RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a residual portion of Belle Terre Avenue in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, Project Innovations/Belle Terre Village, LLC has filed a petition to close a residual portion of Belle Terre Avenue in the City of Charlotte; and

Whereas, the portion of right-of-way to be closed lies within the Plaza Mid-wood Community beginning from Belle Terre Avenue turning south continuing approximately 27 feet to its terminus as shown in the map marked “Exhibit A” and is more particularly described by metes and bounds in a document marked “Exhibit B” both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two 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 alley and

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of November 24, 2008 that it intends to close a residual portion of Belle Terre Avenue and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 12th day of January, 2009 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Page 714.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
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 24th day of November, 2008 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (715-716).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
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<td>COLONIAL REALTY</td>
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<td>$ 13,415.88</td>
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November 24, 2008
Resolution Book 41, Page 716
TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)
A RESOLUTION AUTHORIZING THE REFUND OF CERTAIN BUSINESS PRIVILEGE LICENSES

Reference is made to the schedule of "Business Privilege License 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 24th day of November 2008 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (717-718).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
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RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON November 24, 2008

A motion was made by Lassiter and seconded by Kinsey for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the Municipality will reimburse NCDOT for the relocation and adjustment of water and sewer lines along Dixie River Road, and,

WHEREAS, the Utility Department has programmed funding for said Water and Sewer Construction under Project 41223; and,

WHEREAS, under the proposed Agreement and subject to the Agreement provisions, the Municipality shall reimburse the Department for actual construction costs at the conclusion of the project.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Agreement between the North Carolina Department of Transportation and the City of Charlotte Department of Transportation, is hereby formally approved by the City Council of the City of Charlotte and the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Page 719.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
AUTHORIZING THE EXCHANGE OF LAND RIGHTS AT STAFFORD DRIVE AND
REED BOULEVARD WITH MATLOCK FAMILY TRUST

WHEREAS, The City of Charlotte recently realigned Stafford Drive with Harlee Avenue to reduce the number of intersections on Wilkinson Boulevard; and

WHEREAS, Stafford Drive shifted approximately 200 feet to the west. During construction, new curb, gutter and sidewalk were built on 1,296 square feet of the Matlock Family Trust property; and

WHEREAS, the appraised value of the portion of the Matlock Family Trust land having Mecklenburg County tax parcel identification number 06126206 to be purchased by the City of Charlotte, along with roadway expenses owed to the Matlock Family Trust is valued at $5,350.00; and

WHEREAS, the realignment of Stafford Drive resulted in the creation of 3,320 square feet of surplus City-own property that is adjacent to the relocated Stafford Drive and adjoins the Matlock Family Trust property; and

WHEREAS, the Matlock Family Trust wishes to purchase the City of Charlotte's surplus property at its appraised value of $3,000.00; and

WHEREAS, the $5,350.00 owed to Matlock Family Trust by the City of Charlotte will be reduced by $3,000.00, as a result of the land exchange. The net settlement of $2,350.00 will be paid by the City of Charlotte to the Matlock Family Trust; and

WHEREAS, North Carolina General Statute §160A-271 authorizes the City to make such an exchange if authorized by the City Council by a resolution adopted at a regular meeting of the board upon at least 10 days' public notice; and

WHEREAS, the City has given the required public notice, and the Council is convened in a regular meeting;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHARLOTTE RESOLVES THAT:

1. The exchange of properties described above is authorized.
2. The appropriate City officials are directed to execute the appropriate instruments necessary to carry out the exchange.

ADOPTED this 24th day of November, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (720-721).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
RESOLUTION CLOSING PLYMOUTH 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 Plymouth Street which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Plymouth 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 petitioner will provide an access easement to City of Charlotte, Charlotte Mecklenburg Utilities, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 24th day of November, 2008 and City Council determined that the closing of Plymouth 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 Nov 24, 2008 that the Council hereby orders the closing of Plymouth 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.

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (722-724).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 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 1ST DAY OF NOVEMBER, 2007 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE 1050 (21NCAC 5F) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED OR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

SIGNED

CERTIFY THAT ON THE 24TH DAY OF NOVEMBER, 2007 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE 1050 (21NCAC 5F) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED OR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

FLOOD CERTIFICATION

THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 24, 2004.

COMMUNITY PANEL NO: 3701580205 (ZONE "A")

OWNER OF ALL ADJACENT PROPERTIES:
RALPH O. JOHNSON, JR. AND MARIAM W. JOHNSON
P.O. BOX 240988
CHARLOTTE, NC 28224-0988

LEGEND:

M. D. EMISSIONS MONITOR
EX. EXISTING CONCRETE MONUMENT
Nb. EXISTING CONCRETE MONUMENT
Ex. EXISTING PIPE
Ex. EXISTING RAIL MOVEMENT
Ex. EXISTING HAIL
M. D. EXISTING HAIL
K. C. G. L. NORTH CAROLINA GEOD, SURVEY
N. M. N. K. M. N. N.W.
T. R.
R. B. PHARR AND ASSOCIATES, P.A.
SURVEYING AND MAPPING
460 HAMPSON LANE, CHARLOTTE, NC 28216

EXHIBIT A

RIGHT-OF-WAY ABANDONMENT EXHIBIT OF:
PLYMOUTH STREET
RE: RALPH O. JR. AND MARIAM W. JOHNSON PROPERTY
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.

DEED REFERENCES:
2275.3-287, 7960-676, 71580-150, 4327-481, AND 3724-147
TAX PARCELS: 169-062-12, 28, 18, 07, 10

June 3, 2008
3701580205
734522/747275

Return to: City of Charlotte-Box

December 12, 2007

I. Linda B. Pasquant, Review Officer

PHARR, ATKINSON, EDELMAN, ARMSTRONG & MCNUTT, LLP
315 S. BROAD ST., CHARLOTTE, N.C. 28202
PHONE: 704.334.8500
FAX: 704.334.8525

CERTIFIED BY:

LINDA B. PASQUANT
REVIEW OFFICER

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

Plymouth Street

That certain parcel of land lying and being in the City of Charlotte; Mecklenburg County
North Carolina, and being more particularly described as follows:

COMMENCING at a new iron rod located in the southerly right of way of Roundtree
Road a variable width public right of way; thence with the right-of-way of said Roundtree
Road for the following two (2) courses and distances: 1) S 06° 46’ 13” E a distance of
21.73 feet to a new iron rod, said point being the TRUE POINT OF BEGINNING; 2)
with the arc of a circular curve turning to the left having a radius of 388.00 feet, an arc
length of 33.38 feet (chord: S 87° 22’ 13” E 33.37 feet) to a new iron rod, said point
being in the westerly line of the Ralph O. Johnson Jr and Miriam W. Johnson property as
described in deed book 3214, page 147, Mecklenburg County registry; thence with said
Ralph O. Johnson Jr and Miriam W. Johnson property for the following two (2) courses
and distances: 1) with the arc of a circular curve turning to the left having a radius of
17.00 feet, an arc length of 5.65 feet (chord: S 02° 44’ 35” W 5.62 feet) to a new iron rod;
2) S 06° 46’ 13” E a total distance of 355.71 feet to the northerly line of the property of
Ralph O. Johnson Jr. and Miriam W. Johnson as recorded in Deed Book 7680, Page 150
in the Mecklenburg County Public Registry; thence with the northerly line of said
property S 81° 01’ 05” W 32.01 feet to a point located on the southeast corner of the
property of Ralph O. Johnson Jr. and Miriam W. Johnson as recorded in Deed Book
7960, Page 678 in the Mecklenburg County Public Registry; thence with the easterly line
of said property N 06° 46’ 13” W a total distance of 367.94 feet to the POINT OF
BEGINNING;

Containing 11,659 SQ. FT. or 0.2677 Acre as shown on Exhibit “A” entitled “Right of
Way Abandonment Exhibit of: Plymouth Street” Dated June 3, 2008 (last revised
October 7, 2008) and bearing (Job# 73452).
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: 01/29/2009 08:22:35 AM
Book: RE 24405 Page: 115-118
Document No.: 2009010650
                RESOL 4 PGS $18.00
Recorder: LYVANH PHETSARATH

2009010650
RESOLUTION CLOSING A PORTION OF E. PALMER STREET, S. COLLEGE STREET AND A RESIDUAL PORTION OF E. CARSON BOULEVARD 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 portions of E. Palmer Street, S. College Street and a residual portion of E. Carson Boulevard which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close portions of E. Palmer Street, S. College Street and a residual portion of E. Carson Boulevard 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 6 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to the City of Charlotte, Charlotte Mecklenburg Utilities, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibits A1- A2 and A3.

WHEREAS, the public hearing was held on the 24th day of November, 2008 and City Council determined that the closing of the portions of E. Palmer Street, S. College Street and a residual portion of E. Carson Boulevard 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 Nov 24, 2008, that the Council hereby orders the closing of portions of E. Palmer Street, S. College Street and a residual portion of E. Carson Boulevard in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked “Exhibit A1- A2 and A3” and is more particularly described by metes and bounds in documents marked “Exhibit B1- B2 and B3”, all of which are attached hereto and made a part hereof. This action shall be effective on the date that the developer/petitioner obtains an approved plan from the Charlotte-Mecklenburg Planning Commission, the right-of-way for the realignment portion of E. Carson Boulevard is conveyed/recorded and the road is constructed/taken over by the City for maintenance. This abandonment approval shall be void if the above conditions are not met by November 24, 2010.

