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 25th day of February, 2008 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Pages (164-165).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Brenda R. Freeze, CMC, City Clerk
TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

<table>
<thead>
<tr>
<th>NAME</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>PICC LLC</td>
<td>$ 4,952.88</td>
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<tr>
<td>GENERAL ELECTRIC CAPITAL CORP</td>
<td>248.77</td>
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<tr>
<td>CHARLOTTE HOUSING AUTHORITY</td>
<td>58,914.00</td>
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<td>MADDOCK DIANNE</td>
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<tr>
<td>JOHNSON MELANIE</td>
<td>31.18</td>
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<tr>
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<td>4.20</td>
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<td>SHIN SOOL HA</td>
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<td>STRATE DEBORAH R</td>
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**TOTAL**                              **$ 64,572.37**
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
CONCERNING PROCUREMENT OF PROFESSIONAL SERVICES FOR FREEDOM DRIVE - STEWART CREEK PARKWAY

WHEREAS, the 1987 General Assembly enacted House Bill 277 (Ch. 102), which establishes a general public policy that procurement of engineering and architectural services for state and local construction projects should normally be based upon a merit selection process, with later negotiation on the fee rather than through a competitive bidding process based primarily on the fee; and

WHEREAS, the act allows a governing body to deviate from the general public policy and use estimated costs as a factor in the selection process, if the particular project is exempted in the sole discretion of the local governing body, the decision to exempt a particular project is "in the sole discretion" of the governing body, but the act does require that the governing body state the reasons and the circumstances for the exemption; and

WHEREAS, the City Council of the City of Charlotte has determined that it is desirable and in the best interests of the City of Charlotte to exempt Freedom Drive - Stewart Creek Parkway from the requirements of the act.

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

(1) For the following reasons, the City Council of the City of Charlotte hereby finds that the Freedom Drive - Stewart Creek Parkway project shall be exempt from the general public policy requirements concerning the selection of architectural, engineering, and construction management services:

The statute allows the local government board to exempt projects at their sole discretion.

North Carolina Department of Transportation (NCDOT) selected Kimley-Horn and Associates, Inc. (KHA) to provide engineering design services for the Freedom Drive/Thrift Road intersection, a NCDOT Moving Ahead project.

Portions of the original planning and design work done by KHA for Freedom Drive/Thrift Road intersection can be utilized for the Freedom Drive-Stewart Creek Parkway project.

By using KHA, the original design firm, the City will save time on the engineering fees.

The exemption will not result in higher costs for professional services on the project.

CERTIFICATION

I, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Page 166.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Brenda R. Freeze, CMC, City Clerk
ACTION A

EXTRACT FROM THE MINUTES OF A regular MEETING OF THE Charlotte City Council
HELD ON February 25, 2008
The following resolution was introduced by Mitchell
seconded by Burgess, read in full, considered and adopted.


BE IT RESOLVED, by the CITY COUNCIL of THE CITY OF CHARLOTTE, NORTH CAROLINA

SECTION 1. That said City Council hereby authorizes, adopts, approves, accepts and ratifies the execution of a Grant Agreement with the DEPARTMENT OF HOMELAND SECURITY TRANSPORTATION SECURITY ADMINISTRATION and the City of Charlotte, North Carolina

SECTION 2. That the Execution of said Grant Agreement in triplicate on behalf of said City Council by T. J. Orr, Aviation Director and the impression of the official seal of the City of Charlotte and the attestation by Brenda Freeze; City Clerk is hereby authorized, adopted, approved, accepted and ratified.

SECTION 3. That the Aviation Director is hereby authorized to execute payment requests under these Grant Agreements on behalf of said City of Charlotte.
CERTIFICATION

I, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Pages (167-168).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Brenda R. Freeze, CMC, City Clerk
RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-31
WILEY PROPERTY

WHEREAS, a petition requesting annexation of the area described herein has
been received; and

WHEREAS, certification by the City Clerk as to the sufficiency of the petition has
been made;

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

Section I. A public hearing on the question of annexation of the area
described herein will be held in the Meeting Chamber of the Charlotte-Mecklenburg
Government Center, 600 E. Fourth Street, Charlotte, N.C. at 7:00 p.m. on March 24,
2008.

