

August 11, 1975
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"RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CHARLOTTE FOR CONDEMNATION ACTION IN THE
FIRST WARD URBAN RENEWAL PROJECT NO. N. C. R-79"

WHEREAS the City of Charlotte has undertaken the execution of Project No. N. C. R-79, the same being an Urban Redevelopment Project, to be executed in accordance with the provisions of Article 37 of Chapter 160 of the General Statutes of North Carolina; and

WHEREAS the Urban Renewal Law as set out in said Article and Chapter provides for the acquisition, preparation, sale, sound replanning, and redevelopment of property within a redevelopment area, as defined by said law; and

WHEREAS such area has been established in accordance with the requirements of such law and the said Project No. N. C. R-79 approved by the Governing Body of the City of Charlotte; and

WHEREAS such law specifically provides for the exercise of power of Eminent Domain in order that the purposes of the law as set out in said Article 37 of Chapter 160 to be achieved and accomplished, such purposes being in the public interest and designed to promote the health, safety and welfare of the inhabitants of this community and locality; and

WHEREAS the City of Charlotte has, under the applicable laws and regulations relating to such procedure, endeavored to establish a fair market value on properties within the area, and has in good faith through its proper agents endeavored to negotiate for the acquisition of properties within the fair market value thereof, the City of Charlotte recognizing in such negotiations that it needed to acquire said property in accordance with the said redevelopment plan previously approved; and

WHEREAS the City of Charlotte, after such fair negotiations, has of this date been unable to acquire such properties as herein-after set out and this acquisition of such properties being essential to the achievement of the plans and accomplishment of the purpose of the redevelopment law as the same relates thereto; and

WHEREAS it therefore appears that it will be necessary for the City of Charlotte to institute condemnation proceedings under the provisions of the North Carolina Law of Eminent Domain and the exercise of powers thereunder.

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NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Council approves and hereby orders the institution of condemnation proceedings in its proper corporate name with respect to the following properties:

<u>Block No.</u>	<u>Parcel No.</u>	<u>Owner</u>	<u>Fair Market Value</u>
17	1	Henry R. Harvey	\$ 3,200
17	2	Reppie Mae Harvey	2,800
17	3	Henry R. Harvey	5,000
24	3	C. W. Kidd, Jr.	18,000
32	9	Otis M. Johnson Heirs	6,500
40	1	William F. Harding, Jr.	85,000
45	1 & 11	Jerome Oxner	112,400

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of August, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 51.

Ruth Armstrong
City Clerk

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A RESOLUTION ACCEPTING A STATE GRANT OFFER OF FINANCIAL ASSISTANCE

FOR

THE METRO CHARLOTTE "201" WASTEWATER FACILITIES STUDY

WHEREAS, The North Carolina Department of Natural and Economic Resources - Division of Environmental Management is authorized to offer grants provided by the North Carolina Clean Water Bond Act of 1971 to assist local governments in financing wastewater facilities studies as required by the Environmental Protection Agency, and

WHEREAS, The City of Charlotte has applied for grant assistance for the Metro Charlotte "201" Wastewater Facilities Study, and

WHEREAS, The Division of Environmental Management has made a grant offer for the subject project in the amount of \$23,125.

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

That the offer for grant assistance be accepted and that all assurances contained therein be met.

APPROVED AS TO FORM:

Henry W. Underhill, Jr.
Henry Underhill
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of August, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 53.

Ruth Armstrong
City Clerk

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
CHANGING THE NAME OF THE CHARLOTTE-MECKLENBURG COUNTY
CIVIL DEFENSE AGENCY TO THE CHARLOTTE-MECKLENBURG OFFICE
OF CIVIL PREPAREDNESS.

WHEREAS, the North Carolina Civil Defense Act of 1951 authorized
the establishment of Civil Defense Agencies; and

WHEREAS, the City Council of the City of Charlotte subsequently by
resolution established the Charlotte-Mecklenburg County Civil Defense Agency;
and

WHEREAS, the 1975 North Carolina Legislature changed the name from
Civil Defense to Civil Preparedness.

NOW, THEREFORE, BE IT RESOLVED that henceforth the Charlotte-
Mecklenburg County Civil Defense Agency shall be known as the Charlotte-
Mecklenburg Office of Civil Preparedness.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina,
do hereby certify that the foregoing is a true and exact copy of a Resolution adopted
by the City Council of the City of Charlotte, North Carolina, in regular session
convened on the 11th day of August, 1975, the reference having
been made in Minute Book 62, page , and recorded in full in
Resolutions Book 11, page 54.

WITNESS my hand and the corporated seal of the City of Charlotte, North
Carolina, this the 12th day of August, 1975.

