

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 has collected certain 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 9th day of September, 1996 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set ut and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Nancy S. Gilbert, 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 9th day of September, 1996, the reference having been made in Minute Book 110, and recorded in full in Resolution Book 34, Page(s) 287-288.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of September, 1996.

Nancy S. Gilbert, Deputy City Clerk

**TAXPAYERS AND REFUNDS REQUESTED
MORE THAN \$100**

<u>Name</u>	<u>Amount of Refund</u>
Smith Helms Mulliss & Moore	\$28,852.62
Smith Helms Mulliss & Moore	8,540.81
Smith Helms Mulliss & moore	7,663.89
Smith Helms Mulliss & Moore	6,703.48
Smith Helms Mulliss & Moore	1,245.35
Smith Helms Mulliss & Moore	5,932.33
Smith Helms Mulliss & Moore	4,705.14
Design Place Inc The	119.83
C C Air Inc	9,134.93
Save-A-Load, Inc.	150.40
Creative Coatings of Carolina, Inc.	903.60
Froehling & Robertson, Inc.	1,407.89
Total	<u>\$75,360.27</u>

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 **Stoney Creek Tributary to Mallard Creek Church Road 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 **Stoney Creek Tributary to Mallard Creek Church Road Project**, and estimated to be approximately 6,496.35 square feet (0.15 acre) for a 15' permanent sanitary sewer easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 029-021-29, said property currently owned by **CHARLES E. MOON and wife, ROSEMARY S. MOON; JAMES R. BRYANT, III, Trustee; SOUTHERN NATIONAL BANK OF NORTH CAROLINA, Beneficiary**; or the owners' successors-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, Nancy S. Gilbert, 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 9th day of September, 1996, the reference having been made in Minute Book 110, and recorded in full in Resolution Book 34, Page(s) 289-290.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of September, 1996.

Nancy S. Gilbert, Deputy City Clerk