

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE A PORTION OF  
HEFNER DRIVE LOCATED EAST OF WEST TYVOLA ROAD IN THE CITY OF  
CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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WHEREAS, J. Donald Childress and Fred W. Klein, Jr. have filed a Petition to close a portion of Hefner Drive in the City of Charlotte; and

WHEREAS, this portion of Hefner Drive petitioned to be closed lies east of West Tyvola Road as shown on a 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 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 August 24, 1998 that it intends to close Hefner Drive lying east of West Tyvola Road, said street, (or portion thereof) being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00 p.m., on Monday, the 28th day of September 1998, in CMGC Meeting Chamber, 600 E. Fourth St., Charlotte, NC.

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 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 28th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, page(s) 267.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1998.

  
Brenda R. Freeze, City Clerk, CMC

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE A PORTION OF WILSON ROW AND AN ALLEY LOCATED BETWEEN KEE COURT AND SOUTH TRYON STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, Erman J. Evans has filed a Petition to close a portion of Wilson Row and an Alley in the City of Charlotte; and

WHEREAS, this portion of Wilson Row and an Alley petitioned to be closed between Kee Court and South Tryon Street as shown on a 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 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

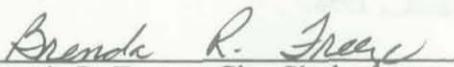
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, at its regularly scheduled session of August 24, 1998 that it intends to close Wilson Row and an Alley lying between Kee Court and South Tryon Street, said street, (or portion thereof) being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00 p.m., on Monday, the 28th day of September 1998, in CMGC Meeting Chamber, 600 E. Fourth St., Charlotte, NC.

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 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 13th day of October, 1997, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, page(s) 268.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of August, 1998.

  
Brenda R. Freeze, City Clerk, CMC

**A RESOLUTION AUTHORIZING THE REFUND OF CERTAIN 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:

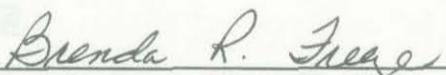
1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time 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 August, 1998 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 August, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 269-270.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1998.

  
\_\_\_\_\_  
Brenda R. Freeze, CMC, City Clerk

**TAXPAYERS AND REFUNDS REQUESTED  
MORE THAN \$100**

<u>Name</u>	<u>Amount of Refund</u>
<u>Clerical Error</u>	
Bank United of Texas FSB	\$ 146.21
Sonoco Products Company	11,600.16
Credit Systems Inc	236.12
Credit Systems Inc	157.44
MacMillan Bloedel of America	1,213.79
Piper Glen Retail	1,512.85
Harrelson Ford Inc	2,317.60
Total	<u>\$17,184.17</u>

**RESOLUTION**

I, Mark C. Carter, Mayor of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and correct 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 August, 1998, the minutes having been read in public Book 35, and recorded in full in Resolution Book 35, Page 270.

WITNESS my hand and the official seal of the City of Charlotte, North Carolina, this 24th day of August, 1998.

  
Mark C. Carter, Mayor, City of Charlotte

**A RESOLUTION AUTHORIZING THE REFUND OF  
CERTAIN BUSINESS PRIVILEGE LICENSES**

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:

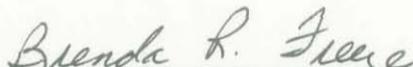
1. The County has collected certain business privilege licenses from the taxpayers set out on the list attached to the Docket.
2. The City has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through a clerical error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 24th day of August, 1998 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 August, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 271-272.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1998.

  
\_\_\_\_\_  
Brenda R. Freeze, CMC, City Clerk

**TAXPAYERS AND REFUNDS REQUESTED**

<u>Name</u>	<u>Amount of Refund</u>
Premier Inc.	\$2000.00
Action Hobies	324.00
<b>Total</b>	<b><u>\$2,324.00</u></b>

EXTRACT FROM MINUTES  
OF MEETING OF CITY COUNCIL OF  
THE CITY OF CHARLOTTE

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held at the Meeting Chamber in the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M., on August 24, 1998.

Present: Mayor Pat McCrory, presiding, and  
Councilmembers Autrey, Baker, Cannon, Greene, Jackson, Majeed, Reid  
Rouso, Sellers, Spencer, and Wheeler

Absent: None

Also present: Pam Syfert, City Manager, DeWitt McCarley, City Attorney,  
and Brenda R. Freeze, City Clerk

\* \* \* \* \*

Councilmember Rouso introduced the following two orders repealing the unissued portion of an order authorizing \$275,000,000 Refunding Bonds and repealing the unissued portion of an order authorizing \$16,000,000 Airport General Obligation Refunding Bonds, a summary of which had been provided to each Councilmember, copies of which were available with the City Clerk and which were read by title:

REPEAL OF \$34,525,000 UNISSUED PORTION OF  
ORDER AUTHORIZING \$275,000,000  
REFUNDING BONDS

WHEREAS, on June 22, 1998, the City Council adopted an order, pursuant to The Local Government Bond Act, as amended, authorizing the City of Charlotte, North Carolina, to issue Refunding Bonds in an aggregate principal amount not exceeding \$275,000,000 for the purpose of providing funds, together with any other available funds, for refunding all or a portion of one or more of the City's outstanding: (i) Water and Sewer Bonds, Series 1994, dated April 1, 1994, (ii) Public Improvement Bonds, Series 1994, dated April 1, 1994, (iii) Water and Sewer Bonds, Series 1996, dated April 15, 1996, and (iv) Public Improvement Bonds, Series 1996, dated April 15, 1996, and paying expenses related thereto, which order took effect upon its adoption;

WHEREAS, on August 6, 1998 the City issued \$240,475,000 of said Refunding Bonds;  
and

WHEREAS, the City Council has determined that the \$34,525,000 unissued portion of the Refunding Bonds authorized by said order is not needed for the purpose of said refunding;

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

1. That, pursuant to the Local Government Bond Act, as amended, the City of Charlotte, North Carolina hereby repeals the \$34,525,000 unissued portion of its order, adopted on June 22, 1998, authorizing \$275,000,000 Refunding Bonds.
2. That this order shall take effect upon its adoption.

**REPEAL OF \$2,675,000 UNISSUED PORTION OF  
ORDER AUTHORIZING \$16,000,000  
AIRPORT GENERAL OBLIGATION REFUNDING BONDS**

WHEREAS, on June 22, 1998 the City Council adopted an order, pursuant to The Local Government Bond Act, as amended, authorizing the City of Charlotte, North Carolina, to issue

Airport General Obligation Refunding Bonds in an aggregate principal amount not exceeding \$16,000,000 for the purpose of providing funds, together with any other available funds, for refunding all or a portion of the City's outstanding Airport General Obligation Refunding Bonds, Series 1990, dated July 1, 1990, and paying expenses related thereto, which order took effect upon its adoption;

WHEREAS, on August 6, 1998 the City issued \$13,325,000 of said Airport General Obligation Refunding Bonds; and

WHEREAS, the City Council has determined that the \$2,675,000 unissued portion of the Airport General Obligation Refunding Bonds authorized by said order is not needed for the purpose of said refunding;

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

1. That, pursuant to the Local Government Bond Act, as amended, the City of Charlotte, North Carolina hereby repeals the \$2,675,000 unissued portion of its order, adopted on June 22, 1998, authorizing \$16,000,000 Airport General Obligation Refunding Bonds.
2. That this order shall take effect upon its adoption.

Thereupon, upon motion of Councilmember Rousso, seconded by Councilmember Cannon, the order entitled: "REPEAL OF \$34,525,000 UNISSUED PORTION OF ORDER AUTHORIZING \$275,000,000 REFUNDING BONDS" was placed upon its adoption.



authorizing refunding bonds of said City and that references regarding said proceedings are recorded in Minute Book No. \_\_\_ of said City Council beginning at page \_\_\_ and ending at page \_\_\_ and a full copy of the foregoing orders is recorded in Resolution Book No. 35 of said City Council beginning at page 273 and ending at page 277.

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held (with certain exceptions not applicable to said meeting) at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, in Charlotte, North Carolina in the Conference Center on the first Monday of each month at 5:00 P.M. (workshop); and in the Meeting Chamber on the second Monday of each month at 7:00 P.M., the third Monday of each month at 6:00 P.M. (zoning) and the fourth Monday of each month at 7:00 P.M., has been on file in the office of the City Clerk as of a date not less than seven days before the date of said meeting in accordance with G.S. § 143-318.12.

WITNESS my hand and the seal of said City, this 26th day of August, 1998.

*Brenda R. Freeze*

City Clerk

Brenda R. Freeze, CMC

(SEAL)

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AMENDING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS  
1999 TO 2003.**

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WHEREAS, the City of Charlotte recognizes the importance of developing long-range capital investment planning to maintain the growth and vitality of the community; and

WHEREAS, the City of Charlotte continuously develops and reviews the policy, financial and planning assumptions and impacts of capital investment projects for the City; and

WHEREAS, the City of Charlotte has a five-year Capital Investment Plan (CIP) based on policy assumptions, so stated in the FY99-03 CIP, that balance the potential physical development planning with long-range financial capacity; and

WHEREAS, the City of Charlotte must amend the CIP from time to time to respond to changes in project revenues, expenses or other conditions; and

WHEREAS, the City of Charlotte Rail Corridor/trolley project has changed such that the construction management contract award is now scheduled for FY99 instead of FY00 which requires a supplemental appropriation of \$1,200,000.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, does hereby amend the Capital Investment Plan for FY99-03.

This 24th day of August, 1998

Approved as to form:

*H. M. ...*  
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 August, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 278.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1998.

*Brenda R. Freeze*  
Brenda R. Freeze, CMC, City Clerk

**RESOLUTION PROPOSING TO ACCEPT AN OFFER TO PURCHASE CITY OWNED PROPERTY LOCATED AT 4828 CARMEL ROAD (TAX CODE 209-302-56) AND DIRECTING THE ADVERTISEMENT OF SAID OFFER FOR THE PURPOSE OF RECEIVING UPSET BIDS**

**WHEREAS**, the City owns certain property which was acquired for neighborhood development , being more particularly described in Exhibit A, attached hereto; and

**WHEREAS**, the City has received an Offer to Purchase such real property, subject to the terms and conditions stated in said Offer, a copy of which is attached hereto as Exhibit B; and

**WHEREAS**, it is in the public interest to return the property to private ownership for tax purposes; and

**WHEREAS**, the City proposes to accept said Offer, subject to its terms and conditions, under the provisions and authority of N.C.G.S. §160-269.