Section 2. The area proposed for annexation is described as follows:

LEGAL DESCRIPTION

Being a portion of the tract of land located in the City of Charlotte, Mecklenburg County,
North Carolina and recorded in map book 49, page 243 in the Mecklenburg County
Register of Deeds and being more particularly described as follows:

Commencing at an iron pin found on the easterly margin of Caldwell road and along the
common line of Stafford Caldwell, LLC. Deed Book 21162 at Page 783 and Jack E.
Wiley, Deed Book 3929 at Page 945 as recorded in the Mecklenburg County Register of
Deeds, thence S.74°37'35"E., a distance of 163.19 feet to an iron pin set, the POINT
OF BEGINNING; thence continuing easterly along said line, a distance of 330.07 feet to
an iron pin found; thence S.74°37'59"E., a distance of 321.88 feet to an iron pin found;
thence leaving said line S.29°39'02'W., a distance of 121.63 feet to an iron pin found;
thence S.29°39'02'W., a distance of 52.59 feet to an iron pin found; thence
S.29°39'02'W., a distance of 119.37 feet to an iron pin found; thence
S.29°39'02'W., a distance of 336.99 feet to an iron pin found; thence leaving said line N.60°24'50"W., a distance of 360.34 feet to an iron pin set; thence N.31°11'15"E., a distance of 209.92
feet to an iron pin set; thence N.50°57'01"W., a distance of 248.57 feet to an iron pin
set; thence N.13°49'17"W, a distance of 53.90' to an iron pin set; thence N.31°50'31"E.,
a distance of 224.00 feet to the point of beginning, containing 291,189 square feet or
6.68 acres, more or less, as shown as Tract 2 on an unrecorded map by McKim &
Creed titled "Recombination Plat of Jack Wiley Property", dated 1-15-2008 and
supercedes the map recorded as Map Book 49, Page 243 in the Mecklenburg County
Register of Deeds.

End of description.
CERTIFICATION

I, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Pages (169-171).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Brenda R. Freeze, CMC, City Clerk
RESOLUTION ADOPTING AN INTERLOCAL AGREEMENT BETWEEN THE CFIY OF CHARLOTTE AND UNION COUNTY FOR ACCESS TO AND SERVICE OF THE RADIO SYSTEM

WHEREAS, North Carolina General Statute §160A-461, “Interlocal cooperation authorized” and North Carolina General Statute §153A-445 authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

WHEREAS, the City of Charlotte and Union County wish to enter into an Interlocal Agreement by which the City of Charlotte and Union County address the operation, funding, and future development of the Radio System by consolidating the operation and management of the Radio System under the City of Charlotte to ensure that public safety agencies of both units of local government have the communications infrastructure and regional integration to respond in a coordinated manner to local and regional emergencies.

NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Council that the City of Charlotte proceed with the signing of the Interlocal Agreement between the City of Charlotte and Union County for Access to and Service of the Radio System.

Adopted this 25th day of February 2008.

CERTIFICATION

I, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Page 172.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Brenda R. Freeze, CMC, City Clerk
RESOLUTION ADOPTING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF CHARLOTTE AND THE CITY OF GASTONIA FOR ACCESS TO AND SERVICE OF THE RADIO SYSTEM

WHEREAS, North Carolina General Statute §160A-461, “Interlocal cooperation authorized”, authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government, and

WHEREAS, the City of Charlotte and the City of Gastonia wish to enter into an Interlocal Agreement by which the City of Charlotte and the City of Gastonia address the operation, funding, and future development of the Radio System by consolidating the operation and management of the Radio System under the City of Charlotte to ensure that public safety agencies of both units of local government have the communications infrastructure and regional integration to respond in a coordinated manner to local and regional emergencies.

NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Council that the City of Charlotte proceed with the signing of the Interlocal Agreement between the City of Charlotte and the City of Gastonia for Access to and Service of the Radio System.

Adopted this 25th day of February 2008.

CERTIFICATION

I, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Page 173.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Brenda R. Freeze, CMC, 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 2005 ANNEXATION STEELE CREEK NORTH WITHERS
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 2005 ANNEXATION STEELE CREEK NORTH WITHERS ROAD PROJECT
and estimated to be approximately 5,317 square feet (.122 acre) of utility easement and 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. 199-531-01, said property currently owned by SIEMENS REAL
ESTATE, INC., DUKE POWER COMPANY, Lessee; WESTINGHOUSE ELECTRIC CORPORATION,
Lessee, and Any Other Parties in Interest, 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, Brenda R. Freeze, 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 25th day
of February, 2008, the reference having been made in Minute Book 125, and recorded in full
in Resolution Book 41, Page 174.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the
27th day of February, 2008.

Brenda R. Freeze, CMC, City Clerk
February 25, 2008
Resolution Book 41, Page 175

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 ALBEMARLE/HARRIS INTERCHANGE (A/K/A LAWYERS ROAD EXTENSION) 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 ALBEMARLE/HARRIS INTERCHANGE (A/K/A LAWYERS ROAD EXTENSION) PROJECT and estimated to be approximately 658.41 square feet (.015 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. 109-171-15, said property currently owned by JOHN K. MOORE and wife, PATRICIA B. MOORE, and Any Other Parties in Interest, 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, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Page 175.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

[Signature]
Brenda R. Freeze, CMC, 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 NEW FACILITY FOR WASTEWATER COLLECTION
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 NEW FACILITY FOR WASTEWATER COLLECTION PROJECT and
estimated to be approximately 21,867.12 square feet (.502 acre) of fee-simple area and any additional
property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 145-302-04, said property currently owned by THE CHARLOTTE OBSERVER PUBLISHING COMPANY, and Any Other Parties in Interest, 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, Brenda R. Freeze, 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 25th day
of February, 2008, the reference having been made in Minute Book 125, and recorded in full
in Resolution Book 41, Page 176.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the
27th day of February, 2008.

[Signature]

Brenda R. Freeze, CMC, City Clerk
RESOLUTION CLOSING A RESIDUAL PORTION OF RIGHT-OF-WAY LOCATED AT THE CORNER OF ELMHURST ROAD AND KIRKPATRICK ROAD 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 a residual portion of right-of-way located at the corner of Elmhurst Road and Kirkpatrick Road which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a residual portion of right-of-way located at the corner of Elmhurst Road and Kirkpatrick Road 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 public hearing was held on the 25th day of February, 2008 and City Council determined that the closing of a residual portion of right-of-way located at the corner of Elmhurst Road and Kirkpatrick Road 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 February 25, 2008, that the Council hereby orders the closing of a residual portion of right-of-way located at the corner of Elmhurst Road and Kirkpatrick Road 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 document marked “Exhibit B”, both 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, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Pages (177-179).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Drawn By: City of Charlotte
Return to: City of Charlotte-Box 227

Brenda R. Freeze, CMC, City
NOTES:
NO PORTION OF THIS PROPERTY LIES IN A FLOOD PROTECTION AREA.
COMMUNITY PANEL 37190C 006E EFFECTIVE FEB 4, 2004

DATE OF SURVEY: 01-11-07 and 11-7-07
THIS SURVEY WAS PREPARED WITHOUT THE USE OF A TITLE REPORT.
TOTAL AREA SURVEYED IS 713 SQUARE FEET.
ABANDONED AREA TO BE ADDED TO TAX PARCEL 14708178
ORIENTED TO NC ORP BASED ON SEDGEFIELD ELEMENTARY SCHOOL SITE
SURVEY PERFORMED BY PHARR & ASSOCIATES.
NO MONUMENT WITHIN 2000 FEET.