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (725-734).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, City Clerk

Drawn By: City of Charlotte
Return to: City of Charlotte-Box 22-7
THIS SURVEY IS CERTIFIED ONLY TO 1200 South Boulevard, LLC
STATE OF NORTH CAROLINA.
ANDREW G. ZOUTEWELLE, hereby
certify that this map or plat to which this certificate is
affixed meets all statutory requirements
for recording
Date
**Symbol Legend**

- ch. = chord
- LR = curve length & radius s.f.
- square feet (by coordinates)
- C.M.P. = corrugated metal pipe
- R.C.P. = reinforced concrete pipe
- M.B. = record map and deed references
- gray anchor
- power pole
- light pole
- pad transformer
- water valve
- fire hydrant
- storm catch basin
- storm yard inlet
- water meter
- gas valve
- iron pin found
- IPS = iron pin (1/2" rebar)
- R.C.P. = reinforced concrete pipe
- C.A.T.S. = Charlotte Area Transit System

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**Line Table**

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**Curve Table**

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<td>97.27'</td>
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**Notes**

1. East Carson Boulevard is shown on plat recorded in State Highway Map Book 1 Page 915.
2. Utilities shown hereon have been located based on CWUC Customer Service maps, markings provided by the North Carolina One-Call Utility Locating Service and field observations of surface structures. Additional utilities may exist. Contractors should contact the North Carolina Utility Locating Service at 1-800-632-4949 before any digging or excavation is begun.
3. Easement in favor of Charlotte Mecklenburg Utilities, AT&T, Duke Energy and all other owners of existing underground utilities and telecommunication facilities, upon, under, and across the entire property described above for access to and for the installation, maintenance, replacement, and repair of conduit, cable, wires, water lines and related equipment. This easement will be extinguished upon dedication of new easements along relocated facilities.
4. Iron pins (1/2" rebar) set at all new corners.

---

**ABANDONMENT SURVEY**

**East Carson Boulevard**

Charlotte, Mecklenburg County, N.C.

For 1200 SOUTH BOULEVARD, LLC

Scale: 1" = 50'

Andrew G. Zoutewelle, N.C. PLS L-3098
1418 East 5th Street
Charlotte, NC 28204
Telephone 704-372-9444 Fax 704-372-9555

Copyright 2008 Exhibit A-1 Sheet 2 of 2

L-3098

Linda B. Poissant, Review Officer of Mecklenburg County, certifies that the map or plat to which this certificate is affixed meets all statutory requirements.

Date: 12/2/08

Andrew G. Zoutewelle
Review Officer
EAST CARSON BOULEVARD ABANDONMENT

A tract or parcel of land lying and being in the City of Charlotte, Mecklenburg County, North Carolina and more particularly described as follows:

BEGINNING at a computed point at the intersection of the western right of way margin of South Boulevard (variable width public R/W) and the northern right of way margin of East Palmer Street (30' public R/W), the southeastern corner of 1200 South Boulevard, LLC property as described in deed recorded in Book 23542 Page 29 Mecklenburg County Registry, said point being located North 18 degrees 16 minutes 26 seconds East 37.89 feet from a computed point at the intersection of the western right of way margin of South Boulevard and the southern right of way margin of East Palmer Street; thence from said BEGINNING POINT, with the line of 1200 South Boulevard, LLC and the existing rights of way of South Boulevard and East Carson Boulevard (variable width public R/W) the following three (3) courses and distances: (1) North 33 degrees 30 minutes 14 seconds East 74.93 feet to a computed point; (2) North 39 degrees 48 minutes 09 seconds West, passing an iron pin found at 0.74 feet, a total distance of 254.68 feet to a computed point and (3) North 39 degrees 28 minutes 07 seconds West 14.81 feet to a computed point; thence with said new southern right of way margin the following four (4) courses and distances: (1) along the arc of a curve to the left having a radius of 840.00 feet, an arc length of 91.98 feet (chord South 47 degrees 19 minutes 08 seconds East 91.90') to a point; (2) South 51 degrees 26 minutes 10 seconds East 78.37 feet to a point; (3) along the arc of a curve to the right having a radius of 560.00 feet, an arc length of 97.39 feet (chord South 46 degrees 27 minutes 13 seconds East 97.27') to a point and (4) South 51 degrees 28 minutes 17 seconds East 16.58 feet to a point on the new western right of way margin of South Boulevard; thence with said new right of way margin, South 45 degrees 36 minutes 51 seconds West 118.40 feet to a point and North 36 degrees 30 minutes 43 seconds West 0.54 feet to the BEGINNING, containing 8,516 square feet, more or less.
THIS SURVEY IS CERTIFIED ONLY W. Vernon and Maggie Simpson:
STATE OF NORTH CAROLINA, Mecklenburg County
I, ANDREW G. ZOUTEWELLE, do hereby certify that this map was drawn
from an actual field survey performed under my supervision; that the
precision is 1:18,000; that the angular precision is less than 7.5
seconds per angle; that this map is not intended to meet US 47-30
recording requirements.

Andrew G. Zoutewelle, P.L.S. L-3098
8-21-2008

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ABANDONMENT SURVEY
East Carson Boulevard
CHARLOTTE, MECKLENBURG COUNTY, N.C.

W. Vernon & Maggie Simpson (owners)

Scale 1" = 60'  August 13, 2008
ANDREW G. ZOUTEWELLE N.C. PLS L-3098
1418 East 5th Street
Charlotte, NC 28204
Telephone 704-372-9444
Fax 704-372-9555

Copyright 2008

Scale: 1" = 60'
East Carson Boulevard

CHARLOTTE, MECKLENBURG COUNTY, N.C.

W. Vernon & Maggie Simpson (owners)

Scale 1" = 60'

ANDREW G. ZOUTEWELE
N.C. PLS L-3098

1418 East 5th Street
Charlotte, NC 28204

Telephone 704-372-9444
Fax 704-372-9555

ABANDONMENT SURVEY
Exhibit A-2
Sheet 2 of 2

Copyright 2008

NOTES

1. East Carson Boulevard is shown on plat recorded in State Highway Map Book 1 Page 916. See also deeds recorded in Book 1893 Page 144, Book 1847 Page 55 and Book 4363 Page 971.

2. Utilities shown hereon have been located based on CMUD Customer Service maps, markings provided by the North Carolina One-Call Utility Locating Service and field observations of surface structures. Additional utilities may exist. Contractors should contact the North Carolina Utility Locating Service at 1-800-632-4949 before any digging or excavation is begun.

3. Easement in favor of Charlotte Mecklenburg Utilities, AT&T, Duke Energy and all other owners of existing underground utilities and telecommunication facilities, upon, under, and across the entire property described above for access to and for the installation, maintenance, replacement, and repair of conduit, cable, wires, water lines and related equipment. This easement will be extinguished upon dedication of new easements along relocated facilities.

4. Iron pins (1/2" rebar) set at all new corners, unless otherwise noted.

CALL BEFORE YOU DIG
1-800-632-4949

Copyright 2008

I, Linda B. Poissant, Review Officer of Mecklenburg County, certify that the map of plat on which this certificate is affixed meets all statutory requirements.

Exhibit A-2
Sheet 2 of 2

ABANDONMENT SURVEY.

Exhibit A-2 Sheet 2 of 2

ABANDONMENT SURVEY
Exhibit A-2
Sheet 2 of 2
ABANDONMENT DESCRIPTION

A tract or parcel of land lying and being in the City of Charlotte, Mecklenburg County, North Carolina and more particularly described as follows:

BEGINNING at an iron pin set on the southeastern right of way margin of South Tryon Street (N.C. Hwy. 49), a 60' public right of way, a corner of W. Vernon Simpson and Maggie Simpson property as described in a deed recorded in Book 6312 Page 109, Mecklenburg County Registry, said iron pin standing North 42 degrees 00 minutes 43 seconds East 17.25 feet from an iron pipe found at the intersection of the southeastern right of way margin of South Tryon Street and the northeastern right of way margin of East Palmer Street (30' public R/W); thence from said point and place of BEGINNING, with the new right of way margin of South Tryon Street and East Carson Boulevard the following five (5) courses and distances; (1) North 42 degrees 00 minutes 43 seconds East 5.00 feet to a calculated point; (2) North 44 degrees 15 minutes 39 seconds East 20.05 feet to a calculated point; (3) along the arc of a curve to the right having a radius of 30.00 feet, an arc length of 31.99 feet (chord North 74 degrees 48 minutes 21 seconds East 30.49 feet) to a calculated point; (4) along the arc of a curve to the right having a radius of 54.00 feet, an arc length of 32.85 feet (chord South 57 degrees 13 minutes 11 seconds East 32.35 feet) to a calculated point, and (5) South 35 degrees 47 minutes 27 seconds East 262.06 feet to a calculated point; thence South 51 degrees 03 minutes 44 seconds West 60.34 feet to a calculated point in the line of W. Vernon Simpson and Maggie Simpson as described in deed recorded in Book 6312 Page 109; thence with the line of Simpson, North 18 degrees 44 minutes 54 seconds West 87.71 feet to an iron pin found in the southeastern margin of an unopened section of South College Street (30 foot public R/W); thence with said southeastern right of way margin, South 47 degrees 57 minutes 11 seconds West 48.44 feet to an iron pin set on the northeastern right of way margin of East Palmer Street (30' public R/W); thence with said margin of East Palmer Street, North 40 degrees 16 minutes 10 seconds West 30.92 feet to an iron pin found, a corner of W. Vernon Simpson and Maggie Simpson property as described in deed recorded in Book 6312 Page 109; thence with the line of Simpson and the northeastern right of way margin of South College Street, North 48 degrees 01 minutes 29 seconds East 60.98 feet to a calculated point; thence with the line of Simpson, North 39 degrees 27 minutes 40 seconds West 177.57 feet to a calculated point; thence along the arc of a curve to the left having a radius of 41.00 feet, an arc length of 70.35 feet (chord North 88 degrees 42 minutes 27 seconds West 62.03 feet) to the point and place of BEGINNING, containing 9,740 square feet, more or less.

