

A RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL
IMPROVEMENTS ON KILDARE DRIVE FROM OLINDA STREET
TO JOYCE DRIVE.

WHEREAS, a petition for street improvements has been filed by one of the two abutting property owners, representing 50% of the number of owners and 90.77% of the lineal feet of frontage, requesting that Kildare Drive, from Olinda Street to Joyce Drive, be permanently improved and that the total amount to be assessed for the improvement be assessed only against the property of petitioner pursuant to Section 51(7) of the City Charter; and

WHEREAS, the City Clerk has certified the sufficiency of said petition and submitted same to the City Council; and

WHEREAS, the City Council has held a public hearing on said petition; and

WHEREAS, at said hearing, Robert G. Powell, Jr., petitioner, appeared and requested that the petition be modified so as to provide for the construction of curb and gutter along the frontage owned by him only and not along the entire frontage of the improvement originally requested,

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

1. That said petition is duly signed by the petitioner, representing less than a majority in number of abutting property owners, asking that the total amount to be assessed, be assessed only against petitioner's property, and that said petition is hereby determined to be sufficient under Section 51(7) of the City Charter.
2. That Kildare Drive, from Olinda Street to Joyce Drive, a distance of approximately 495 feet (988.81 front feet), be permanently improved by installation of storm drainage facilities and paving with base course and surface course; that a portion of said street shall be further improved by construction of roll-type curb and gutter along the frontage owned by petitioner only, approximately 897.58 front feet.
3. That the entire amount to be assessed for the storm drainage facilities and paving, at a cost not to exceed \$2.50 per front foot for the total front footage abutting upon the improvement, and the entire cost of the curb and gutter, exclusive of the cost as incurred at street intersections, shall be assessed against the property of petitioner.
4. That the petitioner shall have the option of paying such assessment in cash within thirty (30) days from the first publication of notice of the assessment lien, without interest, or, if he should so elect and give notice in writing to the City within said thirty (30) days, he shall have the option of paying the assessment in not less than two or more than ten equal annual installments, with interest at the rate of six per cent (6%) per annum. The first installment with interest shall become due and payable on the date on which taxes are due and payable, and one subsequent installment and interest shall be due and payable on said date in each successive year until the assessment is paid in full.
5. That this resolution shall be published as required by law.

Approved as to form:

John T. Morrissey
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 4th day of November, 1963, the reference having been made in Minute Book 43, at Page 351, and recorded in full in Resolutions Book 4, at Page 344.

Lillian R. Hoffman
City Clerk

PUBLISHED IN THE CHARLOTTE NEWS ONE TIME MONDAY, NOVEMBER 18th.

A RESOLUTION ORDERING THE MAKING OF CERTAIN
LOCAL IMPROVEMENTS ON OLINDA STREET FROM
KILDARE DRIVE TO END AT CUL-DE-SAC.

WHEREAS, the City Council has been petitioned to make improvements on Olinda Street pursuant to the General Statutes and City Charter, and the City Clerk has certified the sufficiency of said petition and submitted same to the City Council, and

WHEREAS, the City Council has held a public hearing on said petition and now determines that said improvements should be made,

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

1. That said petition is duly signed by 100% of the number of owners, representing 100% of all the lineal feet of frontage, of the lands abutting upon the proposed improvement and that said petition is hereby determined to be sufficient.
2. That Olinda Street, from Kildare Drive to end at cul-de-sac, a distance of approximately 318 feet (636.89 front feet), be permanently improved by installation of storm drainage facilities, construction of roll-type curb and gutter, and paving with base course and surface course.
3. That the entire cost of such improvements, exclusive of the cost as incurred at street intersections, shall be assessed upon the properties abutting the improvements according to the extent of the respective frontage thereon by an equal rate per foot of such frontage.
4. That the property owners shall have the option of paying such assessment in cash within thirty (30) days from the first publication of notice of the assessment lien, without interest, or, if they should so elect and give notice in writing to the City within said thirty (30) days, they shall have the option of paying the assessment in not less than two or more than ten equal annual installments, with interest at the rate of six per cent (6%) per annum. The first installment with interest shall become due and payable on the date on which taxes are payable, and one subsequent installment and interest shall be due and payable on said date in each successive year until the assessment is paid in full.
5. That this resolution be published as required by law.

APPROVED AS TO FORM:

John T. Morrissey, Sr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 4th day of November, 1963, the reference having been made in Minute Book 43, at Page 352, and recorded in full in Resolutions Book 4, at Page 345.