**NOW, THEREFORE, BE IT RESOLVED**, that Alba and Osama Sallam immediately deposit five percent (5%) of its offer of One Hundred Sixty Five Thousand Dollars (\$165,000) with the City Clerk by Certified check made payable to the City of Charlotte; and

**BE IT FURTHER RESOLVED**, that the City Clerk shall cause a notice to be published containing a general description of said real property, the amount and terms of the offer, and notice that any person may raise the bid by not less than ten percent (10%) of the first One Thousand Dollars (\$1,000.00) and five percent (5%) of the remainder. Every bidder raising the bid shall deposit with the City Clerk five percent (5%) of the increased bid. In the event that one or more qualifying upset bid are received, the City Clerk shall re-advertise the offer, in the same manner as the original offer, in the amount of the increased bid. This procedure shall be repeated until no further qualifying upset bids are received; and

**BE IT FURTHER RESOLVED**, that after the time for receiving all qualifying upset bids has expired, the City Council may approve the offer and sell the property to the highest bidder for cash; provided that the City Council may at anytime reject any and all offers.

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 August, 19 98 and the reference having been made in Minute Book 112, Page       , and recorded in full in Resolutions Book 35, Page 279.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 19 98.

Brenda R. Freeze  
City Clerk, Brenda R. Freeze, CMC

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as described below and shown on the survey (the "Property") for the Airport Master Plan Project;

WHEREAS, the City has made substantial effort to determine the titled owners of the Property by researching and otherwise confirming those corporate entities that hold or have held title, and to determine the corporate status of such entities, and has determined through such effort that the Property is titled to Whipporwill Lake, Inc. ("WLI"), a for-profit North Carolina corporation that is exclusively held and owned by Whipporwill Hills Club, Inc. ("WHCI"), a non-profit North Carolina corporation;

WHEREAS, WLI's corporate charter was suspended on September 1, 1983 and subsequently expired on September 1, 1988 for failing to take action necessary to reinstate, and WHCI's corporate charter was suspended in 1968 and thereafter expired in 1973;

WHEREAS, the City has undertaken to negotiate in good faith for the purchase of the Property, but has either been unable to reach an agreement with the titled owners or otherwise unable to obtain the owners' cooperation in such negotiation, and, therefore has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that condemnation proceedings are hereby authorized to be instituted against the Property as described below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

Whipporwill Lake, Inc., a corporation organized and subsequently suspended by the Secretary of State, under Chapter 55 of the North Carolina General Statutes; and any other Parties in Interest.

Property Description:

Approximately 11.073 acres, together with all improvements located thereon, if any, in fee simple, and designated as Tax Parcel Number 141-053-31, all as shown on the boundary survey of the Property prepared by Henry L. Parnell NCRLS dated July 1, 1998, which survey is attached hereto as Exhibit A and incorporated herein by reference.

Just Compensation

\$81,000.00, or such other amount as may be subsequently determined pursuant to applicable City, FAA or other Federal regulations or as determined by legal proceedings conducted pursuant to North Carolina law.

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of August, 1998, and the reference having been made in Minute Book 112, Page \_\_\_\_\_, and recorded in full Resolutions Book 35, Page 280-281.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1998.

Brenda R. Freeze  
City Clerk

Brenda R. Freeze, CMC

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **BEATTIES FORD ROAD-4-LANE WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **BEATTIES FORD ROAD-4-LANE WIDENING PROJECT**, and estimated to be approximately **1,133 square feet (.026 ac.)** for fee-simple, permanent utility easement, and temporary construction easement; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 075-073-39, said property currently owned by **MUHAMMAD MOSQUES OF THE ISLAM, TEMPLE #36; J. S. STEWART, Trustee; THE NORTH CAROLINA MUTUAL LIFE INSURANCE COMPANY, Beneficiary; CALVIN L. BROWN, Trustee; FRED R. JACKSON and wife, LUCILLE JACKSON; DRAYTON P. GRAHAM and wife, CAROLINE GRAHAM, Beneficiaries; SOL A. JAFFA and MICHAEL I. JAFFA, Trustees; BEARER, Beneficiary;** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

A RESOLUTION AUTHORIZING COMPENSATION PROCEDURES  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS the City Council of the City of Charlotte finds as a fact that it is  
necessary to acquire certain property as indicated below for the BEATTY'S FORD ROAD  
LANE WIDENING PROJECT;

WHEREAS the City Council is of the opinion that the acquisition of certain  
interests in this property has been made in accordance with the provisions of the  
provisions of the City Charter and the provisions of the laws of the State of 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 August, 1998, the reference having been  
made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 282-283.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of  
August, 1998.

*Brenda R. Freeze*

Brenda R. Freeze, CMC, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

---

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **BEATTIES FORD ROAD-4-LANE WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **BEATTIES FORD ROAD-4-LANE WIDENING PROJECT**, and estimated to be approximately **786 square feet (.018 ac.)** for permanent drainage easement and temporary construction easement; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 069-063-15, said property currently owned by **INEZ C. KISER and spouse, if any**; or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte has as a part of its  
policy to acquire certain property as indicated below for the U.S. AIR FORCE  
LIFE WINGING PROJECT;

WHEREAS, the City Clerk has undertaken to prepare for the  
purpose of this property for the acquisition with the owners for the  
purpose of the U.S. AIR FORCE LIFE WINGING PROJECT;

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the  
foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte,  
North Carolina, in regular session convened on the 24th day of August, 1998, the reference having been  
made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 284-285.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of  
August, 1998.

*Brenda R. Freeze*  
Brenda R. Freeze, CMC, City Clerk

IT IS FURTHER RESOLVED that the said property for the  
purpose of the U.S. AIR FORCE LIFE WINGING PROJECT  
be acquired by the City of Charlotte, North Carolina, in regular session  
convened on the 24th day of August, 1998, the reference having been  
made in Minute Book 112, and recorded in full in Resolution Book 35,  
Page(s) 284-285.

IT IS FURTHER RESOLVED that the City Clerk be and she is authorized to execute  
and deliver to the City of Charlotte, North Carolina, in regular session  
convened on the 24th day of August, 1998, the reference having been  
made in Minute Book 112, and recorded in full in Resolution Book 35,  
Page(s) 284-285.

IT IS FURTHER RESOLVED that the City Clerk be and she is authorized to execute  
and deliver to the City of Charlotte, North Carolina, in regular session  
convened on the 24th day of August, 1998, the reference having been  
made in Minute Book 112, and recorded in full in Resolution Book 35,  
Page(s) 284-285.

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

---

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **BEATTIES FORD ROAD-4-LANE WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **BEATTIES FORD ROAD-4-LANE WIDENING PROJECT**, and estimated to be approximately **1,002 square feet (.023 ac.)** for permanent utility easement, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 069-061-32, said property currently owned by **ALMETTO MAXINE MARTIN and spouse, if any; DAVID L. FRANCIS, Trustee; MARSH ASSOCIATES, INC., Beneficiary; JERONE C. HERRING, Trustee; BRANCH BANKING AND TRUST COMPANY (BB&T), Beneficiary; STATE OF NORTH CAROLINA, Possible Judgment Creditor**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of August, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 286-287.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1998.

  
Brenda R. Freeze, CMC, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **SHARON VIEW ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **SHARON VIEW ROAD WIDENING PROJECT**, and estimated to be approximately **7,470 square feet (0.171 ac.)** for fee-simple, permanent drainage easement and temporary construction easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 183-151-03, said property currently owned by **WATERS CONSTRUCTION AND REALTY COMPANY**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

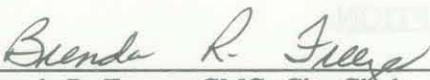
A RESOLUTION AUTHORIZING COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte has adopted a resolution  
to acquire certain property as indicated below for the SHAWAN VIEW ROAD  
WATERMAIN PROJECT;

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the  
foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte,  
North Carolina, in regular session convened on the 24th day of August, 1998, the reference having been  
made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 288-289.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of  
August, 1998.

  
Brenda R. Freeze, CMC, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **SHARON VIEW ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **SHARON VIEW ROAD WIDENING PROJECT**, and estimated to be approximately **6,429 square feet (0.147 ac.)** for permanent down-guy easement and temporary construction easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 183-151-02, said property currently owned by **W C & C, INC.**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

A RESOLUTION AUTHORIZING COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte has as a part of its  
policy to acquire certain property as indicated below for the SHANNON VIEW ROAD  
WIDENING PROJECT, and

**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 August, 1998, the reference having been  
made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 290-291.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of  
August, 1998.

*Brenda R. Freeze*

Brenda R. Freeze, CMC, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **SHARON VIEW ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **SHARON VIEW ROAD WIDENING PROJECT**, and estimated to be approximately **3,326 square feet (0.076 ac.)** for fee-simple and existing right-of-way and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 209-061-11, said property currently owned by **W. C. and C. CORPORATION**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

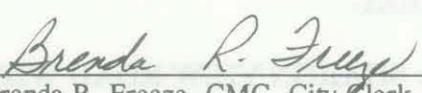
A RESOLUTION AUTHORIZING COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS the City Council of the City of Charlotte from to a fact that it is  
necessary to acquire certain property as indicated below for the SHARON VIEW ROAD  
WIDENING PROJECT;

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of August, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 292-293.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1998.

  
Brenda R. Freeze, CMC, City Clerk

PROPERTY DESCRIPTION  
Additional property or interest as the City may determine to acquire the project as a replacement for Parcel No. 204-041-11, said property currently owned by W. C. and C. CORPORATION, or its owners, successors-in-interest.

**ESTIMATED COST ADMINISTRATION**

Such estimated cost administration as may be determined based upon the policy required by the local construction plan.