Copyright 2008  L-3098
Exhibit B-2

East Carson Boulevard
CHARLOTTE, MECKLENBURG COUNTY, N.C.
W. Vernon & Maggie Simpson (owners)
Scale 1" = 60' August 13, 2008
ANDREW G. ZOUTEWELLE N.C. PLS L-3098
1418 East 5th Street Charlotte, NC 28204
Telephone 704-372-9444 Fax 704-372-9555

 Prepared by:

[Signature]

August 13, 2008

[Stamp]

[Stamp]

Copyright 2008
THIS SURVEY IS CERTIFIED ONLY TO 1200 South Boulevard, LLC
STATE OF NORTH CAROLINA, Mecklenburg County

I, ANDREW G. ZOUTEWELLE, hereby certify that this map was drawn
from an actual field survey performed under my supervision; that the
precision is 1:15,000; that the angular precision is less than 7.5
seconds per angle; that this map is not intended to meet GS 41-30
recording requirements.

Andrew G. Zoutewelle, P.L.S. L-3098
8-20-2008 Date

Railroad R/W limit (per MB 30-855,857)

City of Charlotte
D.B. 17345 Pg. 415

Railroad R/W limit (per MB 30-855,857)

Railroad R/W limit

Chesapeake & Ohio Railroad

Possible Rock Drain

200 South Boulevard, LLC
D.B. 23542 Pg. 34
Tax I.D. 12301506

Railroad R/W limit (per MB 30-855,857)

North Carolina

PROFESSIONAL SEAL

ANOREWG. ZOUTEWELLE N.C. PLS L-3098
1418 East 5th Street Charlotte, NC 28204
Telephone 704-372-9444 Fax 704-372-9555

Copyright 2008

Exhibit A-3
Sheet 1 of 2

South Boulevard
ABANDONMENT SURVEY
East Palmer Street
CHARLOTTE, MECKLENBURG COUNTY, N.C.
for 1200 SOUTH BOULEVARD, LLC

Scale 1" = 50'

April 21, 2008

ANDREW G. ZOUTEWELLE N.C. PLS L-3098
1418 East 5th Street Charlotte, NC 28204
Telephone 704-372-9444 Fax 704-372-9555

Copyright 2008

Exhibit A-3
Sheet 1 of 2

South Boulevard
ABANDONMENT SURVEY
East Palmer Street
CHARLOTTE, MECKLENBURG COUNTY, N.C.
for 1200 SOUTH BOULEVARD, LLC

Scale 1" = 50'

April 21, 2008

ANDREW G. ZOUTEWELLE N.C. PLS L-3098
1418 East 5th Street Charlotte, NC 28204
Telephone 704-372-9444 Fax 704-372-9555

Copyright 2008

Exhibit A-3
Sheet 1 of 2

South Boulevard
ABANDONMENT SURVEY
East Palmer Street
CHARLOTTE, MECKLENBURG COUNTY, N.C.
for 1200 SOUTH BOULEVARD, LLC

Scale 1" = 50'

April 21, 2008

ANDREW G. ZOUTEWELLE N.C. PLS L-3098
1418 East 5th Street Charlotte, NC 28204
Telephone 704-372-9444 Fax 704-372-9555

Copyright 2008

Exhibit A-3
Sheet 1 of 2
**NOTES**

1. East Palmer Street is shown on plat recorded in Map Book 23 Page 444.

2. Utilities shown hereon have been located based on CMUD Customer Service maps, markings provided by the North Carolina One-Call Utility Locating Service and field observations of surface structures. Additional utilities may exist. Contractors should contact the North Carolina Utility Locating Service at 1-800-632-4949 before any digging or excavation is begun.

3. Easement in favor of Charlotte Mecklenburg Utilities, AT&T, Duke Energy and all other owners of existing underground utilities and telecommunication facilities, upon, under, and across the entire property described above for access to and for the installation, maintenance, replacement, and repair of conduit, cable, wires, water lines and related equipment. This easement will be extinguished upon dedication of new easements along relocated facilities.

4. Iron pins (1/2" rebar) set at all new corners.

**LINE TABLE**

<table>
<thead>
<tr>
<th>NUMBER</th>
<th>DIRECTION</th>
<th>DISTANCE</th>
</tr>
</thead>
<tbody>
<tr>
<td>L1</td>
<td>N 50'34'17&quot; E</td>
<td>26.03'</td>
</tr>
<tr>
<td>L2</td>
<td>S 38'45'22&quot; E</td>
<td>14.79'</td>
</tr>
<tr>
<td>L3</td>
<td>S 38'28'52&quot; E</td>
<td>45.14'</td>
</tr>
</tbody>
</table>

---

**ABANDONMENT SURVEY**

_East Palmer Street_

CHARLOTTE, MECKLENBURG COUNTY, N.C.

_for 1200 SOUTH BOULEVARD, LLC_

Scale 1" = 50'  April 21, 2008

ANDREW G. ZOUTEWELLE  N.C. PLS L-3098

1418 East 5th Street  Charlotte, NC 28204

Telephone 704-372-9444  Fax 704-372-9555
EAST PALMER STREET ABANDONMENT

A tract or parcel of land lying and being in the City of Charlotte, Mecklenburg County, North Carolina and more particularly described as follows:

BEGINNING at a computed point at the intersection of the western right of way margin of South Boulevard (variable public R/W) and the southern right of way margin of East Palmer Street (30' public R/W), said point being located North 46 degrees 25 minutes 08 seconds East 243.52 feet from an iron pin found at the northeast corner of Skyway Drive Partnership property as described in deed recorded in Book 12258 Page 206 Mecklenburg County Registry, said point also being the northeastern corner of 1200 South Boulevard, LLC property as described in deed recorded in Book 23542 Page 24; thence from said BEGINNING POINT, with the southern right of way margin of East Palmer Street, North 36 degrees 04 minutes 13 seconds West, passing an iron pin found at 10.72 feet and a notch found at 282.22 feet, a total distance of 312.26 feet to a point 35 feet southeast of the centerline of old railroad tracks; thence a new line, North 50 degrees 34 minutes 17 seconds East 28.03 feet to a point in the northern R/W margin of East Palmer Street, a common corner of 1200 South Boulevard, LLC as described in deed recorded in Book 23542 Pages 34 and 38; thence with 1200 South Boulevard, LLC the following three courses and distances: (1) South 36 degrees 45 minutes 22 seconds East 14.79 feet to an iron pin found; (2) South 36 degrees 28 minutes 52 seconds East 45.14 feet to an iron pin found; and (3) South 36 degrees 30 minutes 43 seconds East, passing an iron pin found at 229.36 feet, a total distance of 231.91 feet to a computed point at the intersection of the existing western right of way margin of South Boulevard and the northern right of way margin of East Palmer Street; thence a new line, South 50 degrees 34 minutes 17 seconds East 18.01 feet to a computed point; thence South 46 degrees 25 minutes 08 seconds West 31.19 feet to the POINT AND PLACE OF BEGINNING, containing 9,248 square feet, more or less.
It is part of the recorded document, and must be submitted with original for re-recording and/or cancellation.
RESOLUTION CLOSING A RESIDUAL PORTION OF LANCASTER 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 Lancaster 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 Lancaster 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 petitioner will provide an access easement to City of Charlotte, Charlotte Mecklenburg Utilities, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 24th day of November, 2008 and City Council determined that the closing of a residual portion of Lancaster 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 November 24, 2008, that the Council hereby orders the closing of a residual portion of Lancaster 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.

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (735-737).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
Right of Way Abandonment Map

The purpose of this map is to abandon right of way only and is not intended to certify to the location and ownership of boundary title lines. This map is not intended to meet the requirements of N.C. Board Rule .1600 (21 NCAC 5:6) or N.C.G.S. 47-30.

EXHIBIT J-1

PURPOSE: OF THIS MAP IS TO ABANDON R/W ONLY AND IS NOT INTENDED TO MEET THE REQUIREMENTS OF N.C. BOARD RULE .1600 (21 NCAC 5:6) OR N.C.G.S. 47-30.