Ruth Armstrong
City Clerk

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A RESOLUTION TO RESCIND AUTHORIZATION TO INSTITUTE CONDEMNATION PROCEEDINGS AGAINST PROPERTY BELONGING TO CLYDE E. TEETER AND WIFE, DOROTHY W. TEETER; RAY W. BRADLEY, JR., ET AL., TRUSTEES; AND HOME FEDERAL SAVINGS AND LOAN ASSOCIATION FOR THE RANDOLPH ROAD WIDENING PROJECT.

WHEREAS, on July 14, 1975, the City Council of the City of Charlotte did authorize the institution of condemnation proceedings for the acquisition of property belonging to Clyde E. Teeter and wife, Dorothy W. Teeter; Ray W. Bradley, et al., Trustees; and Home Federal Savings and Loan Association for the Randolph Road Widening Project; and

WHEREAS, since this action had been taken, the above named parties have, by written agreement, granted the City the necessary easement required to complete the work of this project, making it no longer necessary to institute condemnation proceedings against these owners.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that authorization previously granted to institute condemnation proceedings against the parties named above, is hereby rescinded.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of August, 1975, and the reference having been made in Minute Book 62, page _____, and recorded in full in Resolutions Book 11, page 55.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of August, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO FLORENCE K. STEELE; EUPHASENIA K. CALLOWAY; JUANITA K. DORSEY; CATHERINE B. JOHNSON; CELESTE B. McCLAIN AND HUSBAND, RICHARD McCLAIN; ERMA M. KIRKPATRICK; MARY K. EVANS AND HUSBAND, RUSSELL EVANS; BEATRICK K. McGHEE; RAYMOND KIRKPATRICK, JR.; MARGARET KIRKPATRICK; THELMA K. BOULWARE AND HUSBAND, QUENTIN BOULWARE; FRANCES K. DANZLER AND HUSBAND, JUNE DANZLER; CURLEE KIRKPATRICK JR.; MARY K. BRATTON AND HUSBAND, A. C. BRATTON; ROY LESTER KIRKPATRICK AND WIFE, ELLA KIRKPATRICK; LARRY DON KIRKPATRICK; RENA KIRKPATRICK; JOHN KIRKPATRICK; BARBARA KIRKPATRICK (MINOR); BEVERLY KIRKPATRICK (MINOR); AVERY C. KIRKPATRICK, JR.; MELVIN KIRKPATRICK AND WIFE, VERNICE KIRKPATRICK, LOCATED AT 3515 RANDOLPH ROAD IN THE CITY OF CHARLOTTE FOR THE RANDOLPH ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Florence K. Steele; Euphasenia K. Calloway; Juanita K. Dorsey; Catherine B. Johnson; Celeste B. McClain and husband, Richard McClain; Erma M. Kirkpatrick; Mary K. Evans and husband, Russell Evans; Beatrice K. McGhee; Raymond Kirkpatrick, Jr.; Margaret Kirkpatrick; Thelma K. Boulward and husband, Quentin Boulware; Frances K. Danzler and husband, June Danzler; Curlee Kirkpatrick, Jr.; Mary K. Bratton and husband, A. C. Bratton; Roy Lester Kirkpatrick and wife, Ella Kirkpatrick; Larry Don Kirkpatrick; Rena Kirkpatrick; John Kirkpatrick; Barbara Kirkpatrick (minor); Beverly Kirkpatrick (minor); Avery C. Kirkpatrick, Jr.; Melvin Kirkpatrick and wife, Vernice Kirkpatrick, located at 3515 Randolph Road in the City of Charlotte, for right of way purposes and a temporary construction easement in connection with the Randolph Road Widening Project; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Florence K. Steele; Euphasenia K. Calloway; Juanita K. Dorsey; Catherine B. Johnson; Celeste B. McClain and husband, Richard McClain; Erma M. Kirkpatrick; Mary K. Evans and husband, Russell Evans; Beatrice K. McGhee; Raymond Kirkpatrick, Jr.; Margaret Kirkpatrick; Thelma K. Boulware and husband, Quentin Boulware; Frances K. Danzler and husband, June Danzler; Curlee Kirkpatrick, Jr.; Mary K. Bratton and husband, A. C. Bratton; Roy Lester Kirkpatrick and wife, Ella Kirkpatrick; Larry Don Kirkpatrick;

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Rena Kirkpatrick; John Kirkpatrick; Barbara Kirkpatrick (minor); Beverly Kirkpatrick (minor); Avery C. Kirkpatrick, Jr.; Melvin Kirkpatrick and wife, Vernice Kirkpatrick, located at 3515 Randolph Road in the City of Charlotte, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$650.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. DeBellef
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of August, 1975, and the reference having been made in Minute Book 62, page _____, and recorded in full in Resolutions Book 11, page 56.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of August, 1975.

Ruth Armstrong
Ruth-Armstrong, City Clerk