IT IS FURTHER RESOLVED that the estimated cost comparison for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **LONG CREEK PARALLEL OUTFALL-PHASE I PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **LONG CREEK PARALLEL OUTFALL-PHASE I PROJECT**, and estimated to be approximately **40,236 square feet (.924 ac.)** for a temporary construction easement; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 033-021-06, said property currently owned by **HENRY RUSSELL HELMS and wife, DEBORAH A. HELMS; J. W. KISER, Trustee; NATIONSBANK (f/k/a NNCNB National Bank of North Carolina), Beneficiary**; or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.



EXTRACT FROM MINUTES  
OF MEETING OF CITY COUNCIL OF  
THE CITY OF CHARLOTTE

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held at the Meeting Chamber in the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on August 24, 1998.

Present: Mayor Pat McCrory, presiding, and  
Councilmembers Autrey, Baker, Cannon, Greene, Jackson, Majeed,  
Reid, Rousso, Sellers, Spencer, and Wheeler

Absent: None

Also present: Pam Syfert, City Manager, DeWitt McCarley, City Attorney  
and Brenda R. Freeze, City Clerk

\* \* \* \* \*

Mayor Pat McCrory announced that this was the place, date and hour fixed by the City Council for the public hearing upon the order entitled: "ORDER AUTHORIZING \$98,300,000 STREET BONDS" and that the City Council would immediately hear anyone who might desire to be heard on the questions of the validity of said order or the advisability of issuing said bonds.

No one appeared, either in person or by attorney, to be heard on the questions of the validity of said order or the advisability of issuing said bonds, and the City Clerk announced

that no written statement relating to said questions had been received by the office of the City Clerk, except as follows:

THE CITY OF CHARLOTTE  
OFFICE OF THE CITY CLERK

A regular meeting of the City Council of the City of

NONE

Charlotte, North Carolina, was held at the Meeting Chamber in the  
Charlotte-Mecklenburg Government Center, 500 East Fourth Street,  
in Charlotte, North Carolina, the regular place of meeting, at

7:00 P.M. on August 24, 1998.

Present: Mayor Eli H. Johnson, presiding, and

Councilmembers: Walter R. Light, James L. Cannon, Jackson Majors, Michael

Johnston, James I. Cooper, and Walter

Absent: \_\_\_\_\_

Also present: \_\_\_\_\_

\_\_\_\_\_

Mayor Eli H. Johnson announced that this was the place, date

and hour fixed by the City Council for the public hearing upon  
the order entitled: "ORDER AUTHORIZING \$25,000,000 STREET BOND"  
and that the City Council would temporarily hear anyone who might  
desire to be heard on the question of the validity of said order  
on the advisability of issuing said bonds.

No one appeared, either in person or by attorney, to be

heard on the question of the validity of said order or the

advisability of issuing said bonds, and the City Clerk announced

After the City Council had heard such persons, if any, who requested to be heard, the public hearing was closed.

Thereupon, upon motion of Councilmember Wheeler, seconded by Councilmember Rouso, the order introduced and passed on first reading on July 27, 1998, entitled: "ORDER AUTHORIZING \$98,300,000 STREET BONDS", was read a second time by title and placed upon its final adoption. The vote upon the final adoption of said order was:

Ayes: Councilmembers Unanimous

Noes: None

Mayor Pat McCrory then announced that the order entitled: "ORDER AUTHORIZING \$98,300,000 STREET BONDS" had been adopted.

The City Clerk was thereupon directed to cause to be published said order, together with the appended statement as required by The Local Government Bond Act, as amended, once in The Charlotte Observer.

Thereupon, Councilmember Wheeler introduced the following resolution, a summary of which had been provided to each Councilmember, a copy of which was available with the City Clerk and which was read by title:

RESOLUTION CALLING A SPECIAL  
BOND REFERENDUM

BE IT RESOLVED by the City Council of the City of Charlotte:  
Section 1. A special bond referendum is hereby called to be held on Tuesday, November 3, 1998, between 6:30 A.M. and 7:30

P.M., at which there shall be submitted to the qualified voters of the City of Charlotte the question set forth in the Notice of Special Bond Referendum set forth in Section 3 of this resolution.

Section 2. For said referendum, (i) the regular registration books for elections in Mecklenburg County shall be used, and the registration books, process or records shall be open for the registration of qualified persons and for public inspection in the manner, under the conditions and at the times and places as provided in the Notice of Special Bond Referendum set forth in Section 3 of this resolution, (ii) the chief judges, judges and other officers of election appointed by the Mecklenburg County Board of Elections for the several precincts and voting places in said City shall be the election officers for such precincts and voting places, and (iii) the precincts and voting places shall be those fixed by said County Board of Elections as provided in said Notice of Special Bond Referendum, subject to change as provided by law. The Mecklenburg County Board of Elections is hereby requested to conduct said referendum and to take all necessary steps to that end in accordance with the provisions of this section.

Section 3. The City Clerk shall cause a notice to be published in The Charlotte Observer once at least fourteen days before October 9, 1998 (being the last day on which persons may register for said referendum except as otherwise provided in said notice set forth in this Section) and once again not less than seven days before said day, such notice to read substantially as

follows (and may include such changes as may be reasonably suggested by the Director of Elections of Mecklenburg County):

NOTICE OF SPECIAL BOND REFERENDUM  
to be held in the  
CITY OF CHARLOTTE, NORTH CAROLINA  
on November 3, 1998

A special bond referendum will be held on Tuesday, November 3, 1998, between 6:30 A.M. and 7:30 P.M., at which there will be submitted to the qualified voters of the City of Charlotte the following question:

Shall the order adopted on August 24, 1998, authorizing not exceeding \$98,300,000 Street Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the street and road system of said City, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State, including, without limiting the generality of the foregoing, related studies, plans and design and acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads and intersections and acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting, traffic controls, signals and markers and acquiring any necessary land, interests in land and rights-of-way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

The question above set forth contains a statement of the purpose for which the bonds are authorized by the order referred to in such question.

If any of said bonds are issued, taxes in an amount sufficient to pay the principal and interest thereof will be levied upon all taxable property in the City of Charlotte.

For said referendum the regular registration books for elections in the County of Mecklenburg will be used, and the registration books, process or records will be open for the acceptance of registration applications and the registration of qualified persons, prior to the closing of the registration books, at the office of the Mecklenburg County Board of Elections, 741 Kenilworth Avenue, Suite 202, Charlotte, North Carolina 28204 (park and enter from rear), from Monday to Friday, inclusive, of each week, between the hours of 8:00 A.M. and 5:00 P.M. The telephone number of the Mecklenburg County Board of Elections is (704) 336-2133 or for the hearing impaired TDD (704) 373-0680.

In addition, registration applications will be accepted and qualified persons may register at (i) any Division of Motor Vehicles ("DMV") Drivers License Examination Station during normal business hours when applying for, renewing or correcting driver licenses and (ii) certain other public agencies during normal business hours when conducting certain agency business.

Mail-in registration forms are available at the office of the Mecklenburg County Board of Elections and at other locations in the County such as all Town Halls, major post office branches, all public libraries, some businesses, Charlotte-Mecklenburg Government Center and political party headquarters. Please call the Board of Elections at the numbers listed above for further information regarding the registration by mail procedure.

Furthermore, certain persons in the armed forces and their spouses, certain disabled veterans, certain civilians working

with the armed forces and members of the Peace Corps may register by mail at any time prior to said referendum in the manner provided in Article 21 of Chapter 163 of the General Statutes of North Carolina and in person at any time, including the day of said referendum.

Those residents of the City of Charlotte who are presently registered under Mecklenburg County's permanent registration system and who have not changed residence from one precinct to another within the City since their registration will be permitted to vote in said referendum, provided that removal from one precinct to another shall not deprive any person of the right to vote in the precinct from which he has removed until thirty days after his removal and, further, that any registrant who has changed residence from one precinct to another in the City more than thirty days prior to the special bond referendum may obtain a notice of election day transfer at the precinct in which he is registered and record a change of address on the date of the referendum and vote at his new precinct, in the office of the Mecklenburg County Board of Elections mentioned above or at such other location as may be specified by the Mecklenburg County Board of Elections.

With limited exceptions, the last day and time for new registration in person (by the applicant or another person) to vote in the special bond referendum for those not now registered under Mecklenburg County's permanent registration system is 5:00 p.m. on Friday, October 9, 1998. With limited exceptions,

registration applications submitted by mail must be postmarked not later than Friday, October 9, 1998.

Except as provided above, the last day and time on which registered voters who have changed residence from one precinct to another may transfer registration in person (by the applicant or another person) to vote in the special bond referendum is 5:00 p.m. on Friday, October 9, 1998. With limited exceptions, change of address reports submitted by mail must be postmarked not later than Friday, October 9, 1998.

Any qualified voter of the City who is qualified to vote by absentee ballot in said special bond referendum may apply to the Mecklenburg County Board of Elections for an absentee ballot. Certain persons in the armed forces and their spouses, certain disabled veterans, certain civilians working with the armed forces and members of the Peace Corps who are qualified to vote by absentee ballot pursuant to Section 163-245 of the General Statutes of North Carolina may also apply for an absentee ballot as provided by Section 163-247 of the General Statutes of North Carolina. With limited exceptions, the last day and time to apply for an absentee ballot in person for said referendum is 5:00 p.m. on Friday, October 30, 1998, and the last day to apply for an absentee ballot by mail for said referendum is Tuesday, October 27, 1998.

Persons who are not certain whether they are registered to vote or qualified to vote by absentee ballot or who desire further information concerning the registration process or

concerning absentee ballots should contact the Mecklenburg County Board of Elections at the office of said Board mentioned above.

Registration facilities and voting places in most precincts are accessible to the elderly and disabled. If a voting place is not accessible, elderly and disabled persons may vote at curbside or request assignment to an accessible facility. Any voter is entitled to assistance from an appropriate person of his or her choice.

The registration books will be open to public inspection by any registered voter of the City at said office of the Mecklenburg County Board of Elections during the normal business hours of said Board on the days when the office of said Board is open, and such days on or before October 9, 1998 are challenge days.

The chief judges, judges and other officers of election appointed by the Mecklenburg County Board of Elections will serve as the election officers for said referendum.

The Mecklenburg County Board of Elections will conduct said referendum.