RIGHT OF WAY ABANDONMENT MAP

SOUTH END SILOS, LLC
P.O. Box 14701724
B.H. 21971, P.O. 584

NOTES:
TAX PARCELS AND DEED REFERENCES AS NOTED.
ZONING: TOD-M / I-2
R/W = RIGHT OF WAY
CC = CONTROL CORNER
EASEMENT IN FAVOR OF CHARLOTTE MECKLEMBURG UTILITIES AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES, UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES, WATER LINES AND RELATED EQUIPMENT.

THIS PROPERTY DOES NOT LIE WITHIN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON FIRM MAP 370158 01868, DATED FEBRUARY 4, 2004.

R/W ABANDONMENT MAP
A PORTION OF LANCASTER STREET
CITY OF CHARLOTTE, MECKLEMBURG COUNTY, N.C.
SCALE 1"= 40'
FOR THE BENEFIT OF SOUTH END SILOS, LLC
MAP REFERENCE IN BOOK PAGE
DEED REFERENCE IN BOOK SEE MAP PAGE
ACAD FILE W:\DRAWINGS\2592-5\doc\CONTROL-REV.dwg 2592-5

Of Mecklenburg County, certify that the map or plot to which this certificate is attched meets all statutory requirements.}

Reviewed by: City of Charlotte

Drawn By: City of Charlotte
Exhibit ‘B’ – R/W Abandonment Map
A Portion of Lancaster Street

BEGINNING at a computed point on the Northern right of way of Lancaster Street (30 foot right of way) and on the Southern boundary of the McLeod Addictive Disease Foundation, Inc. property (Bk. 19544, Pg. 388). The aforesaid computed point also being the Northwest corner of a previously closed portion of Lancaster Street (Bk. 6333, Pg. 23) and is located N 44-06-59 W 195.75 feet from an existing P.K. nail.

Thence, from said Point of Beginning S 45-54-00 W 30.00’ to a computed point on the Southern right of way of Lancaster Street and the Northeastern boundary of the South End Silos, LLC property (Bk. 21971, Pg. 23).

Thence, with the South End Silos, LLC property (Bk. 21971, Pg. 23); N 44-06-00 W 42.50’ to a computed point.

Thence, crossing the aforesaid Lancaster Street; N 45-54-00 E 30.00 feet to a computed point on the Northern right of way of Lancaster Street, the aforesaid Southern boundary of the McLeod Addictive Disease Foundation, Inc. property.

Thence, with the McLeod Addictive Disease Foundation, Inc. property S 44-06-00 E 42.50 feet to the POINT AND PLACE OF BEGINNING. Containing 0.030 acres (1,278 sq. ft.) more or less.

I, Linda B. Poissant, Review Officer Of Mecklenburg County, certify that the map or plat to which this certificate is affixed meets all statutory requirements for recording. 

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

[Signature]
Review Officer
12/3/08 Date
RESOLUTION CLOSING VICTORIA AVENUE AND TWO 10-FOOT ALLEYWAYS 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 Victoria Avenue and two 10-foot alleyways which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close Victoria Avenue and two 10-foot alleyways 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 petitioner will provide an access easement to Charlotte Mecklenburg utilities, Duke Energy, AT&T Telecommunications, Piedmont natural gas Company and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached maps marked Exhibits A-1, A-2, and A-3.

WHEREAS, the public hearing was held on the 24th day of November, 2008 and City Council determined that the closing of Victoria Avenue 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 November 24, 2008, that the Council hereby orders the closing of Victoria Avenue and two 10-foot alleyways in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked “Exhibit A-1, A-2, and A-3, and is more particularly described by metes and bounds in the documents marked “Exhibit B-1, B-2, and B-3” 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (738-745).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk

Drawn By: City of Charlotte
Return to: City of Charlotte-Box
Right of Way Abandonment Map

THE PURPOSE OF THIS MAP IS TO ABANDON RIGHT OF WAY ONLY AND IS NOT INTENDED TO CERTIFY TO THE LOCATION AND OWNERSHIP OF BOUNDARY/TITLE LINES. THIS MAP IS NOT INTENDED TO MEET THE REQUIREMENTS OF N.C. BOARD RULE .1600 (21 NCAC 5B) OR N.C.G.S. 47-30.

REVIEW OFFICER

A REVIEW OFFICER OF MECKLENBURG COUNTY CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS ATTACHED MEETS THE STATUTORY REQUIREMENTS FOR RECORDING. REVIEW OFFICER

REVISED: 6/11/08
TO RECONFIGURE EXHIBITS
REVISED: 9/17/08
TO ADD UTILITY NOTE

Johnson and Wales Way
Public Right of Way

Right of Way Abandonment Map

R/W ABANDONMENT MAP

A PORTION OF VICTORIA AVENUE

CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.

SCALE 1" = 40'

FOR THE BENEFIT OF VICTORIA LAND COMPANY, LLC

MAP REFERENCE IN BOOK PAGE 

DEED REFERENCE IN BOOK PAGE 

ACAD FILE: W:\DRAWS\3849-5\dav\closings.dwg

EAGLE ENGINEERING

2013 Van Buren Avenue
Indian Trail, NC 28079
(704) 882-4223
www.eagleline.net

NOTES:
- TAX PARCELS AND DEED REFERENCES AS NOTED.
- ZONING: UR-1, UR-2 & UR-3 (20)
- R/W = RIGHT OF WAY
- CC = CONTROL CORNER
- EASEMENT IN FAVOR OF CHARLOTTE MECKLENBURG UTILITIES, PHARMACIA CABLE, PEGNIT NATURAL GAS AND ALL OTHER OWNERS OF UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES, UPON UNDER, AND ACROSS THE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF SEWER, GAS, WATER LINES AND RELATED EQUIPMENT.

VICTORIA AVE CLOSING
TOTAL AREA = 9,156 sq.ft.

AREA OF R/W ABANDONMENT AND UTILITY EASEMENT

USERS OF THIS EXHIBIT ARE TO REFER TO EXHIBIT B-1 RECORDED HEREWITH.

REVISED, 5/11/08
TO RECONFIGURE EXHIBITS
REVISED, 9/17/08
TO ADD UTILITY NOTE
Right of Way Abandonment Map

THE PURPOSE OF THIS MAP IS TO ABANDON RIGHT OF WAY ONLY AND IS NOT INTENDED TO CERTIFY TO THE LOCATION AND OWNERSHIP OF BOUNDARY TITLE LINES. THIS MAP IS NOT INTENDED TO MEET THE REQUIREMENTS OF N.C. BOARD RULE 1600 (21 NCAC 56) OR N.C.G.S. 47-30.

REVIEW OFFICER

A REVIEW OFFICER OF MECKLENBURG COUNTY CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS THE STATUTORY REQUIREMENTS FOR RECORDING, REVIEW AND CERTIFICATION.

REVISED: 6/11/08 TO RECONFIGURE EXHIBITS

REVISED: 9/17/08 TO ADD UTILITY NOTE

VICTORIA AVENUE

WEST FOURTH STREET EXT.

PUBLIC RIGHT OF WAY

_UNNAMED ALLEY CLOSING

TOTAL AREA = 562 sq. ft.

USERS OF THIS EXHIBIT ARE TO REFER TO EXHIBIT B-2 RECORDED HEREWITHE 

SHARENO: DSS 190372455

A PORTION OF VICTORIA AVENUE and AN UNNAMED ALLEY

CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.

SCALE 1" = 40'

FOR THE BENEFIT OF VICTORIA LAND COMPANY, LLC

MAP REFERENCE IN BOOK PAGE

DEED REFERENCE IN BOOK SEE MAP PAGE

ACAD FILE: W:\DRAWINGS\3849-S\dw\closings.dwg

3849-S

REVISED: 6/11/08 TO RECONFIGURE EXHIBITS

REVISED: 9/17/08 TO ADD UTILITY NOTE

DRAWN BY: City of Charlotte

Return to City of Charlotte

SCALE 1" = 40'
of Mecklenburg County, certify that the map of plot to which this certificate is affixed meets all statutory requirements.

Right of Way Abandonment Map

THE PURPOSE OF THIS MAP IS TO ABANDON RIGHT OF WAY ONLY AND IS NOT INTENDED TO CERTIFY TO THE LOCATION AND OWNERSHIP OF BOUNDARY TITLE LINES. THIS MAP IS NOT INTENDED TO MEET THE REQUIREMENTS OF N.C. BOARD RULE 1600 (21 NCAC 5E) OR N.C.G.S. 47-30.

UTILITY OFFICER

A REVIEW OFFICER OF MECKLENBURG COUNTY CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IF APPLIED MEETS THE STATUTORY REQUIREMENTS FOR RECORDING REVIEW.

REVISED: 6/11/08 TO RECONFIGURE EXHIBITS

REVISED: 9/17/08 TO ADD UTILITY NOTE.

Notes:
- Tax Parcels and deed references as noted.
- Zoning: UR-1, UR-2 & UR-3(12)
- R/W = Right of Way
- CC = Control Corner
- EASEMENT IN FAVOR OF CHARLOTTE MECKLENBURG UTILITIES, TELEPHONE, BROADBAND CABLE, REFRIGERATION, AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATION FACILITIES, UPON ADEQUATE AND ACCESSIBLE EASEMENT DESIGNED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, RILLES, WATER LINES AND RELATED EQUIPMENT.

