

January 5, 1976

Resolutions Book 11 - Page 251

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO LAWRENCE ORR AND WIFE, ANNIE LEE ORR, LOCATED AT 4715 NORTH SHARON AMITY ROAD IN THE CITY OF CHARLOTTE FOR THE SHARON AMITY ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Lawrence Orr and wife, Annie Lee Orr, located at 4715 North Sharon Amity Road in the City of Charlotte, Mecklenburg County, for right of way purposes and a temporary construction easement in connection with the Sharon Amity Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price.

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, as amended, and the authority granted in N. C. G. S. 160A-241, condemnation proceedings are hereby authorized to be instituted against the property of Lawrence Orr and wife, Annie Lee Orr, located at 4715 North Sharon Amity Road in the City of Charlotte, Mecklenburg County. It has been determined by the City Council that it is not feasible to cut off a portion of the structure on this property without destroying the whole; therefore, this acquisition shall include all right, title and interest in the entire structure on the property affected together with the right to enter upon the surrounding land for the purpose of removing said structure pursuant to the authority vested in the plaintiff under the provisions of N. C. G. S. 160A-242, and 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 \$4,880.00, 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. Halabel 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 5th day of January, 1976, the reference having been made in Minute Book 62, page , and recorded in full in Resolutions Book 11, page 251.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of January, 1976.

Ruth Armstrong
Ruth Armstrong, City Clerk