The precincts and voting places for said referendum, subject to change as provided by law, are as follows:

<u>PRECINCT</u>	<u>LOCATION</u>
PCT. #1	Westminster Presbyterian Church 101 Colville Road (Activities Bldg.)
PCT. #2	St. John's Baptist Church 300 Hawthorne Lane (Fellowship Hall)
PCT. #3	Cochrane Middle School 6200 Starhaven Drive (Classroom #101)

- PCT. #4 Hickory Grove Presbyterian Church  
5735 East W.T.Harris Boulevard (Gym)
- PCT. #5 Third Presbyterian Church  
4019 Central Avenue (Fellowship Hall)
- PCT. #6 Amity Presbyterian Church  
2831 North Sharon Amity Road  
(Fellowship Hall)
- PCT. #7 Randolph Middle School  
4400 Water Oak Road (Stage)
- PCT. #8 Myers Park Traditional Elementary School  
2132 Radcliffe Avenue (Multi-Purpose Room)
- PCT. #9 Dilworth Elementary School  
405 East Park Avenue (Multi-Purpose Room)
- PCT. #10 Greek Orthodox Cathedral  
600 East Blvd. (Social Hall)
- PCT. #11 Mt. Moriah Primitive Baptist Church  
747 West Trade Street (Fellowship Hall)
- PCT. #12 Salvation Army Trade Street Boys' Club  
2600 West Trade Street (Gym)
- PCT. #13 First Ward Elementary School  
401 East 9th Street (Dance Room)
- PCT. #14 Hawthorne Traditional School  
1411 Hawthorne Lane (Multi-Purpose Room)
- PCT. #15 Kilgo Methodist Church  
2101 Belvedere Avenue (Fellowship Hall)
- PCT. #16 East Stonewall A.M.E. Zion Church  
1729 Griers Grove Road (Fellowship Hall)
- PCT. #17 Old Fireman's Hall  
2601 East Seventh Street (Main Bldg.)
- PCT. #18 Eastover Elementary School  
500 Cherokee Road (Multi-Purpose Room)
- PCT. #19 Myers Park High School  
2400 Colony Road (Art Gallery)
- PCT. #20 Avondale Presbyterian Church  
2821 Park Road (Fellowship Hall)

- PCT. #21 Sedgefield Middle School  
700 Sedgefield Road (Multi-Purpose Room)
- PCT. #22 Margery A. Thompson Staff Dev. Center  
428 West Boulevard (Auditorium)
- PCT. #23 Ashley Park School  
2401 Belfast Drive (Multi-Purpose Room)
- PCT. #24 Prayer & Deliverance Tabernacle  
3501 Tuckasegee Road (Fellowship Hall)
- PCT. #25 West Charlotte High School  
2219 Senior Drive (Auditorium Lobby)
- PCT. #26 Cole Memorial United Methodist Church  
2022 Sugar Creek Road, West (Gym)
- PCT. #27 Tryon Hills Elementary School  
2600 Grimes Street (Multi-Purpose Room)
- PCT. #28 New Covenant A.R.P. Church  
2541 Elkwood Circle (Fellowship Hall)
- PCT. #29 Merry Oaks Elementary School  
3508 Draper Avenue (Multi-Purpose Room)
- PCT. #30 Plaza Road Pre-School  
1000 Anderson Street (Multi-Purpose Room)
- PCT. #31 Barringer Academic Center  
1500 Walton Road (Multi-Purpose Room)
- PCT. #32 Christ Episcopal Church  
1412 Providence Road (Gym)
- PCT. #33 Eastway Middle School  
1401 Norland Road (Band Room)
- PCT. #34 Oakhurst Baptist Church  
5037 Monroe Road (Fellowship Hall)
- PCT. #35 Cotswold Elementary School  
300 Greenwich Road (Multi-Purpose Room)
- PCT. #36 Providence Baptist Church  
4921 Randolph Road (Fellowship Hall)
- PCT. #37 Pinewood Elementary School  
815 Seneca Place (Multi-Purpose Room)
- PCT. #38 Collinswood Elementary School  
4000 Applegate Road (Gym)

- PCT. #39 Metropolitan United Presbyterian Church  
2926 Old Steele Creek Road (Foyer)
- PCT. #40 Thomasboro Elementary School  
538 Bradford Drive (Gym)
- PCT. #41 New Outreach Christian Center  
3900 Gossett Avenue (Fellowship Hall)
- PCT. #42 Hidden Valley Elementary School  
5100 Snow White Lane (Multi-Purpose Room)
- PCT. #43 Grace Baptist Church  
5232 The Plaza (Old Sanctuary)
- PCT. #44 Shamrock Gardens Elementary School  
3301 Country Club Drive (Multi-Purpose Room)
- PCT. #45 Windsor Park Elementary School  
3900 Sudbury Road (Multi-Purpose Room)
- PCT. #46 Resurrection Lutheran Church  
2825 Shenandoah Avenue (Foyer)
- PCT. #47 Scottish Rites Masonic Bodies  
4740 Randolph Road (Dining Hall)
- PCT. #48 Providence United Methodist Church  
2810 Providence Road (Fellowship Hall)
- PCT. #49 Park Road Elementary School  
3701 Haven Drive (Multi-Purpose Room)
- PCT. #50 Smith Middle School  
1600 Tyvola Road (Multi-Purpose Room)
- PCT. #51 Sedgfield Elementary School  
700 Marsh Road (Multi-Purpose Room)
- PCT. #52 St. Mark United Methodist Church  
917 Clanton Road (Old Sanctuary)
- PCT. #53 Harding University High School  
2001 Alleghany Street (Auditorium Lobby)
- PCT. #54 Oaklawn Elementary School  
1810 Oaklawn Avenue (Multi-Purpose Room)
- PCT. #55 Lincoln Heights Elementary School  
1900 Newcastle Street (Multi-Purpose Room)
- PCT. #56 Druid Hills Elementary School  
2801 Lucena Street (Multi-Purpose Room)

- PCT. #57 Sharon Presbyterian Church  
5201 Sharon Road (Gym/Classroom)
- PCT. #58 Starmount Elementary School  
1600 Brookdale Avenue (Multi-Purpose Room)
- PCT. #59 Montclair Elementary School  
5801 Farmbrook Drive (Multi-Purpose Room)
- PCT. #60 Briarwood Elementary School  
1001 Wilann Drive (Multi-Purpose Room)
- PCT. #61 Shamrock Drive Baptist Church  
4301 Shamrock Drive (Fellowship Hall)
- PCT. #62 Albemarle Road Elementary School  
7800 Riding Trail Road (Multi-Purpose Room)
- PCT. #63 Idlewild Elementary School  
7101 Idlewild Road (Multi-Purpose Room)
- PCT. #64 Crossroads Presbyterian Church  
6801 Monroe Road (Fellowship Hall)
- PCT. #65 Sardis Presbyterian Church  
6100 Sardis Road (Education Bldg.)
- PCT. #66 Rama Road Elementary School  
1035 Rama Road (Multi-Purpose Room #136)
- PCT. #67 Lansdowne Elementary School  
6400 Prett Court (Multi-Purpose Room)
- PCT. #68 St. Stephen United Methodist Church  
6800 Sardis Road (Gym)
- PCT. #69 Olde Providence School  
3800 Rea Road (Multi-Purpose Room)
- PCT. #70 St. John's Episcopal Church  
1623 Carmel Road (Youth Hall-in rear)
- PCT. #71 Sharon Elementary School  
4330 Foxcroft Road (Multi-Purpose Room)
- PCT. #72 Carmel Presbyterian Church  
2048 Carmel Road (Scout Hut)
- PCT. #73 Heathstead Community Center Clubhouse  
6140 Heath Ridge Court (Side Entrance)
- PCT. #74 Alexander Graham Middle School  
1800 Runnymede Lane (Multi-Purpose Room)

- PCT. #75 Pilgrim Congregational Church UCC  
6151 Sharon Road (Fellowship Hall)
- PCT. #76 Huntingtowne Farms Elementary School  
2520 Huntingtowne Farms Lane (Multi-Purpose  
Room)
- PCT. #77 Nations Ford Elementary School  
8300 Nations Ford Road (Gym)
- PCT. #78 Aldersgate United Methodist Church  
5338 Nations Ford Road (Fellowship Hall)
- PCT. #79 Tuckasegee Elementary School  
2028 Little Rock Road (Multi-Purpose Room)
- PCT. #80 Pawtucket Elementary School  
8701 Moores Chapel Road (Multi-Purpose Room)
- PCT. #81 Allenbrook Elementary School  
1430 Allenbrook Drive (Multi-Purpose Room)
- PCT. #82 Greenville Memorial A.M.E. Zion Church  
6116 Monteith Drive (Fellowship Hall)
- PCT. #83 Albemarle Road Presbyterian Church  
6740 Albemarle Road (Gym)
- PCT. #84 Calvary Church of the Nazarene  
4000 North Sharon Amity Road (Fellowship)
- PCT. #85 Charlotte Christian High School  
7301 Sardis Road (Gym)
- PCT. #86 Carmel Middle School  
5001 Camilla Drive (Library)
- PCT. #87 Pineville Church of the Nazarene  
8614 Pineville-Matthews Road (Foyer)
- PCT. #88 Living Savior Lutheran Church  
6817 Carmel Road (Education Bldg.)
- PCT. #89 Coulwood Middle School  
500 Kentberry Drive (Media Center)
- PCT. #90 South Charlotte Middle School  
8040 Strawberry Lane (Cafetorium)
- PCT. #91 Providence Presbyterian Church  
10140 Providence Road (Fellowship Hall)