This property does not lie within a special flood hazard area as shown on firm map dated February 4, 2004.

An Unnamed Alley Adjoining West Fourth Street

City of Charlotte, Mecklenburg County, N.C.

Scale 1" = 50'

For the benefit of: Victoria Land Company, LLC

Map reference in book: Page

Deed reference in book: See map page

Acad file: M:\Drawings\3849-5\closing.dwg

EAGLE ENGINEERING

2013 Van Buren Avenue
Indian Trail, NC 28079
(704) 882-4222

www.eagleonline.net
BEGINNING at an existing ¾" iron rebar located on the northern right of way of West Fourth Street Extension, said iron rebar being located South 77-12-24 East 146.16 feet from an existing ¾" iron rebar; thence with a curve to the left with a chord bearing and distance of North 69-43-26 East 22.43 feet, an arc length of 23.81 feet and a radius of 20.00 feet to a nail set in a concrete sidewalk; thence North 34-36-20 East 145.82 feet to a nail in a concrete sidewalk; thence North 34-37-00 East 90.87 feet to a ½" existing iron rebar located on the western right of way of Johnson and Wales Way; thence with said right of way South 03-29-07 East 106.70 feet to a 3/8" existing iron rebar located on said right of way; thence leaving said right of way North 46-43-09 West 27.01 feet to an existing 1" iron pipe; thence South 34-29-57 West 125.49 feet to an existing ½" iron rebar; thence a curve to the left with a chord bearing and distance of South 21-17-03 East 33.08 feet, an arc length of 38.94 feet and a radius of 20.00 feet to an existing ½" iron rebar; thence North 76-56-35 West 85.25 feet to an existing ½" iron rebar, the point and place of BEGINNING and containing 9,168 sq. ft.
Right of Way Abandonment Map

THE PURPOSE OF THIS MAP IS TO ABANDON RIGHT OF WAY ONLY AND IS NOT INTENDED TO CERTIFY TO THE LOCATION AND OWNERSHIP OF BOUNDARY/TITLE LINES. THIS MAP IS NOT INTENDED TO MEET THE REQUIREMENTS OF N.C. BOARD RULE 1600 (21 NCAC 56) OR N.C.G.S. 47-30.

REVIEW OFFICER OF MECKLENBURG COUNTY CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS THE STATUTORY REQUIREMENTS FOR RECORDING. REVIEW OFFICER

REVISED: 6/11/08 TO RECONFIGURE EXHIBITS
REVISED: 9/17/08 TO ADD UTILITY NOTE.

Being a 10' alley adjoining the northern most section of Victoria Avenue, and BEGINNING at an existing ½" iron rebar located on the southeastern right of way of said section of Victoria Avenue, said iron rebar being located North 34-29-57 East from an existing ½" iron rebar and running thence with said right of way North 34-29-57 East 9.65 feet to an existing 5/8" iron rebar; thence South 55-25-14 East, passing an existing 1" pipe on line at 49.41 feet, a total distance of 58.02 feet to an existing 3/8" iron rebar; thence South 34-18-22 West 9.66 feet to an existing 3/8" iron rebar; thence North 55-25-14 West 58.05 feet to an existing ½" iron rebar, the point and place of BEGINNING and containing 562 sq. ft.

I, Linda B. Poissant, Review Officer Of Mecklenburg County, certify that the map or plat to which this certificate is affixed meets all statutory requirements for recording.

Review Officer

Date 12/8/08

USER OF THIS EXHIBIT ARE TO REFER TO EXHIBIT A-2 RECORDED HERewith

AN UNNAMED ALLEY ABUTTING VICTORIA AVENUE CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.

SCALE __

FOR THE BENEFIT OF VICTORIA LAND COMPANY, LLC

MAP REFERENCE IN BOOK _____ PAGE _____

DEED REFERENCE IN BOOK SEE MAP PAGE _____

EAGLE ENGINEERING

2013 Van Buren Avenue
Indiana Trail, NC 28079
(704) 882-2222
www.eagleonline.net

R/W ABANDONMENT MAP
Right of Way Abandonment Map

THE PURPOSE OF THIS MAP IS TO ABANDON RIGHT OF WAY ONLY AND IS NOT INTENDED TO CERTIFY TO THE LOCATION AND OWNERSHIP OF BOUNDARY/TITLE LINES. THIS MAP IS NOT INTENDED TO MEET THE REQUIREMENTS OF N.C. BOARD RULE .1600 (21 NCAC 56) OR N.C.G.S. 47-30.

REVIEW OFFICER

I, Linda B. Poissant, Review Officer of Mecklenburg County, certify that the map or plat to which this certificate is affixed meets the statutory requirements for recording.

[Signature]

Date

R/W ABANDONMENT MAP

AN UNNAMED ALLEY ABUTTING WEST FOURTH STREET EXT.

CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.

SCALE

FOR THE BENEFIT OF: VICTORIA LAND COMPANY, LLC

MAP REFERENCE IN BOOK _____ PAGE _____

DEED REFERENCE IN BOOK See Map, PAGE _____

ACAD FILE: W:\DRAWINGS\3849-8\dwo\closings.dwg

3849-S

Drawn by: City of Charlotte
Return to: City of Charlotte

EAGLE ENGINEERING

2013 Van Buren Avenue
Indian Trail, NC 28079
(704) 882-4222
www.eagleonline.net

Revised: 6/11/08

To reconfigure exhibits

Revised: 9/17/08

To add utility note

Being a 10' alley adjoining the northern right of way of West Fourth Street Extension, and BEGINNING at an existing 1/2" iron rebar on said right of way, said iron rebar being located North 77'-12-24 West 146.16 feet from an existing 1/2" iron rebar and running thence South 88'-21-14 East 11.09 feet to a point located on said right of way; thence North 33'-34-58 East 24.73 feet to an existing pinched top iron pipe; thence North 34'-01-03 East 44.77 feet to an existing pinched top iron pipe; thence North 34'-31-43 East 45.04 feet to an existing iron pipe; thence North 34'-15-52 East 126.69 feet to an existing 1/2" iron rebar; thence North 34'-19-07 East 147.42 feet to a point; thence South 46'-45-67 East 4.87 feet to the base of a bent existing iron rebar; thence South 46'-32-16 East 4.54 feet to an existing 1/2" iron rebar, said rebar being located North 46'-32-16 West 91.21 feet from an existing iron rebar located at the back of a concrete sidewalk and lying on the western right of way of Johnson and Wales Way; thence South 33'-51-06 West 188.05 feet to the base of a bent existing iron pipe; thence South 34'-37-00 West 212.35 feet to an existing 1/2" iron rebar located on the northern right of way of West Fourth Street Extension the point and place of BEGINNING and containing 4,046 sq. ft.
Right of Way Abandonment Map

THE PURPOSE OF THIS MAP IS TO ABANDON RIGHT OF WAY ONLY AND IS NOT INTENDED TO CERTIFY TO THE LOCATION AND OWNERSHIP OF BOUNDARY/TITLE LINES. THIS MAP IS NOT INTENDED TO MEET THE REQUIREMENTS OF N.C. BOARD RULE .1600 (21 NCAC 56) OR N.C.G.S. 47-30.

REVIEW OFFICER

REVISED 6/11/08 TO RECONFIGURE EXHIBITS

REVISED 9/17/08 TO ADD UTILITY NOTE.

EAGLE ENGINEERING
2013 Van Buren Avenue
Indian Trail, NC 28079
(704) 882-4222
www.eagleallblue.net

R/W ABANDONMENT MAP
A PORTION OF VICTORIA AVENUE and 2 UNNAMED ALLEYS
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
SCALE 1" = 80'
FOR THE BENEFIT OF VICTORIA LAND COMPANY, LLC

KEY PLAN FOR EXHIBITS A-1, A-2 & A-3 RECORDED HEREWITH
- AREA OF R/W ABANDONMENT AND UTILITY EASEMENT.
A RESOLUTION AMENDING REPORT OF PLANS FOR SERVICES FOR HOOD ROAD NORTH

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

Section 1. That the following pages are deleted from the report of plans for services for the Hood Road North Area, as originally approved by the City Council on July 28, 2008: 25, 26, 34, 42, and 43.

Section 2. That the pages attached hereto and incorporated herein are substituted in lieu of the pages deleted from said report in Section 1 above.

Adopted this the 24th day of November, 2008.

Approved as to form:

[Signature]
Senior Assistant City Attorney

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (746-750).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC
The water and sewer systems to be provided in the area will meet the requirements of the annexation law and will include the extension of major trunk water mains and sewer outfall lines into the area so that when such lines have been extended, property owners in the area will be able to secure water and sewer service from the City according to the Water/Sewer Extension Policy adopted by the Charlotte City Council on May 26, 1992, including any amendments thereto. Extension of sewer street mains and water mains in dedicated, maintained streets will be constructed in accordance with the Water/Sewer Extension Policy.

Capital cost of providing basic water and sewer services to the area, in a manner consistent with the annexation statutes and Charlotte’s Water/Sewer Extension Policy, is estimated to be approximately $1,800,000 for water and $60,300,000 for sewer. $55 million of this sum is for construction of the Reedy Creek outfall, intended to serve the Hood Road North area, as well as the remainder of the Reedy Creek basin (including the Hood Road South annexation area). Annual utilities operating expenses are estimated to be $366,939 in FY2010 and $55,879 in FY2011. Expenses for operating the systems will be derived from revenues obtained through the sale of water and sewer services. Information on financing water and sewer services is set forth in Appendix B.