State of North Carolina
County of Mecklenburg
I, the Review Officer for Mecklenburg County, certify that the map or plot to which this certification is affixed meets all statutory requirements for recording.

DATE OF SURVEY: 07-11-07 and 11-7-07
THIS SURVEY WAS PREPARED FOR THE USE OR A TITLE REPORT.
TOTAL AREA SURVEYED IS 713 SQUARE FEET.

TAX PARCEL 14708153
MECKLENBURG COUNTY
(SEDGEFIELD PARK)
DB 9276 PG 457

TAX PARCEL 14708154
ELMHURST APARTMENTS, LLC
DB 19236 PG 240

TAX PARCEL 14708178
CHARLOTTE MECKLENBURG BOARD OF EDUCATION
DB 1089 PG 119

1. Michael S. Miller, N.C. P.L.S., certify that this plot
was prepared on actual field survey under
my supervision and the ratio of precision is 1:10,000.
This plot is not prepared in accordance with GS 47-30
as amended.

Michael S. Miller, N.C. P.L.S.

BAR SCALE: 1"=100'
EXHIBIT B

Right of Way to be abandoned

Being a portion of the right of way of Elmhurst Road, Lying in the City of Charlotte, Mecklenburg County, North Carolina, and being more particularly described as follows:

Beginning at an iron pin on the southern right of way of Elmhurst Road and being the southeastern corner of the Elmhurst Apartments, LLC property as described in deed book 19738 page 240 of the Mecklenburg County Public Registry said point also being the on the northern line of the Charlotte Mecklenburg Board of Education property described in deed book 1699 page 119 of the Mecklenburg County Public Registry, thence with a new line within the Elmhurst Road right of way five (5) courses as follows; 1.) N 59-08-11 E 7.63 feet to a new iron pin, 2.) S 48-49-28 E 8.11 feet to a new iron pin, 3.) N 66-03-40 E 30.66 feet to a new iron pin, 4.) N 15-30-34 W 8.35 feet to a new iron pin, 5.) N 73-38-35 E 18.69 feet to a new iron pin on the northern line of the aforementioned Board of Education property, thence with said property two (2) calls as follows; 1.) S 31-42-29 W 50.53 feet to an iron pin set, 2.) N 57-57-53 W 35.17 feet to the Point and Place of Beginning, containing 713 square feet of land more or less, all as shown on a map titled Road R/W Abandonment Plat Elmhurst Road and Kirkpatrick Road, prepared by ESP Associates, PA and dated July 09 2007, and revised 11-08-07. (Job No. VF59.800).
Please retain yellow trailer page

It is part of the recorded document, and must be submitted with original for re-recording and/or cancellation.

Filed For Registration: 04/24/2008 02:20 PM
Book: RE 23670 Page: 403-406
Document No.: 2008071953
RESOL 4 PGS $18.00
NS: $25.00
Recorder: KAMIL COOPER

A NS (non standard) fee is in accordance with NC G.S. 161-10 (e) (18b)
RESOLUTION CLOSING QUAIL WOOD DRIVE 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 Quail Wood Drive which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close Quail Wood Drive 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 public hearing was held on the 25th day of February, 2008 and City Council determined that the closing of Quail Wood Drive 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 February 25, 2008, that the Council hereby orders the closing of Quail Wood Drive 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 document marked "Exhibit B", both 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, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Pages (180-183).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Drawn By: City of Charlotte
Return to: City of Charlotte-Box 227

Brenda R. Freeze, CMC, City Clerk
This is to certify that on the 11th day of July, 2007, an actual survey was done under my supervision of the property shown herein. This map is not intended to meet GS 47-50 regarding requirements revised 5/31/07 (City and Faison's Comments).