- PCT. #92           Smithfield Elementary School  
3200 Smithfield Church Road  
(Multi-Purpose Room)
- PCT. #93           Church of Jesus Christ of Latter Day Saints  
5815 Carmel Road (Classroom - Park &  
enter from rear)
- PCT. #94           Albemarle Road Recreation Center  
5027 Idlewild Road, North (Gym)
- PCT. #95           Hickory Grove United Methodist Church  
6301 Hickory Grove Road (Gym)
- PCT. #96           Charlotte Christian Swim & Racket Club  
7823 Sardis Road (Main Room)
- PCT. #97           Sharon South Clubhouse  
8037 Knights Bridge Road (Main Hall)
- PCT. #98           Ebenezer A.R. Presbyterian Church  
6210 Old Pineville Road (Gym)
- PCT. #99           Greenway Park Elementary School  
8301 Monroe Road (Gym)
- PCT. #100          Candlewyck Baptist Church  
7200 Providence Road (Fellowship Hall)
- PCT. #101          Carmel Place Retirement Community  
5512 Carmel Road (Activity Room)
- PCT. #102          Bible Baptist Church  
2724 Margaret Wallace Road (Lobby)
- PCT. #103          Cross & Crown Lutheran Church  
1024 Pineville-Matthews Road  
(Fellowship Hall)
- PCT. #104          Devonshire Elementary School  
6500 Barrington Drive (Multi-Purpose Room)
- PCT. #105          Newell Volunteer Fire Dept. & Rescue, Inc.  
9007 Newell Baptist Church Road (Front Bay)
- PCT. #106          Alexander Children's Center  
6220 Thermal Road (Cafeteria)
- PCT. #107          Derita Elementary School  
2300 West Sugar Creek Road  
(Multi-Purpose Room)

- PCT. #108      The Cedars Clubhouse  
7139 Winding Cedar Trail (Main Room)
- PCT. #109      Hawthorne Recreation Center  
345 Hawthorne Lane (Gym)
- PCT. #110      Church at Charlotte  
2500 Carmel Road (Multi-Purpose Room)
- PCT. #111      Beverly Woods Elementary School  
6001 Quail Hollow Road  
(Multi-Purpose Room)
- PCT. #112      Messiah Lutheran Church  
8300 Providence Road (Classroom)
- PCT. #113      St. Francis United Methodist Church  
4200 McKee Road (Worship Center)
- PCT. #114      South Mecklenburg High School  
8900 Park Road (Gym Lobby)
- PCT. #115      Good Shepherd Lutheran Church  
7700 Lawyers Road (Vestibule)
- PCT. #116      Cornerstone Baptist Church  
8947 Albemarle Road (Family Life Center)
- PCT. #117      Garr Memorial Church  
7700 Wallace Road (Social Hall)
- PCT. #118      Providence High School  
1800 Pineville-Matthews Road  
(Auditorium Lobby)
- PCT. #119      Providence Road Church of Christ  
4900 Providence Road (Fellowship Hall)
- PCT. #120      Sharon Lakes Clubhouse  
8301 Sharon Lakes Road (Office)
- PCT. #121      William Davie Park  
4630 Pineville-Matthews Road  
(Activity Building)
- PCT. #122      Good Shepherd United Methodist Church  
13110 Moss Road (Sanctuary)
- PCT. #123      Northridge Middle School  
7601 The Plaza
- PCT. #124      Hickory Grove Elementary School  
6300 Highland Avenue

PCT. #125 Piney Grove Elementary School  
8801 Eaglewind Drive

PCT. #126 Nathaniel Alexander Elementary School  
7910 Neal Road

PCT. #128 Mallard Creek Elementary School  
9801 Mallard Creek Road

PCT. #200 Berryhill Baptist Church  
7438 Old Dowd Road (Recreation Building)

PCT. #204 Back Creek Presbyterian Church  
1821 Back Creek Church Road  
(Family Life Center)

PCT. #210 McCrorey Y.M.C.A.  
3801 Beatties Ford Road (Gym)

PCT. #211 Hornets Nest Elementary School  
6700 Beatties Ford Road (Multi-Purpose Room)

PCT. #212 Mallard Creek Presbyterian Church  
1600 Mallard Creek Church Road (Gym)

PCT. #213 Ranson Middle School  
5850 Statesville Road (Media Center)

PCT. #214 University City United Methodist Church  
6100 West Sugar Creek Road (Sanctuary)

PCT. #222 Oakdale School  
1825 Oakdale Road (Multi-Purpose Room)

PCT. #223 Cooks Memorial Presbyterian Church  
3413 Mt. Holly-Huntersville Road  
(Fellowship Hall)

PCT. #224 Moores Chapel United Methodist Church  
10601 Moores Chapel Road (Old Sanctuary)

PCT. #226 Calvary Church  
5801 Pineville-Matthews Road (Youth Gym)

PCT. #227 McKee Road Elementary School  
4101 McKee Road (Multi-Purpose Room)

PCT. #228 Kennedy Middle School  
4000 Gallant Lane (Multi-Purpose Room)

PCT. #230 Steele Creek Masonic Temple Lodge #737  
9424 Steele Creek Road (Dining Room)

- PCT. #232 South Mecklenburg Presbyterian Church  
8601 Providence Road, West (Sanctuary)
- PCT. #237 University Meadows Elementary School  
1600 Pavilion Boulevard (Multi-Purpose Room)
- PCT. #238 David Cox Road Elementary School  
4215 David Cox Road (Multi-Purpose Room)
- PCT. #239 Oehler BBQ Barn  
4503 Ridge Road (Main Room)
- PCT. #243 Lake Wylie Elementary School  
13620 Erwin Road (Multi-Purpose Room)

By order of the City Council of the City of Charlotte.

Brenda R. Freeze  
City Clerk  
City of Charlotte

Isaac Heard, Jr.  
Chairman of Mecklenburg  
County Board of Elections

Section 4. The form of the question as the same will appear in the ballot strips for the voting machines and in any paper ballots to be used at said referendum shall be substantially as follows:

.....

STREET BONDS

[ ] YES

[ ] NO

.....

Shall the order adopted on August 24, 1998, authorizing not exceeding \$98,300,000 Street Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the street and road system of said City, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State, including, without limiting the generality of the foregoing, related studies, plans and design and acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads and intersections and acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting, traffic controls, signals and markers and acquiring any necessary land, interests in land and rights-of-way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

.....

Section 5. The City Clerk is hereby directed to cause to be mailed or delivered a certified copy of this resolution to the Mecklenburg County Board of Elections within three days after its passage.

Section 6. This resolution shall take effect upon its passage.

Thereupon, upon motion of Councilmember Wheeler, seconded by Councilmember Rouso, the foregoing

resolution entitled: "RESOLUTION CALLING A SPECIAL BOND REFERENDUM" was passed by the following vote:

Ayes: Councilmembers Unanimous

Noes: None

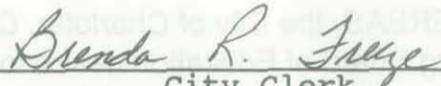
\* \* \* \* \*

I, Brenda R. Freeze,            City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the recorded proceedings of the City Council of said City at a regular meeting held on August 24, 1998, as relates in any way to the holding of a public hearing upon an order authorizing the issuance of bonds of said City as described in said proceedings, the adoption of said order and the calling of a special bond referendum thereon and that references regarding said proceedings are recorded in Minute Book No. 112 of said City Council, beginning at page      and ending at page     , and a full copy of the foregoing resolution calling a special bond referendum is recorded in Resolution Book No. 35 of said City Council, beginning at page 296 and ending at page 316.

I HEREBY FURTHER CERTIFY that I mailed or delivered a certified copy of the resolution passed by said City Council on August 24, 1998 entitled: "RESOLUTION CALLING A SPECIAL BOND REFERENDUM" to the Mecklenburg County Board of Elections on or before the third day following the passage of said resolution.

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held (with certain exceptions not applicable to said meeting) at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, in Charlotte, North Carolina in the Conference Center on the first Monday of each month at 5:00 P.M. (workshop); and in the Meeting Chamber on the second Monday of each month at 7:00 P.M., the third Monday of each month at 6:00 P.M. (zoning), and the fourth Monday of each month at 7:00 P.M., has been on file in the office of the City Clerk as of a date not less than seven days before the date of said meeting in accordance with G.S. § 143-318.12.

WITNESS my hand and the seal of said City, this 26th day of August, 1998.

  
\_\_\_\_\_  
City Clerk

Brenda R. Freeze, CMC

(SEAL)

A JOINT RESOLUTION OF THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, AND CHARLOTTE-MECKLENBURG BOARD OF EDUCATION AUTHORIZING THE SIX TOWNS OF MECKLENBURG COUNTY TO EACH APPOINT ONE ELECTED OFFICIAL TO THE PLANNING LIAISON COMMITTEE.

WHEREAS, the membership of the Planning Liaison Committee is currently composed of three members of the Charlotte City Council, three members of the Mecklenburg County Board of Commissioners, three members of the Charlotte-Mecklenburg Board of Education, and two members of the Charlotte-Mecklenburg Planning Commission;

WHEREAS, the Mission of the Planning Liaison Committee is to:

- Promote communication among elected officials concerning planning interests within Mecklenburg County and the region,
- Facilitate building consensus on planning initiatives that respond to issues of common interests, and
- Provide review and comment on planning issues together with reports on same to parent bodies;

WHEREAS, the Chairpersons of Charlotte's and Mecklenburg County's Capital Advisory Committees attend as ex officio members; and

WHEREAS, the City of Charlotte, County of Mecklenburg, and Charlotte-Mecklenburg Board of Education desire to invite the Mecklenburg County Towns of Cornelius, Davidson, Huntersville, Matthews, Mint Hill, and Pineville ("Six Towns") to each appoint from their governing bodies one elected official to be a member of the Planning Liaison Committee.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte, the Board of Commissioners of Mecklenburg County, and the Charlotte-Mecklenburg Board of Education mutually agree to expand the membership of the Planning Liaison Committee by inviting each of the Six Towns of Mecklenburg County to appoint one elected member from the governing body of the respective Town to be a voting member of the Planning Liaison Committee.

BE IT FURTHER RESOLVED that each member of the Planning Liaison Committee shall have one vote for the purpose of confirming actions by the Committee and that the Planning Liaison Committee's actions are for the sole purpose of recommending action to the governing bodies who reserve the right of final decisions. This joint resolution shall not become effective unless and until adopted by the Charlotte City Council, the Mecklenburg County Board of Commissioners, and the Charlotte-Mecklenburg Board of Education.

Adopted by the Charlotte City Council on the 24th day of August, 1998.

Adopted by the Mecklenburg Board of County Commissioners on the 1st day of September, 1998.

Adopted by the Charlotte-Mecklenburg Board of Education on the 25th day of August, 1998.

Approved as to form:

*David M. Smith*  
City Attorney

Approved as to form:

*M A Bethune*  
County Attorney

Approved as to form:

*Joseline W. ...*  
Attorney for the Board of Education

**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 August, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 317-318A.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1998.