Owners of occupied dwelling units and owners of operating commercial or industrial properties within the area proposed to be annexed have certain rights to request the extension of water and/or sewer lines to such properties or to a point on a public street or road right-of-way adjacent to such properties according to the financial policies in effect in the City for extending water and sewer lines. Additional information about such rights is set for in Appendix D of this Report.

Below is a proposed timetable for the construction of the basic water and sewer systems in the proposed annexation area. The following pages contain maps of the existing water and sewer system countywide and Appendix F of this Report contains maps of the basic water and sewer system in the annexation area. The Official Report for the annexation area also contains one or more detailed maps of the annexation area showing present major trunk water mains and sewer interceptors and outfalls and the proposed extension of such mains and outfalls bearing the seal of a registered professional engineer. Such maps are located in a pocket at the end of the Official Report, viewable in the office of the Charlotte City Clerk, located in the Charlotte-Mecklenburg Government Center, 600 E. Fourth Street, Charlotte, NC 28202.
### REVENUES

#### TAXES AND FEES

<table>
<thead>
<tr>
<th></th>
<th>FY09 Start-Up</th>
<th>FY10 One-Time</th>
<th>FY10 Recurring</th>
<th>FY11 Total</th>
</tr>
</thead>
<tbody>
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<td>Property Taxes (1)</td>
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#### POWELL BILL FUND

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#### WATER AND SEWER OPERATING

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<tr>
<td></td>
<td>318,710</td>
<td>48,229</td>
<td>366,939</td>
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#### MUNICIPAL DEBT SERVICE FUND (1)

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#### PAY-AS-YOU-GO FUND (1)

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#### STORM WATER FUND

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**TOTAL OPERATING REVENUES**

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#### COPS – FIRE STATION

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#### WATER AND SEWER REVENUE BONDS

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**TOTAL ALL REVENUES**

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#### REVENUES OVER EXPENDITURES

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<td>(397,232)</td>
<td>(71,700)</td>
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Net Impact to General Fund

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<td></td>
<td>(397,232)</td>
<td>(64,260)</td>
<td>98,950</td>
<td>(148,189)</td>
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**Note**

(1) Portions of the property tax, sales tax, and police service district reduction are allocated to the Pay-As-You-Go and Municipal Debt Service Funds.
## EXPENDITURES

<table>
<thead>
<tr>
<th>EXPENDITURES</th>
<th>FY09 Start-Up</th>
<th>FY10 One-Time</th>
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<th>FY11 Total</th>
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<td><strong>ECONOMIC LOSS</strong></td>
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<td>55,879</td>
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<td><strong>STORM WATER FUND</strong></td>
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<tr>
<td><strong>TOTAL OPERATING EXPENDITURES</strong></td>
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<td><strong>TOTAL EXPENDITURES</strong></td>
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<td>705,191</td>
<td>63,195,601</td>
<td>1,393,611</td>
</tr>
</tbody>
</table>

(1) The Reedy Creek outfall is intended to serve the entire Reedy Creek basin, not just the Hood Road North annexation area, at an estimated cost of $55 million. The entire $55 million outfall cost is included in both the Hood Road North and Hood Road South areas’ annexation report because the annexation of either of these areas will require the construction of the Reedy Creek outfall. However, the annexation of both areas will not require any additional outfall construction or additional outfall costs.
HOOD ROAD NORTH ANNEXATION AREA

2009 Annexation

Proposed Construction Timetable for Water and Sanitary Sewer
(exclusive of Reedy Creek Outfall)

Award Design Contract: November, 2008
Begin Design/Survey: November, 2008
Submit 50% of Completed Plans & right-of-way Maps for Acquisition: May, 2009
Complete Water and Sanitary Sewer Design: January, 2010
Advertise for Construction: February, 2010
Complete Construction: June 30, 2011

Proposed Construction Timetable for Reedy Creek Outfall

Award Design Contract: December, 2002
Complete Design October, 2008
Advertise for Construction January, 2009
Right of Way Completion March, 2009
Complete Construction August, 2010
A RESOLUTION AMENDING REPORT OF PLANS FOR SERVICES FOR HOOD ROAD SOUTH

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

Section 1. That the following pages are deleted from the report of plans for services for the Hood Road South Area, as originally approved by the City Council on July 28, 2008: 25, 26, 35, 42, and 43.

Section 2. That the following pages of the maps in Appendix F of the report of plans for service for Hood Road South Area, as originally approved by the City Council on July 28, 2008, are deleted: 4 of 6 through 6 of 6.

Section 3. That the pages attached hereto and incorporated herein are substituted in lieu of the pages deleted from said report in Sections 1 and 2 above.

Section 4. That the three (3) additional “Reedy Creek Outfall” maps attached hereto are hereby incorporated into Appendix F of the report of plans for service for the Hood Road South Area, as originally approved by the City Council on July 28, 2008.

Adopted this the 24th day of November, 2008.

Approved as to form:

Senior Assistant City Attorney

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (751-763).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
approximately $7,000,000 for water and $63,000,000 for sewer. $55 million of this sum is for construction of the Reedy Creek outfall, intended to serve the Hood Road South area, as well as the remainder of the Reedy Creek basin (including the Hood Road North annexation area).

Annual utilities operating expenses are estimated to be $795,107 in FY2010 and $158,131 in FY2011. Expenses for operating the systems will be derived from revenues obtained through the sale of water and sewer services. Information on financing water and sewer services is set forth in Appendix B.

Owners of occupied dwelling units and owners of operating commercial or industrial properties within the area proposed to be annexed have certain rights to request the extension of water and/or sewer lines to such properties or to a point on a public street or road right-of-way adjacent to such properties according to the financial policies in effect in the City for extending water and sewer lines. Additional information about such rights is set forth in Appendix D of this Report.

Below is a proposed timetable for the construction of the basic water and sewer systems in the proposed annexation area. The following pages contain maps of the existing water and sewer system countywide and Appendix F of this Report contains maps of the basic water and sewer system in the annexation area. The Official Report for the annexation area also contains one or more detailed maps of the annexation area showing present major trunk water mains and sewer interceptors and outfalls and the proposed extension of such mains and outfalls bearing the seal of a registered professional engineer. Such maps are located in a pocket at the end of the Official Report, viewable in the office of the Charlotte City Clerk, located in the Charlotte-Mecklenburg Government Center, 600 E. Fourth Street, Charlotte, NC 28202.
The City has prepared an analysis of forecasted revenues and cost estimates for providing City services as part of an economic analysis for each annexation area. These revenues include the property tax, sales tax, beer and wine tax, utility franchise tax, business privilege tax, animal licenses, motor vehicle license, utilities franchise tax, solid waste disposal fees, storm water fees, and Powell Bill funds. Service cost estimates were generated for street/transportation services, fire and police protection services, engineering services, solid waste collection, water and sewer service, neighborhood development service, and business support services.

An analysis of revenues and costs for the Hood Road South annexation area indicates projected revenues of $4,408,665 and $4,674,638 in the first and second years of annexation, respectively. The anticipated service costs are $74,840,732 and $4,282,787 in the first and second years, respectively, of which $70,200,000 in capital improvements are recommended in Year One for projects such as water and sewer service extensions and construction of fire stations.

The analysis of revenues and costs was presented to City Council at their meeting of July 21, 2008. Detailed information is on file in the City Clerk’s Office (“2009 Preliminary Annexation Report”) and in Appendix B of this Report.
HOOD ROAD SOUTH ANNEXATION AREA

2009 Annexation

Proposed Construction Timetable for Water and Sanitary Sewer
(exclusive of Reedy Creek Outfall)

Award Design Contract: November, 2008

Begin Design/Survey: November, 2008

Submit 50% of Completed Plans & right-of-way Maps for Acquisition: May, 2009

Complete Water and Sanitary Sewer Design: January, 2010

Advertise for Construction: February, 2010

Complete Construction: June 30, 2011

Proposed Construction Timetable for Reedy Creek Outfall

Award Design Contract: December, 2002

Complete Design: October, 2008

Advertise for Construction: January, 2009

Right of Way Completion: March, 2009

Complete Construction: August, 2010
### Appendices B: 2009 Annexation Area Economic Analysis: Hood Road South

#### Expenditures

<table>
<thead>
<tr>
<th>Category</th>
<th>FY09 Start-Up</th>
<th>FY10 One-Time</th>
<th>FY10 Recurring</th>
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<td>4,840,732</td>
<td>4,282,787</td>
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<td>74,840,732</td>
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</table>

(1) The Reedy Creek outfall is intended to serve the entire Reedy Creek basin, not just the Hood Road South annexation area, at an estimated cost of $55 million. The entire $55 million outfall cost is included in both the Hood Road South and Hood Road North areas’ annexation reports because the annexation of either of these areas will require the construction of the Reedy Creek outfall. However, the annexation of both areas will not require any additional outfall construction or additional outfall costs.
# 2009 Annexation Area Economic Analysis: Hood Road South

## REVENUES

<table>
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<tr>
<th></th>
<th>FY09 Start-Up</th>
<th>FY10 One-Time</th>
<th>FY10 Recurring</th>
<th>FY10 Total</th>
<th>FY11 Total</th>
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<td>(1,320,257)</td>
<td>(200,517)</td>
<td>(1,520,774)</td>
<td>(221,197)</td>
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### Notes

(1) Portions of the property tax, sales tax, and police service district reduction are allocated to the Pay-As-You-Go and Municipal Debt Service Funds.
Legend

- 2009 Annexation Boundary
- City of Charlotte, April 2008
- Mecklenburg County
- Proposed Water Lines
- Existing Water Lines
- Proposed Gravity Sewer
- Proposed Sewer Force Main
- Proposed Reedy Creek Outfall
- Existing Gravity Sewer
- Existing Sewer Force Main
- Existing Sewer Pump Station
- Existing Sewer Manholes
- Streams
November 24, 2008
Resolution Book 41, Page 764

A RESOLUTION AMENDING REPORT OF PLANS FOR SERVICES FOR SPRING PARK

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

Section 1. That the following pages are deleted from the report of plans for services for the Spring Park Area, as originally approved by the City Council on July 28, 2008: 42 and 43.