Lillian R. Hoffman
City Clerk

PUBLISHED IN THE CHARLOTTE NEWS ONE TIME ON FRIDAY, NOVEMBER 15, 1963.

RESOLUTION OF CITY COUNCIL OF THE CITY OF CHARLOTTE
CHARLOTTE, NORTH CAROLINA
APPROVING AN AMENDED REDEVELOPMENT AREA PLAN
FOR PROJECT NO. N. C. R-14

WHEREAS, under the provisions of Title I of the Housing Act of 1949, as amended, the Housing and Home Finance Administrator is authorized to provide financial assistance to Local Public Agencies for undertaking and carrying out urban renewal projects; and

WHEREAS it is provided in such Act that contracts for financial aid thereunder shall require that the Redevelopment Area Plan for the respective project area be approved by the governing body of the locality in which the project is situated and that such approval include findings by the governing body that: (1) the financial aid to be provided in the contract is necessary to enable the project to be undertaken in accordance with the Redevelopment Area Plan; (2) the Redevelopment Area Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise; (3) the Redevelopment Area Plan conforms to a general plan for the development of the locality as a whole; and

WHEREAS the Redevelopment Commission of the City of Charlotte (herein called the "Local Public Agency") has entered into a Loan and Capital Grant Contract for financial assistance under such Act with the United States of America, acting by and through the Housing and Home Finance Administrator, pursuant to which Federal funds were provided for the urban renewal project (herein called the "Project") identified as "Redevelopment Section No. 1, Brooklyn Urban Renewal Area, Project No. N. C. R-14" and encompassing the area bounded on the north by Third Street and Fourth Street, on the east by Alexander Street and Davidson Street, on the south by Independence Boulevard and Stonewall Street, and on the west by Brevard Street, in the City of Charlotte, State of North Carolina, (herein called the "Locality"); and

WHEREAS there has been prepared and approved by the City Council of the City of Charlotte (herein called the "Governing Body") a Redevelopment Area Plan for the Project area, dated October, 1960, and consisting of 20 pages and 5 exhibits; and

WHEREAS there has been prepared and referred to the City Council of the City of Charlotte (herein called the "Governing Body ") for review and approval an amended Redevelopment Area Plan for the Project area dated April, 1963; and

WHEREAS said amended Redevelopment Area Plan has been approved by the Governing Body of the Local Public Agency, as evidenced by the copy of said Body's duly certified resolution approving said Redevelopment Area Plan, which is attached thereto; and

WHEREAS a general plan has been prepared and is recognized and used as a guide for the general development of the Locality as a whole; and

WHEREAS the Charlotte/Mecklenburg Planning Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting said Redevelopment Area Plan for the Project area and has certified that said Redevelopment Area Plan conforms to the said general plan for the Locality as a whole, and the Governing Body has duly considered said report, recommendations, and certification of the planning body; and

WHEREAS said amended Redevelopment Area Plan for the Project area prescribes certain land uses for the Project area and will require, among other things, changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action; and

WHEREAS the Governing Body is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin:

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

1. That it is hereby found and determined that the Project is a blighted area and qualifies as an eligible Project area under North Carolina Urban Redevelopment Law of 1951, as amended, N.C.G.S. 160-454 through 160-474, and under Section 110.c.1 of the Housing Act of 1949, as amended.

2. That said amended Redevelopment Area Plan for the Project aforementioned, having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of said amended Redevelopment Area Plan with the minutes of this meeting.

3. That it is hereby found and determined that said amended Redevelopment Area Plan for the Project area conforms to said general plan of the Locality.

4. That it is hereby found and determined that the financial aid provided and to be provided pursuant to said contract for Federal financial assistance pertaining to the Project is necessary to enable the Project to be undertaken in accordance with the amended Redevelopment Area Plan for the Project area.

5. That it is hereby found and determined that the above-mentioned amended Redevelopment Area Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the urban renewal of such areas by private enterprise.

6. That in order to implement and facilitate the effectuation of the amended Redevelopment Area Plan hereby approved it is found and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such amended Redevelopment Area Plan; (b) requests the various officials, departments, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said amended Redevelopment Area Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate said amended Redevelopment Area Plan.

Read, approved and adopted by the City Council of the City of Charlotte, in meeting on the 4th day of November, 1963, the reference having been made in Minute Book 43, at Page 356 and recorded in full in Resolutions Book 4, beginning at Page 346.