Brenda R. Freeze  
Brenda R. Freeze, CMC, City Clerk

**CHARLOTTE CITY COUNCIL**

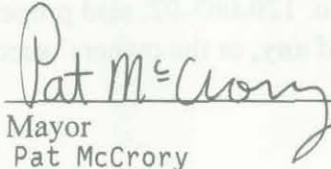
**Resolution Authorizing Sale of Personal Property by Public Auction**

Whereas, G. S. 160A-270 allows the City Council to sell personal property at public auction upon adoption of a resolution or order authorizing the appropriate official to dispose of the property at public auction; and

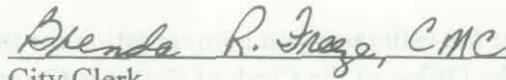
Whereas, the City Manager has recommended that the property listed on the attached Exhibit A should be sold at public auction as surplus property; now therefore,

Be It Resolved, by the Charlotte City Council that the City Manager or her designee is authorized to sell at public auction on the 26th day of September 1998, at 10:00 a.m. at the City-County Surplus Property facility, 7515-A Warren Road, Charlotte, North Carolina, the surplus property described on Exhibit A, as per the terms and conditions as specified in the "Auctioneer Services" contract approved by this Council and in accordance with G. S. 160A-270 . The terms of the sale shall be net cash. The City Manager is directed to publish at least once and not less than ten (10) days before the date of the auction, a copy of this Resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270.

Adopted on this 14th day of September, 1998.

  
\_\_\_\_\_  
Mayor  
Pat McCrory

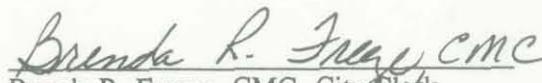
ATTEST:

  
\_\_\_\_\_  
City Clerk  
Brenda R Freeze, CMC

**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 14th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 319.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 21st day of September, 1998.

  
\_\_\_\_\_  
Brenda R. Freeze, CMC, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

---

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **BRIAR CREEK/CENTRAL AVENUE-ATP 3 PROJECT**;

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **BRIAR CREEK/CENTRAL AVENUE-ATP 3 PROJECT** and estimated to be approximately **1,639 square feet for fee-simple and 2,638 square feet for temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 129-063-02, said property currently owned by **EDWARD J. SALEM, JR. and spouse, if any**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 320-321.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1998.

*Brenda R. Freeze CMC*  
Brenda R. Freeze, CMC, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

---

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **BEATTIES FORD ROAD-4-LANE WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **BEATTIES FORD ROAD-4-LANE WIDENING PROJECT**, and estimated to be approximately **1,264 square feet (.029 ac.)** for fee-simple and temporary construction easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 075-073-26, said property currently owned by **LORETTA COSTNER SCOTT and spouse, if any; WILVON L. COSTNER and spouse, if any; UNITED STATE TREASURY DEPARTMENT, INTERNAL REVENUE SERVICE, Possible Judgment Creditor; STATE OF NORTH CAROLINA, DEPARTMENT OF REVENUE, Possible Judgment Creditor; TRUSTEE OF UNITED STATES BANKRUPTCY COURT** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

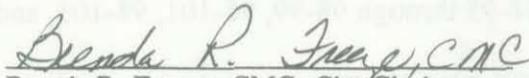
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 322-323.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1998.

  
Brenda R. Freeze, CMC, City Clerk

A RESOLUTION PROVIDING FOR PUBLIC HEARING  
ON PETITIONS FOR ZONING CHANGES

WHEREAS, the City Council has received petitions for zoning changes, which petitions, numbered 98-42, 98-59, 98-89, 98-90, 98-91, 98-93, 98-95 through 98-99, 98-101, 98-103, and 98-114 are on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that hearings be held on said petitions,

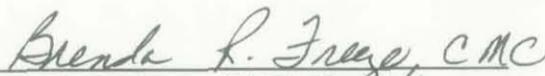
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that public hearings will be held in the Meeting Chamber located in the Charlotte-Mecklenburg Government Center, Lobby Level, at 600 East Fourth Street beginning at six o'clock P.M. on Wednesday the 21st day of October, 1998 on petitions for zoning changes numbered 98-42, 98-59, 98-89, 98-90, 98-91, 98-93, 98-95 through 98-99, 98-101, 98-103, and 98-114.

BE IT FURTHER RESOLVED that notice of said hearings be published as required by law.

**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 23rd day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 324.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of September, 1998.

  
Brenda R. Freeze, CMC, City Clerk

A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO CONSIDER ANNEXATION OF THE SARDIS ROAD AREA, AS DESCRIBED HEREIN, AND FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as Sardis Road as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public hearing on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 o'clock p.m., on Thursday, November 19, 1998, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to be heard.

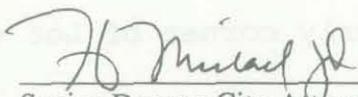
Section 3. That a report of plans for extending services to the attached described area be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public hearing.

Section 4. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public hearing a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described area who have been identified.

Section 5. That notice of said public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this 23rd day of September, 1998.

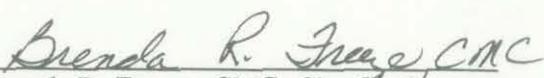
Approved as to form:

  
Senior Deputy 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 23rd day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 325-327.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of September, 1998.

  
Brenda R. Freeze, CMC, City Clerk

FY99

Annexation Area Description

Sardis Road

Beginning at a point on the existing CHARLOTTE CITY LIMITS, said point being the Northeasterly corner of Lot 25 as shown on Map Book 7 page 799, and also being the Northwesterly corner of Lot 21 as shown on Map Book 28 page 899, and also being on the Southern Right-of-Way margin of Sardis Road. Thence in a Southeasterly direction following the Southern Right-of-Way of Sardis Road a distance of approximately 1940 feet to a point; said point being the Southeasterly corner of Lot 1 as shown on Map Book 26 page 892, said point also being on the current Matthews City Limits. Thence following the Current Matthews City Limits and the rear lot lines of Lots 1, 2 and 3 as shown on Map Book 26 page 892 a distance of 328.07 feet to a point; said point being the Southwesterly corner of Lot 3 as shown on Map Book 26 page 892, said point also being the Southeasterly corner of Lot 4 as shown on Map Book 26 page 893. Thence continuing with the current Matthews City Limits and the rear lot lines of Lots 4 thru 10 as shown on Map Book 26 page 893 a distance of 558.13 feet to a point; said point being the Southwesterly corner of lot

*[Faint signature and illegible text]*

10 as shown on Map Book 26 page 893, said point also being the Southeasterly corner of Lot 11 as shown on Map Book 28 page 899.

Thence with the rear lot lines of Lot 11 and part of Lot 12 North 69-15-43 West 237.31 feet to a point; said point being the Southwestern corner of Lot 12 as shown on Map Book 28 Page 899, said point also being on the existing Charlotte City Limits.

Thence in a Northerly direction following the rear lot lines of Lots 12 thru 21 a distance of 1096.74 feet to a point; said point being the Northwesterly corner of Lot 21 as shown on Map Book 28 Page 899, said point also being the point and place of beginning.

Section 1. I am a person of good faith and good standing in the City of Charlotte, North Carolina, and I hereby certify that the above described property is the property of the City of Charlotte, North Carolina, and that the same is not subject to any other claim or lien.

Section 2. That there shall be given in the office of the City Clerk at least thirty (30) days prior to the date of said public hearing a legible map of the area to be surveyed and a list of persons holding beneficial interests in the property in the attached described territory who have been identified.

Section 3. That notice of said public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this 23rd day of September, 1998

Approved as follows:

  
Scott R. Finner, Mayor

**CERTIFICATION**

I, Scott R. Finner, Mayor of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of September, 1998, the reference being hereunto made in Article Book 35, and recorded in full in Resolution Book 35, Page 327-328.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, on the 23rd day of September, 1998.

  
Scott R. Finner, Mayor, City of Charlotte

A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO CONSIDER ANNEXATION OF THE BALLANTYNE AREA, AS DESCRIBED HEREIN, AND FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as Ballantyne as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public hearing on the question of annexing the attached described territory will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 p.m., on Thursday, November 19, 1998, at which time plans for extending services to said territory will be explained and all persons resident or owning property in said territory and all residents of the City of Charlotte will be given an opportunity to be heard.

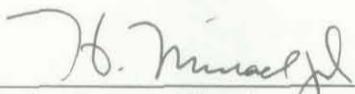
Section 3. That a report of plans for extending services to the attached described territory be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public hearing.

Section 4. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public hearing a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described territory who have been identified.

Section 5. That notice of said public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this 23rd day of September, 1998.

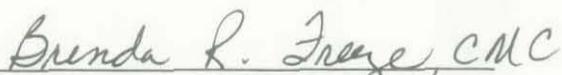
Approved as to form:

  
\_\_\_\_\_  
Senior Deputy 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 23rd day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 328-347.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of September, 1998.