Section 2. That the pages attached hereto and incorporated herein are substituted in lieu of the pages deleted from said report in Section 1 above.

Adopted this the 24th day of November, 2008.

Approved as to form:

[Signature]
Senior Assistant City Attorney

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (764-766).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

[Signature]
Brenda R. Freeze, CMC; City Clerk
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<td>122,957</td>
<td>554,478</td>
<td>191,878</td>
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## 2009 Annexation Area Economic Analysis: Spring Park

### REVENUES

#### TAXES AND FEES

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#### POWELL BILL FUND

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#### COPs – FIRE STATION

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#### REVENUES OVER EXPENDITURES

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<td>(18,454)</td>
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### Notes

(1) Portions of the property tax, sales tax, and police service district reduction are allocated to the Pay-As-You-Go and Municipal Debt Service Funds based upon the property tax distribution.
A RESOLUTION AMENDING REPORT OF PLANS FOR SERVICES FOR PROVIDENCE/I-485

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

Section 1. That the following pages are deleted from the report of plans for services for the Providence/I-485 Area, as originally approved by the City Council on July 28, 2008: 40 and 41.

Section 2. That the pages attached hereto and incorporated herein are substituted in lieu of the pages deleted from said report in Section 1 above.

Adopted this the 24th day of November, 2008.

Approved as to form:

[Signature]
Senior Assistant City Attorney

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (767-769).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

[Brenda R. Freeze]
Brenda R. Freeze, CMC, City Clerk
### EXPENDITURES

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### 2009 Annexation Area Economic Analysis: Providence/I-485

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<td>(19,991)</td>
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<td>327,818</td>
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</table>

**Note**

\(^1\) Portions of the property tax, sales tax, and police service district reduction are allocated to the Pay-As-You-Go and Municipal Debt Service Funds, based upon the property tax distribution.
A RESOLUTION AMENDING REPORT OF PLANS FOR SERVICES FOR BEREWICK

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

Section 1. That the following pages are deleted from the report of plans for services for the Berewick Area, as originally approved by the City Council on July 28, 2008: 40 and 41.

Section 2. That the pages attached hereto and incorporated herein are substituted in lieu of the pages deleted from said report in Section 1 above.

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Approved as to form:

[Signature]
Senior Assistant City Attorney

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.
### Appendix B: 2007 Annexation Area Economic Analysis: Berewick

**EXPENDITURES**

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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Water</td>
<td>0</td>
<td>400,000</td>
<td>0</td>
<td>400,000</td>
<td>0</td>
</tr>
<tr>
<td>Sewer</td>
<td>0</td>
<td>800,000</td>
<td>0</td>
<td>800,000</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL EXPENDITURES</strong></td>
<td>543,964</td>
<td>1,287,001</td>
<td>396,399</td>
<td>1,683,400</td>
<td>698,875</td>
</tr>
</tbody>
</table>
### 2007 Annexation Area Economic Analysis: Berewick

<table>
<thead>
<tr>
<th>FY07</th>
<th>FY08</th>
<th>FY09</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Start-Up</td>
<td>One-Time</td>
</tr>
<tr>
<td><strong>REVENUES</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>TAXES AND FEES</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Property Taxes</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Police Service District Reduction</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Business Privilege</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Cable TV Franchise</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Animal Control</td>
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<tr>
<td>Utility Franchise</td>
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</tr>
<tr>
<td>Sales Tax</td>
<td>0</td>
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</tr>
<tr>
<td>Beer and Wine Tax</td>
<td>0</td>
<td>0</td>
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<tr>
<td>Motor Vehicle License</td>
<td>0</td>
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</tr>
<tr>
<td>Solid Waste Disposal</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>User Fees</td>
<td>0</td>
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</tr>
<tr>
<td><strong>TOTAL GENERAL FUND</strong></td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>POWELL BILL FUND</strong></td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>WATER AND SEWER OPERATING</strong></td>
<td>0</td>
<td>52,752</td>
</tr>
<tr>
<td><strong>MUNICIPAL DEBT SERVICE FUND</strong>(1)</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>PAY-AS-YOU-GO FUND</strong>(1)</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>STORM WATER FUND</strong></td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>TOTAL OPERATING REVENUES</strong></td>
<td>0</td>
<td>52,752</td>
</tr>
<tr>
<td>COPs – FIRE STATION</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>WATER AND SEWER REVENUE BONDS</td>
<td>0</td>
<td>1,200,000</td>
</tr>
<tr>
<td><strong>TOTAL ALL REVENUES</strong></td>
<td>0</td>
<td>1,252,752</td>
</tr>
<tr>
<td><strong>REVENUES OVER EXPENDITURES</strong></td>
<td>(543,964)</td>
<td>(34,249)</td>
</tr>
<tr>
<td>Net Impact to General Fund</td>
<td>(543,964)</td>
<td>(26,885)</td>
</tr>
</tbody>
</table>

**Note**

*(1) portions of the property tax, sales tax, and police service district reduction are allocated to the Pay-As-You-Go and Municipal Debt Service Funds, based upon the property tax distribution.*
RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO PAY ECONOMIC LOSS TO QUALIFIED SOLID WASTE COLLECTION FIRMS UNDER G.S. 160-49.3

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

Section 1. That the City of Charlotte intends to pay the economic loss, as defined by G.S. §160A-49.3 (f), to those solid waste collection firms operating within areas proposed for annexation, as described in resolutions adopted July 28, 2008, including any subsequent amendments thereto, and specifically excluding the two proposed Eastfield annexation areas.

Section 2. That such firms have substantially satisfied the requirements of G. S. 160A-49.3.

Section 3. That such economic loss shall not be paid until the annexation which gives rise to such loss becomes effective.

Section 4. That the names of such firms and the total amount of such economic loss are set forth below:

<table>
<thead>
<tr>
<th>Firm</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Allied Waste Services, LLC</td>
<td>$753,898.90</td>
</tr>
<tr>
<td>Choice Sanitation, Inc.</td>
<td>$306,807.49</td>
</tr>
<tr>
<td>Select Sanitation, Inc.</td>
<td>$200,248.80</td>
</tr>
<tr>
<td>Rudisill Sanitation Service</td>
<td>$7,362.30</td>
</tr>
<tr>
<td>Universal Sanitation, Inc.</td>
<td>$28,556.10</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$1,296,873.59</strong></td>
</tr>
</tbody>
</table>

APPROVED AS TO FORM:

[Signature]

Senior Assistant City Attorney
November 24, 2008
Resolution Book 41, Page 774

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (773-774).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

[Signature]
Brenda R. Freeze, CMC, City Clerk

[Seal]
Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on November 24, 2008.

* * *

A regular meeting of the City Council of the City of Charlotte, North Carolina (the “City Council”) was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on November 24, 2008 (the “Meeting”), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Barnes, Burgess, Carter, Cooksey, Dulin Foxx, Kinsey, Lassiter, Peacock, and Turner.

The following members of the City Council were absent: Mayor and Mitchell

Also present:

Councilmember __Lassiter____ introduced the following resolution (the “Resolution”), a summary of which had been provided to each Council member, a copy of which was available with the City Clerk and which was read by title:

RESOLUTION CERTIFYING AND DECLARING THE RESULTS OF THE SPECIAL BOND REFERENDUM ON THE BOND ORDER AUTHORIZING THE ISSUANCE OF $170,200,000 GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS, AUTHORIZING THE ISSUANCE OF $10,000,000 GENERAL OBLIGATION HOUSING BONDS AND AUTHORIZING THE ISSUANCE OF $47,000,000 GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENTS BONDS HELD FOR THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 4, 2008

WHEREAS, the City Council of the City of Charlotte, North Carolina has considered the Certificate of Canvass of the Mecklenburg County Board of Elections canvassing the referendum held for the City of Charlotte, North Carolina on November 4, 2008 and certifying the result thereof to the City Council and has canvassed the result of said Referendum.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA that it be and hereby is certified and declared that the number of voters registered and qualified to vote at said Referendum was 489,821.

