlined in Chapter 160A, Section 299, Subsection (a) of the General Statutes of North Carolina, and Chapter 153, Section 9, Subsection 17 of the General Statutes of North Carolina, requires that Council first adopt a resolution declaring its intent to close the street, and calling a public hearing on the question; said Statutes further require that the resolution shall be published once a week for four successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street 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 public alley; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioners' request;

NOW, THEREFORE, BE IT RESOLVED AND DECLARED by the City Council of the City of Charlotte, at its regularly scheduled session on September 24, 1973, that it intends to close that portion of Lockwood Avenue lying between the westerly margin of Holt Street (formerly Whiting Avenue and formerly Johnston Avenue), and the easterly margin of Clemson Avenue (formerly Charles Avenue), as shown on maps recorded in Map Book 230, pages 140 and 141, and Map Book 967, page 431 of the Mecklenburg County Public Registry, said portion of Lockwood Avenue being more particularly described hereinabove, and hereby calls a public hearing on the question at 3:00 P.M., on Monday, the 29th day of October, 1973, in the Council Chamber, City Hall. The City Clerk is hereby directed to publish a copy of this resolution in the Charlotte News once a week for four successive weeks next preceding the date fixed for such hearing as required by Chapter 153, Section 9, Subsection 17, Chapter 160A, Section 299, Subsection (a) of the General Statutes of North Carolina, and further the Petitioner is directed to send by registered or certified mail a copy of this resolution to all owners of property adjoining the said portion of the street as shown on the County tax records as required by said Statutes. The Petitioner is hereby directed to prominently post a notice of the closing and public hearing in at least two places along the said portion of the street as required by said Statutes.

APPROVED AS TO FORM:

  
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 24th day of September, 1973, the reference having been made in Minute Book 59, at Page , and recorded in full in Resolutions Book 9, at Pages 314-315.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of September, 1973.

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Ruth Armstrong, City Clerk

September 24, 1973  
Resolutions Book 9 - Page 316

A RESOLUTION AUTHORIZING MR. DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION REQUESTING STATE GRANT ASSISTANCE FOR WATER WORKS IMPROVEMENTS.

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WHEREAS, The North Carolina Clean Water Bond Act of 1971 has authorized the making of grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, and

WHEREAS, The City of Charlotte has need for and intends to construct a water supply distribution system project, and

WHEREAS, The City of Charlotte intends to request State grant assistance for the project,

PROJECT:-  
NEWELL-HICKORY GROVE ROAD  
WATER DISTRIBUTION MAIN PROJECT, NEW MAINS  
NCSBH # 9029 - DATE 2-14-73

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

That the City of Charlotte will arrange financing for all remaining costs of the project, if approved for a State grant award.

That the City of Charlotte will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Mr. David A. Burkhalter is hereby authorized to execute and file an application on behalf of City of Charlotte with the State of North Carolina for a grant to aid in the construction of the project described above.

That Mr. David A. Burkhalter is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application, grant offer, or grant award.

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto; and hereby authorizes the above designated representative to execute an affidavit so stating.

That the City of Charlotte agrees to adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the project.

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 24th day of September, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 316.

Ruth Armstrong  
City Clerk

A RESOLUTION AUTHORIZING MR. DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION REQUESTING STATE GRANT ASSISTANCE FOR WATER WORKS IMPROVEMENTS.

---

WHEREAS, The North Carolina Clean Water Bond Act of 1971 has authorized the making of grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, and

WHEREAS, The City of Charlotte has need for and intends to construct a water supply distribution system project, and

WHEREAS, The City of Charlotte intends to request State grant assistance for the project,

PROJECT:

PINEVILLE ROAD - YORK ROAD  
WATER DISTRIBUTION MAIN PROJECT, NEW MAINS  
NCSBH # 9086 - DATE 4-5-73

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

That the City of Charlotte will arrange financing for all remaining costs of the project, if approved for a State grant award.

That the City of Charlotte will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Mr. David A. Burkhalter is hereby authorized to execute and file an application on behalf of City of Charlotte with the State of North Carolina for a grant to aid in the construction of the project described above.

That Mr. David A. Burkhalter is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application, grant offer, or grant award.

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto; and hereby authorizes the above designated representative to execute an affidavit so stating.

That the City of Charlotte agrees to adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the project.

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 24th day of September, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 317.

Ruth Armstrong  
City Clerk

September 24, 1973  
Resolutions Book 9 - Page 318

A RESOLUTION AUTHORIZING MR. DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION REQUESTING STATE GRANT ASSISTANCE FOR WATER WORKS IMPROVEMENTS.

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WHEREAS, The North Carolina Clean Water Bond Act of 1971 has authorized the making of grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, and

WHEREAS, The City of Charlotte has need for and intends to construct a water supply distribution system project, and

WHEREAS, The City of Charlotte intends to request State grant assistance for the project,

PROJECT:  
CARMEL ROAD - PINEVILLE ROAD  
WATER DISTRIBUTION MAIN PROJECT, NEW MAINS  
NCSBH 8939 \_ DATE 12-11-72

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

That the City of Charlotte will arrange financing for all remaining costs of the project, if approved for a State grant award.