  
\_\_\_\_\_  
Brenda R. Freeze, CMC, City Clerk

FY99

Annexation Area Description

Ballantyne

Beginning at a point on the existing CHARLOTTE CITY LIMITS, said point being the Northwesterly corner of the parcel described in Deed Book 8178 page 222. Thence North 80-57-29 East 1646.31 feet; thence North 18-17-54 West 162.63 feet; thence North 19-05-07 West 40.20 feet to a point; said point being the Northeasterly corner of the tract described in Deed Book 2313 page 77, said point also being in the centerline of McAlpine Creek. Thence with the centerline of McAlpine Creek and proceeding with the meanderings of said creek in a Northeasterly direction approximately 3,394 feet to a point; said point being where the centerline of McAlpine Creek intersects with the centerline of McMullen Creek. Thence continuing with the centerline of McAlpine Creek as it meanders in a Northeasterly or Easterly direction approximately 6,675 feet to a point. Thence continuing in a Northerly direction following along the centerline of McAlpine Creek as shown on recorded Map Book 18 page 62 in twenty-five (25) courses, as having a bearing and distance as follows: 1) North 18-15-12 East 102.25 feet, 2) North 61-56-19 East 197.12 feet, 3) North 25-41-50 East 306.56 feet, 4) North 54-32-36 East 135.38 feet, 5) North 61-35-28 East 160.54 feet, 6) North 67-41-38 East 223.89 feet, 7) North 86-36-28 East 88.01 feet, 8) South 65-21-09 East 177.99 feet, 9) North 71-05-24 East 96.10 feet, 10) North 51-10-14 East 135.61 feet, 11) North 33-13-

41 East 118.20 feet, 12) North 38-49-25 East 623.03 feet, 13) North 35-22-20 East 142.04 feet, 14) North 47-48-26 East 289.73 feet, 15) South 87-41-58 East 235.91 feet, 16) North 86-27-50 East 97.90 feet, 17) North 77-03-32 East 571.04 feet, 18) North 61-22-13 East 103.65 feet, 19) North 51-11-47 East 240.34 feet, 20) North 04-09-51 East 360.70 feet, 21) North 19-05-51 East 128.64 feet, 22) North 60-36-51 East 373.00 feet, 23) North 59-51-59 East 1,392.59 feet, 24) North 78-30-47 East 696.73 feet, 25) North 60-58-35 East 117.09 feet to a point; said point being the intersection of the centerline of Four Mile Creek with the centerline of McAlpine Creek, said point also being on the Westerly boundary of the property described in Deed Book 6539 page 368. Thence in a Southerly direction following along the westerly boundary of said property with the following bearings and distances: South 18-52-00 West 397.00 feet, thence South 09-09-30 East 917 feet, thence South 30-59-23 East 1,170 feet to a point; said point being on the Westerly boundary of the property as described in Deed Book 6539 page 368; said point also being in the Northerly Right-of-Way of Endhaven Lane. Thence crossing Endhaven Lane in a Southeasterly direction to a point; said point being in the Southerly Right-of-Way of Endhaven Lane. Thence in an Easterly direction following along the Southerly Right-of-Way of Endhaven Lane having a distance of 1,197.12 feet to a point; said point being on the Westerly boundary of the property as described in Deed Book 6066 page 316. Thence in a Southerly direction following along the Westerly boundary of said property having a bearing and distance of South 04-27-12 East 452.68 feet

to a point; said point being Southwest most corner of said property. Thence in an Easterly direction following along the Southerly boundary of said property having a bearing and distance of South 82-21-02 East 250.05 feet to a point; said point being the Southeast most corner of the property as described in Deed Book 6066 page 316. Thence in a Southerly direction following along the Westerly lot line of Lot 38 and a portion of Lot 39 of Block 1 as shown in recorded Map Book 24 page 176 having a bearing and distance of South 19-17-21 West 373.60 feet to a point; said point being the Southwest most corner of Lot 38 of Block 1 as shown in recorded Map Book 24 page 176; said point also being on the Northern Right-of-Way of I-485. Thence in a Southerly direction perpendicular to I-485 a distance of 348 feet to a point; said point being on the Southern Right-of-Way of I-485. Thence in an Easterly direction following the Southern Right-of-Way of I-485 an approximate distance of 630 feet to a point; said point being in the Western most line of the property described in Deed Book 5422 page 623. Thence in a Southerly direction with the Western most line of said property a distance of approximately 80 feet to a point; said point being the Westerly most corner of said property; said point also being the Northern most corner of Lot 44 Block 5 as shown in recorded Map Book 24 page 55. Thence in a Southerly direction following along the Northern lot lines of Lots 30, 31, 32, 43, and a portion of Lot 44 as shown on recorded Map Book 24 page 535 with the following bearings and distances: South 64-04-26 East 95.06 feet, South 41-53-19 East 100.03 feet, South 62-01-57 East 215.81 feet,

South 70-21-10 East 113.25 feet, South 77-07-55 East 332.65 feet, and South 70-16-40 East 40 feet to a point; said point being the Northern most corner of Lot 14, Block 5 as shown on recorded Map Book 23 page 878. Thence with the Northerly Lot lines of Lots 11, 12, 13, and Lot 14 of Block 5 as shown on recorded Map Book 23 page 878, the following bearings and distances: South 70-16-20 East 82.23 feet, South 80-47-37 East 165.53 feet, South 45-34-42 East 71.43 Feet, South 54-23-45 East 158.44 feet, South 69-11-22 East 179.90 feet to a point; said point being the Eastern most corner of Lot 11 Block 5 and also being on a Greenway as shown on recorded Map Book 23 page 878. Thence following the Western boundary of said Greenway two bearings and distances as follows: North 17-54-11 East 31.66 feet, and North 50-41-32 East 419.59 feet to a point on the Southerly Right-of-Way of I-485; said point being the Northwest corner of a Greenway as shown on recorded Map Book 23 page 881. Thence in a Westerly direction following the Southerly Right-of-Way of I-485 an approximate distance of 2,630 feet to a point; said point being in the centerline of a tributary of McAlpine Creek as shown on recorded Map Book 26 page 313. Thence in a Southerly direction approximately 1,295 feet to a point; said point being the Northwest corner of the common open space of said recorded Map. Thence continuing with the centerline of the tributary of McAlpine Creek in a Southerly direction approximately 945 feet to a point; said point being the Southwest corner of Lot 96 Block 5 of said Map. Thence with the rear property lines of Lots 96 and 97 of Block 5 of said Map South 74-42-38 East 305.06 feet to a

point; said point being the Southeast corner of Lot 97. Thence following the rear property lines of lots 97 through 99 North 03-54-03 West 345.54 feet, South 70-35-56 East 22.65 feet to a point; said point being a common corner of Lot 99 of Block 5 as shown on recorded Map Book 26 page 313 and Lot 115 of Block 5 as shown on recorded Map Book 25 page 345. Thence with the rear property lines of lots 115, 124, and 125 of Block 5 as shown on recorded Map Book 25 page 345 two calls as follows: 1) South 70-35-56 East 293.91 feet 2) South 89-53-55 East 258.26 feet to a point; said point being a common corner of Lot 125 of Block 5 as shown on recorded Map Book 25 page 345 and Lot 65 of Block 8 as shown on recorded Map Book 26 page 675. Thence with the rear property lines of Lots 65, 64, 50, and 49 South 69-53-55 East 497.13 feet to a point; said point being a common corner of Lot 49 of Block 8 as shown on recorded Map Book 26 page 675 and Lot 39 as shown on recorded Map Book 25 page 626. Thence with the rear property lines of Lots 39, 38, and 37 South 27-09-22 East 206.85 feet to a point; said point being a common corner of Lot 37 Block 8 as shown on recorded Map Book 26 page 626 and Lot 11 as shown on recorded Map Book 25 page 396. Thence crossing the rear of Lots 11 and 12 as shown on Map Book 25 page 396 South 21-33-55 East 426.94 feet to a point; said point being the Southwest corner of a common area as shown on said recorded Map, said point also being on the Northerly Right-of-Way of Ballantyne Commons Parkway. Thence in a Southeasterly direction crossing Ballantyne Commons Parkway approximately 100 feet to a point; said point being on the Southern Right-of-Way of Ballantyne commons Parkway,

and point also being the Northwest corner of a common open space as shown on recorded Map Book 26 Page 46. Thence following the rear property lines of Lots 58, 55, and 51 through 46 of Block 1 six calls as follows: 1) South 26-45-26 East 417.08 feet, 2) North 86-41-08 East 123.96 feet, 3) South 22-48-27 East 242.72 feet, 4) South 14-54-03 East 173.13 feet, 5) South 19-02-04 East 146.61 feet, 6) South 14-59-48 East 144.71 feet to a point; said point being the Southwest corner of Lot 46 of Block 1 as shown on recorded Map Book 26 page 820. Thence South 85-48-46 West 44.48 feet. Thence with the rear property lines of Lots 1 through 7 as shown on recorded Map Book 20 page 566 crossing Rally Drive South 72-06-34 West 1,496.45 feet to a point; said point being the Northwest corner of Lot 7 as shown on said recorded Map. Thence along the rear property lines of lots 7, 8, and 9 as shown on said Map South 29-12-00 East 629.93 feet to a point; said point being the Southwest corner of Lot 9 as shown on recorded Map Book 20 page 566. Thence South 29-12-42 East 540 feet. Thence South 29-12-42 East 1016.70 feet to a point; said point being the Southwest corner of Lot 9 Block 3 as shown on recorded Map Book 21 page 421. Thence North 58-47-41 East 129.00 feet to a point; said point being an angle point of Lot 10 Block 3 as shown on said recorded Map. Thence North 61-43-57 East 567.19 feet crossing Lansford Road to a point; said point being the Southeast corner of Lot 25 Block 4 as shown on recorded Map Book 21 page 421. Thence North 61-43-57 East 240 feet. Thence North 02-17-30 West 270 feet to a point; said point being an angle point of Lot 18 Block 4 as shown on recorded Map Book 21 page 421. Thence