BE IT FURTHER RESOLVED, that it be and hereby is certified and declared that the total number of voters who voted “Yes” in answer to the question...
“SHALL the order authorizing $170,200,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor, and a tax to be levied for the payment thereof be approved?”

was 217,527. The total number of voters who voted “No” in answer to such question was 75,012. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.

BE IT FURTHER RESOLVED, that it be and hereby is certified and declared that the total number of voters who voted “Yes” in answer to the question

“SHALL the order authorizing $10,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of acquiring, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor, and a tax to be levied for the payment thereof be approved?”

was 182,891. The total number of voters who voted “No” in answer to such question was 109,441. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.

BE IT FURTHER RESOLVED, that it be and hereby is certified and declared that the total number of voters who voted “Yes” in answer to the question

“SHALL the order authorizing $47,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor, and a tax to be levied for the payment thereof be approved?”

was 205,528. The total number of voters who voted “No” in answer to such question was 89,187. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.

BE IT FURTHER RESOLVED, that a statement substantially in the form hereinafter set forth declaring the result of said referendum shall be prepared, delivered to the City Clerk for filing and recordation and published in accordance with law.
BE IT FURTHER RESOLVED, that this Resolution shall become effective on the date of its adoption.

Upon motion of Councilmember Lassiter, seconded by Councilmember Turner, the foregoing resolution entitled: “RESOLUTION CERTIFYING AND DECLARING THE RESULTS OF THE SPECIAL BOND REFERENDUM ON THE BOND ORDER AUTHORIZING THE ISSUANCE OF $170,200,000 GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS, AUTHORIZING THE ISSUANCE OF $10,000,000 GENERAL OBLIGATION HOUSING BONDS AND AUTHORIZING THE ISSUANCE OF $47,000,000 GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENTS BONDS HELD FOR THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 4, 2008” was adopted by the following vote:

AYES:

NAYS:

PASSED, ADOPTED AND APPROVED this 24th day of November, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (775-778).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
CERTIFICATE OF CANVASS OF THE
MECKLENBURG COUNTY BOARD OF ELECTIONS
FOR THE REFERENDUM OF THE
CITY OF CHARLOTTE ON THE 4TH DAY OF NOVEMBER, 2008

WE, the undersigned Chairman and Members of the Mecklenburg County Board of Elections, DO HEREBY CERTIFY that we met on November __, 2008 at the hour of _______ o’clock, ___.m., in the office of the Mecklenburg County Board of Elections in Charlotte, North Carolina to canvass the returns of the special bond referendum held in the City of Charlotte, North Carolina on November 4, 2008.

1. The total number of voters who voted “YES” in answer to the question, “SHALL the order authorizing $170,200,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor, and a tax to be levied for the payment thereof be approved?”, was 217,527. The total number of voters who voted “NO” in answer to such question was 75,012. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.

2. The total number of voters who voted “YES” in answer to the question, “SHALL the order authorizing $10,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor, and a tax to be levied for the payment thereof be approved?”, was 182,891. The total number of voters who voted “NO” in answer to such question was 109,441. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.

3. The total number of voters who voted “YES” in answer to the question, “SHALL the order authorizing $47,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way required therefor, and a tax to be levied for the payment thereof be approved?”, was 205,528. The total number of voters who voted “NO” in answer to such question was 89,187. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.
4. All persons voting at said referendum were required to use ballots or ballot labels setting forth the questions to be voted upon in the form prescribed by the City Council of the City of Charlotte, North Carolina.

5. Only the persons who have been duly registered were permitted to vote at said referendum. The total number of voters who were registered and qualified to vote at said referendum was 489,821.

6. The polls for said referendum were opened at the polling places in the City of Charlotte, North Carolina on November 4, 2008, at the hour of 6:30 a.m., and were closed at the hour of 7:30 p.m. on that day.

IN WITNESS WHEREOF, we have set our hands for the purpose of certifying the result of the special bond referendum held for the City of Charlotte, North Carolina on November 4, 2008 to the City Council of said City, this ___ day of November, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (779-780).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
STATEMENT OF RESULTS OF SPECIAL BOND REFERENDUM ON THE BOND ORDER AUTHORIZING THE ISSUANCE OF $170,200,000 GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS, HELD FOR THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 4, 2008

WHEREAS, by direction of the City Council (the "City Council") of the City of Charlotte, North Carolina, a special bond referendum was duly called and held for said City on November 4, 2008 for the purpose of submitting to the qualified voters of said City the question hereinafter set forth, and said City Council has received from the Mecklenburg County Board of Elections a certification of the results of said referendum, and has determined the result of said referendum to be as hereinafter stated;

NOW, THEREFORE, the City Council hereby makes the following statement of the result of said referendum pursuant to The Local Government Bond Act:

(1) The number of voters registered and qualified to vote at said referendum was 489,821.

(2) The total number of voters who voted "Yes" in answer to the question, "SHALL the order authorizing $170,200,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, restyling, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor, and a tax to be levied for the payment thereof be approved?" was 217,527. The total number of voters who voted "No" in answer to such question was 75,012. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.

Any action or proceeding challenging the regularity or validity of this special bond referendum must be begun within 30 days after November 27, 2008.

CITY OF CHARLOTTE, NORTH CAROLINA

By /s/ Brenda R. Freeze
City Clerk
City of Charlotte, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (781-782).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC
City Clerk
STATEMENT OF RESULTS OF SPECIAL BOND REFERENDUM ON THE BOND ORDER AUTHORIZING THE ISSUANCE OF $10,000,000 GENERAL OBLIGATION HOUSING BONDS, HELD FOR THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 4, 2008

WHEREAS, by direction of the City Council (the “City Council”) of the City of Charlotte, North Carolina, a special bond referendum was duly called and held for said City on November 4, 2008 for the purpose of submitting to the qualified voters of said City the question hereinafter set forth, and said City Council has received from the Mecklenburg County Board of Elections a certification of the results of said referendum, and has determined the result of said referendum to be as hereinafter stated;

NOW, THEREFORE, the City Council hereby makes the following statement of the result of said referendum pursuant to The Local Government Bond Act:

1. The number of voters registered and qualified to vote at said referendum was 489,821.

2. The total number of voters who voted “Yes” in answer to the question, “SHALL the order authorizing $10,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor, and a tax to be levied for the payment thereof be approved?” was 182,891. The total number of voters who voted “No” in answer to such question was 109,441. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.

Any action or proceeding challenging the regularity or validity of this special bond referendum must be begun within 30 days after November 27, 2008.

CITY OF CHARLOTTE, NORTH CAROLINA

By /s/ Brenda R. Freeze
City Clerk
City of Charlotte, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (783-784).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
STATEMENT OF RESULTS OF SPECIAL BOND REFERENDUM ON THE BOND ORDER AUTHORIZING THE ISSUANCE OF $47,000,000 GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENT BONDS, HELD FOR THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 4, 2008

WHEREAS, by direction of the City Council (the "City Council") of the City of Charlotte, North Carolina, a special bond referendum was duly called and held for said City on November 4, 2008 for the purpose of submitting to the qualified voters of said City the question hereinafter set forth, and said City Council has received from the Mecklenburg County Board of Elections a certification of the results of said referendum, and has determined the result of said referendum to be as hereinafter stated;

NOW, THEREFORE, the City Council hereby makes the following statement of the result of said referendum pursuant to The Local Government Bond Act:

(1) The number of voters registered and qualified to vote at said referendum was 489,821.

(2) The total number of voters who voted "Yes" in answer to the question, "SHALL the order authorizing $47,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor, and a tax to be levied for the payment thereof be approved?" was 205,528. The total number of voters who voted "No" in answer to such question was 89,187. The question in the form submitted was APPROVED by the affirmative vote of a majority of those who voted thereon at said referendum.

Any action or proceeding challenging the regularity or validity of this special bond referendum must be begun within 30 days after November 27, 2008.

CITY OF CHARLOTTE, NORTH CAROLINA

By /s/ Brenda R. Freeze
City Clerk
City of Charlotte, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (785-786).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of December, 2008.

Brenda R. Freeze, CMC, City Clerk
STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG  
CITY OF CHARLOTTE  

WITNESSETH:  

WHEREAS, the economic health of Charlotte is an important policy objective of the City of Charlotte, under which the City undertakes efforts to recruit and retain a diversity of businesses, increase the quality of jobs and expand the tax base;  

WHEREAS, in 2006 the North Carolina General Assembly passed legislation creating a new tax credit program, Article 3J Tax Credits that replaced the William S. Lee Tax Credit Act;  

WHEREAS, Article 3J Tax Credits offers tax credits to new and expanding businesses for creating jobs and investing in real and business property, subject to certain State defined thresholds;  

WHEREAS, municipalities with a population greater than 10,000 have the ability to define qualifying areas of poverty as Urban Progress Zones, in which qualifying eligible businesses receive enhanced Article 3J Credits.  

WHEREAS, the role of the City Council is to request the designation of an area no larger than 15% of the total area of the City as an Urban Progress Zone in which every census tract and census block group meets specific criteria related to poverty and zoning criteria;  

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council hereby requests that the North Carolina Secretary of Commerce designate an Urban Progress Zone comprised of census tracts and census block groups depicted and identified in Exhibit A.  

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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Page 787.  

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of December, 2008.  

Brenda R. Freeze, CMC, City Clerk