That the City of Charlotte will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Mr. David A. Burkhalter is hereby authorized to execute and file an application on behalf of City of Charlotte with the State of North Carolina for a grant to aid in the construction of the project described above.

That Mr. David A. Burkhalter is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application, grant offer, or grant award.

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto; and hereby authorizes the above designated representative to execute an affidavit so stating.

That the City of Charlotte agrees to adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the project.

APPROVED AS TO FORM:

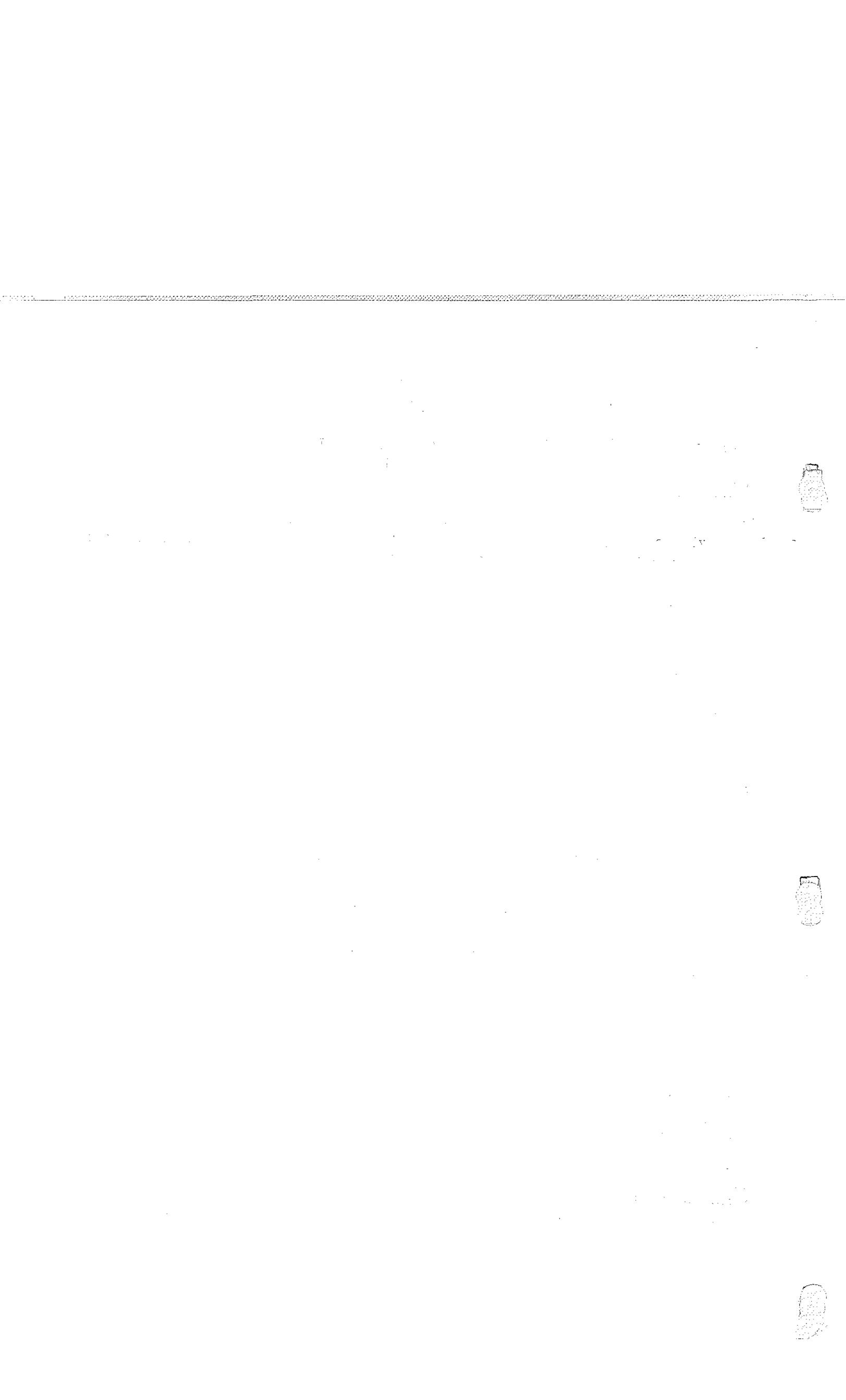
(Henry W. Underhill, Jr.)  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of September, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 318.

Ruth Armstrong  
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

NAME	AMOUNT OF REFUND REQUESTED	REASON
The Ervin Company	\$37.50	Clerical error



A RESOLUTION AUTHORIZING THE REFUND  
OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector 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 24th day of September, 19 73, 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 24th day of September, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 319.

Ruth Armstrong, City Clerk