GPA PROFESSIONAL LAND SURVEYORS OF NC
JAMES AMTHI THOMAS, N.C. PLS. L-4330
605 PHILLIP DAVIS DRIVE SUITE 3
CHARLOTTE, N.C. 28217
PHONE (704) 335-8650
FAX (704) 335-8655

Signed

FAISON - HOLLOW, LLC.
TAX#209-171-05
DB.20799 PG.874-880

Legend
EP = Existing P.O.S.
EDW = Existing concrete monument
R/W = Right of Way
C/O = Closure exceeds 1 inch in 10,000+
P.P. = Property pole
--- = Vixen property line by deed or plat

Drawn By: City of Charlotte
Return to: City of Charlotte-Box

EXHIBIT "A"
R/W ABANDONMENT MAP
OF
0.202 ACRES OF QUAIL WOOD DRIVE PUBLIC R/W, CHARLOTTE NC
Sharon Township, Mecklenburg County, NC

PREPARED FOR: FAISON-HOLLOW, LLC.
DEED RECORDED IN BOOK: 20799 PAGE: 874-880 TAX#: 209-171-05
DRAWN BY: JEC

FAISON - HOLLOW, LLC.
TAX#209-171-05
DB.20799 PG.874-880

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LEGAL DESCRIPTION ABANDONMENT PROPERTY

Lying and being in Mecklenburg County, North Carolina and being more particularly described as follows:

Commencing at an iron found in the northwest margin of the right of way of Carmel Road (60’ public right of way), said iron being the southeastern corner of Lot 1 of RockBridge Map A, Block 1 as shown on map recorded in Map Book 15 at Page 561 in the Mecklenburg County Registry; thence S.40°51’49"W, a distance of 326.05’ feet to an existing Concrete Monument; thence S.49°08’02"E., a distance of 5.00 feet to a set iron pin, said iron being the POINT OF BEGINNING; thence with said new right of way of said Carmel Road S.40°52’09"W., a distance of 93.74 feet to a set iron pin; thence leaving said right of way N.48°08’02"W., a distance of 94.95 feet to an iron pin; thence N.40°51’13"E., a distance of 92.00 feet to an iron pin; thence S.49°08’02"E., a distance of 94.99 feet to the POINT OF BEGINNING. Containing 8,816 square feet or 0.202 acres.

LEGAL DESCRIPTION 5’ RIGHT OF WAY DEDICATION TO CITY OF CHARLOTTE

Lying and being in Mecklenburg County, North Carolina and being more particularly described as follows:

Commencing at an iron found in the northwest margin of the right of way of Carmel Road (60’ public right of way), said iron being the southeastern corner of Lot 1 of RockBridge Map A, Block 1 as shown on map recorded in Map Book 15 at Page 561 in the Mecklenburg County Registry; thence S.40°51’49"W, a distance of 326.05’ feet to an existing Concrete Monument, said monument being the POINT OF BEGINNING; thence with the existing right of way of said Carmel Road S.40°52’09"W., a distance of 93.74 feet to a set iron pin; thence leaving said right of way N.48°08’02"W., a distance of 94.95 feet to an iron pin; thence N.40°51’13"E., a distance of 92.00 feet to an iron pin; thence S.49°08’02"E., a distance of 94.99 feet to the POINT OF BEGINNING. Containing 469 square feet or 0.011 acres.

Drawn By: City of Charlotte
Return to: City of Charlotte-Box
Exhibit A is made a part of the Easement ("Easement") executed by Faison-Quail Valley LLC, a North Carolina limited liability company ("Grantor"), for the benefit of Duke Energy Corporation, ("Grantee"). To the extent any of the terms set forth on this Exhibit A are inconsistent with the Easement, then this Exhibit A shall control. The following terms and conditions are incorporated therein:

1. If any portion of the facilities installed by Grantee are located less than 10 feet from any building or other vertical structure located on the Property, then the easement granted herein shall specifically exclude any area located beneath any such building or structure.

2. Grantee shall repair or replace any property damaged by it or its employees, agents or contractors, including: (i) any improvements, including paved, concrete, landscaped or grassed areas disturbed outside of the easement areas and (ii) any paved, concrete, landscaped or grassed areas it disturbs within the easement areas during the exercise of its rights under this Easement.

3. Grantor may construct paved roads, landscaping, sidewalks and other similar horizontal improvements as well as small landscaping walls, fencing and entrance monumentation within the easement areas which do not unreasonably interfere with Grantee's exercise of its rights under this Easement. Grantee shall have no right to clear, trim, top, retop or cut any tree or bush outside the easement area, or remove any other improvement permitted thereon without the prior written consent of Grantor which shall not be unreasonably withheld or denied. In addition, Grantee shall limit its tree trimming, topping, and cutting to the minimum amount reasonably necessary to protect Grantee's facilities.

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Return to: City of Charlotte-Box

CLT 895445v1
It is part of the recorded document, and must be submitted with original for re-recording and/or cancellation.

Filed For Registration: 04/24/2008 02:20 PM
Book: RE 23670 Page: 398-402
Document No.: 2008071952
NS: $25.00
Recorder: KAMIL COOPER

A NS (non standard) fee is in accordance with NC G.S. 161-10 (a) (18b)
RESOLUTION CLOSING A RESIDUAL PORTION OF HEFLIN 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 a residual portion of Hefflin 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 a residual portion of Hefflin 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 public hearing was held on the 25th day of February, 2008 and City Council determined that the closing of a residual portion of Hefflin 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 February 25, 2008, that the Council hereby orders the closing of a residual portion of Hefflin 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 document marked "Exhibit B", both of which are attached hereto and made a part hereof. This action shall be effective on the date that the petitioner obtains/records the rights-of-way for the new street connections and construction is completed. This abandonment approval shall be void if the new street connections are not accepted by the City within 2 years.

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, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Pages (184-186).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February, 2008.

Brenda R. Freeze, CMC, City Clerk

Drawn By: City of Charlotte
Return to: City of Charlotte-Box 227
EXHIBIT B

STREET ABANDONMENT AREA
HEFLIN STREET
Tax Code 157-012-29

DESCRIPTION OF STREET ABANDONMENT

Commencing from a ½" pipe in the southeasterly corner as described in Deed Book 21510 Page 985, said pipe being located South 33° 48' 06" West 199.88 feet from the Northeast corner of referenced deed and JRA Property & Land Management LLC property recorded in Deed Book 20195 Page 157; and thence running with the City of Charlotte property North 60° 15' 15" West 127.60 feet to a #5 Rebar Set with cap and true Beginning Point; thence with new right-of-way line of Heflin Street North 35° 13' 08" East 91.90 feet to a #5 Rebar Set with cap; thence with the existing right-of-way for Heflin Street in an arc to the right with a radius of 47.00 feet and a length of 127.75 feet to the Point of Beginning, as shown on the attached map prepared by the City of Charlotte, Engineering and Property Management Department entitled “Grier Heights Connectivity” the property of City of Charlotte dated May 21, 2007 and containing 2,548 square feet.

Drawn By: City of Charlotte
Return to: City of Charlotte-Box
PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording and/or cancellation.

Filed For Registration: 04/24/2008 02:20 PM
Book: RE 23670 Page: 394-397
Document No.: 2008071951
RESOL 4 PGS $18.00
NS: $25.00
Recorder: KAMIL COOPER

A NS (non standard) fee is in accordance with NC G.S. 161-10 (a) (18b)
February 25, 2008
Resolution Book 41, Page 186a

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 GRIER SUBDIVISION SANITARY SEWER-PH. I 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 GRIER SUBDIVISION SANITARY SEWER-PH. I PROJECT and estimated to be approximately 41,728 square feet (1.027 acre) of sanitary sewer easement and 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. 015-071-08, said property currently owned by WILLIAM W. WATERS and spouse, if any, and Any Other Parties in Interest, 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, Brenda R. Freeze, 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 25th day of February, 2008, the reference having been made in Minute Book 125, and recorded in full in Resolution Book 41, Page 186a.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2008.

Brenda R. Freeze, CMC, City Clerk