North 02-07-30 West 125 feet. Thence North 02-17-03 West 583.69 feet to a point; said point being the Northeast corner of property as shown on recorded Map Book 21 page 421. Thence South 83-12 East 198.50 feet to a point; said point being the point of tangency and shown on recorded Map Book 18 page 287. Thence in an Easterly direction with an arc of a circular curve to the right, said arc having a radius of 566.86 feet, said arc having a distance of 241.56 feet to a point; said point being the Southeasterly most corner of Lot 9 Block 5 as shown on recorded Map Book 20 page 323; said point also being the Northwesterly most corner of lot 15 as shown on recorded Map Book 19 page 484. Thence continuing in a Southeasterly direction with an arc of a circular curve to the right, said arc having a radius of 566.86 feet, said arc having a distance of 455 feet to a point; said point being the point of curvature of Lot 18 as shown on recorded Map Book 19 page 484. Thence South 12-49-59 East 99.14 feet to a point; said point being the Southwest corner of Lot 18 as shown on recorded Map Book 19 page 484, said point also being the Northwest corner of Lot 19 Block 5 as shown on recorded Map Book 19 page 483, said point also being on the Northern Right-of-Way of Providence Road West. Thence in Southerly direction approximately 60 feet to a point; said point being on the Southern Right-of-Way of said road, said point also being the Northwest corner of the property described in Deed Book 4086 page 982. Thence with the Westerly most line of said property South 26-00 East 330.00 feet to a point; said point being the Southwest corner of said property. Thence North 77-00-00 East 132.00 feet

to a point; said point being the Southeast corner of the property described in Deed Book 4086 page 982. Thence South 27-13 East 244.09 feet to a point; said point being the Southwest corner of property described in Deed Book 7584 page 625. Thence South 27-13-00 East 415.25 feet to a point; said point being the Southwest corner of the property described in Deed Book 6969 page 692. Thence North 63-50-18 East 695.39 feet to a point; said point being the southeast corner of the property described in Deed Book 6969 page 692, said point also being on the Westerly Right-of-Way of Blakney-Heath Road. Thence in a Southerly direction following the Western Right-of-Way of Blakney-Heath Road approximately 1,820 feet to a point. Thence in an Easterly direction approximately 60 feet to a point; said point being on the Easterly Right-of-Way of Blakney-Heath Road, said point also being on the Southern most line of the property described in Deed Book 6371 page 463. Thence North 81-31-39 East 569.61 feet to a point; said point being the Southeast corner of said Deed; said point also being the Southwest corner of the property described in Deed Book 4400 page 411. Thence North 81-39-47 East 482.28 feet to a point; said point being the Southeast corner of the property described in Deed Book 4400 page 411, said point also being the Southwest corner of the well lot as shown on recorded Map Book 21 page 863. Thence North 58-58 East 189.71 feet. Thence North 58-58 East 349.48 feet to a point; said point being the Southeasterly most corner of a common open space as shown on recorded Map Book 21 page 863, said point also being on the centerline of a 68 foot Duke Power Right-of-Way. Thence

following the aforementioned Right-of-Way and the Rear lot lines of Lots 24, 25, 35, 36, and 37 of Block 2 as shown on recorded Map Book 21 page 230 South 75-43-47 East 774.11 feet to a point; said point being the Southeast corner of Lot 37 of Block 2 as shown on said recorded Map, said point also being the Southwest corner of Lot 49 Block 2 as shown on recorded Map Book 21 page 396. Thence South 75-43-47 East 557.21 feet to a point; said point being the Southeast corner of Lot 51 of Block 2 as shown on recorded Map Book 21 page 396. Thence North 09-11-53 West 1,106.60 feet to a point; said point being the Northeast corner of Lot 59 of Block 2 as shown on recorded Map Book 21 page 396, said point also being an angle point of Lot 19 of Block 1 as shown on recorded Map Book 21 page 24. Thence North 51-25-26 East 68.06 feet to a point; said point being the Southeast corner of Lot 19 of Block 1 as shown on recorded Map Book 21 page 24, said point also being the Southwest corner of Lot 20 of Block 2 as shown on recorded Map Book 21 page 168. Thence North 51-25-56 East 671.87 feet to a point; said point being the Southeast corner of Lot 5 Block 4 as shown on recorded Map Book 21 page 168, said point also being the Southwest corner of Lot 6 of Block 4 as shown on recorded Map Book 21 page 462. Thence North 51-25-26 East 163.44 feet to a point; said point being a point close to the centerline of a 100 foot dedicated Right-of-Way as shown on recorded Map 21 page 462. Thence South 69-37-20 East 391.83 feet to a point; said point being a corner of Lot 4 Block 5 as shown on recorded Map Book 21 page 462, said point also being the Southwest corner of Lot 6 Block 5 as shown on recorded Map Book

21 page 517. Thence South 69-37-20 East 649.85 feet to a point; said point being the Southeast corner of Lot 12 Block 5 as shown on recorded Map Book 21 page 517, said point also being the northwest corner of the property described in Deed Book 6030 page 580. Thence South 04-08-50 West 930.18 feet to a point; said point being the Southwest corner of the property described in said Deed. Thence South 04-08-50 West 734.60 feet to a point; said point being the Southwest corner of the property described in Deed Book 3288 page 297. Thence South 68-15-00 East 522.67 feet to a point; said point being the Southeast corner of the property described in Deed Book 3288 page 297, said point also being the centerline of a Duke Power Right-of-Way. Thence in an Easterly direction following the centerline of the Duke Power Right-of-Way approximately 1,086 feet to a point; said point being the Southeast corner of the property described in Deed Book 3419 page 71. Thence South 16-59-07 East 280.97 feet to a point; said point being the Northwest corner of lot 42 and the Southwest corner of Lot 42 of Block 1 as shown on recorded Map Book 25 page 879. Thence South 01-37-08 West 400 feet to a point; said point being the Southwest corner of Lot 37 Block 1 as shown on said recorded Map, said point also being the Northwest corner of Lot 36 as shown on recorded Map book 25 page 611. Thence South 25-43-34 West 261.00 feet to a point; said point being the Southwest corner of lot 33 as shown on said recorded Map, said point also being the Northwest corner of lot 32 as shown on recorded Map Book 25 page 786. Thence South 25-43-34 West 298.30 feet to a point; said point being the Southwest corner of Lot 30 as shown

on said recorded Map, said point also being the Northwesterly most corner of Lot 57 block 1 as shown on recorded Map Book 23 page 351. Thence South 30-47-00 West 571.42 Feet to a point; said point being the Southwest corner of Lot 51 Block 1 as shown on said recorded Map, said point also being the Northwest corner of Lot 50 Block 1 as shown on recorded Map Book 23 page 788. Thence South 30-47-00 West 70 feet to a point; said point being the Southwest corner of lot 50 block 1 as shown on said recorded Map, said point also being the Northwest corner of Lot 49 as shown on recorded Map Book 24 page 530. Thence South 30-47-00 West 168.58 feet to a point; said point being an angle point of Lot 47 as shown on said recorded Map. Thence South 26-02-00 West 380.00 feet to a point; said point being the Southwest corner of Lot 44 as shown on recorded Map Book 24 page 530, said point also being on the Northern Right-of-Way of Landen Ford Road. Thence in a Southerly direction approximately 100 feet to a point; said point being on the Southerly Right-of-Way of Landen Ford Road, said point also being the Northerly most corner of Lot 106 Block 1 and on the Westerly line of a Greenway as shown on recorded Map Book 25 page 223. Thence with the Westerly line of said Greenway South 33-30-27 West 547.54 feet. Thence South 09-55-30 East 647.00 feet to a point; said point being the Southwest corner of a Greenway as shown on recorded Map Book 25 page 223. Thence in a Northwesterly direction approximately 420 feet to a point. Thence North 01-13-40 West 611.60 feet to a point. Thence North 73-53-30 West 751.80 feet to a point; said point being a point called for in Deed Book 6396 page 229 (Tract V Exhibit A-5).

Thence North 75-37-17 West 375.17 feet to a point. Thence South 19-40-33 East 395.96 feet to a point; said point being a point called for in Deed Book 6396 page 229 (Tract III Exhibit A-3). Thence 71-19-00 West 693.13 feet to a point. Thence South 51-23-36 West 623.55 feet to a point; said point being a point called for in Deed Book 6396 page 229 (Tract II Exhibit A-2), said point also being in the line of Lot 72 Block 4 as shown on recorded Map Book 23 page 778. Thence North 16-22-13 West 117.84 feet to a point; said point being the Northeast corner of Lot 71 block 4 as shown on said recorded Map, said point also being the Southeast corner of Lot 49 Block 4 as shown on recorded Map Book 23 page 319. Thence North 16-22-13 West 322.00 feet to a point; said point being the Northeast corner of Lot 47 Block 4 as shown on said Map. Thence South 77-28-39 West 1082.80 feet to a point; said point being the northwest corner of the common open space as shown on recorded Map Book 23 page 319, said point also being the Northeast corner of Lot 18 Block 4 as shown on recorded Map Book 23 page 130. Thence South 77-28-39 West 208.03 feet to a point; said point being the Northwest corner of Lot 17 Block 4 as shown on recorded Map Book 23 page 130, said point also being the Northeast corner of Lot 16 Block 4 as shown on recorded Map Book 22 page 943. Thence South 77-28-30 West 1,336.26 feet to a point; said point being the Northwest corner of Lot 1 Block 4 as shown on said Map, said point also being on the Eastern Right-of-Way of Community House Road. Thence in a Northerly direction following the Easterly Right-of-Way of Community House Road approximately 1833 feet to a point; said point being the

Southwest corner of the property described in Deed Book 4400 page 383 (Tract I). Thence with the Southerly line of said property North 66-27-00 East 1432.72 feet to a point; said point being the Southeasterly corner of said property. Thence with the Easterly line of said property North 38-14-05 West 570.04 feet to a point; said point being the Northeasterly corner of said property, said point also being a angle point in the Westerly line of the property described in Deed Book 6359 page 840 (Tract 5). Thence North 39-59-15 West 151.20 feet to a point; said point being the Northwest corner of said property, said point also being the Southwest corner of the property described in Deed Book 6359 page 840 (Tract 6). Thence with the Westerly and Northerly line of said property the following two courses 1) North 39-59-15 West 1,539.32 feet to a point, 2) North 81-23-32 East 1,420.21 feet to a point; said point being the Southwest corner of the Property described in Deed Book 6725 page 453. Thence North 07-41-53 East 433.81 feet to a point; said point being the Northwest corner of said property. Thence North 07-40-53 West 87.57 feet to a point; said point being the Southwest corner of the property described in Deed Book 2224 page 581. Thence North 54-48-00 West 339.78 feet to a point; said point being the Western most corner of said property. Thence in a Northwesterly direction approximately 640 feet to a point; said point being the Southwestern corner of the property described in Deed Book 8741 page 718. Thence North 54-56-53 West 471.93 feet to a point. Thence South 55-48-07 West 110 feet to a point; said point being the Southwestern corner of the property described in Deed Book 5944 page 990. Thence North

23-11-53 West 480.15 feet to a point said point being the North East corner of said property, said point also being on the Southern Right-of-Way of Providence Road West. Thence in a Westerly direction approximately 1,370 feet to a point; said point being on the Southern Right-of-Way of Providence Road West. Thence continuing with said road in a Southerly direction approximately 800 feet to a point; said point being the Northern most corner of the property described in Deed Book 5281 page 719. Thence South 30-11-00 East 278.20 feet. Thence South 47-10-00 East 643.58 feet to a point; said point being the Southeast corner of said property, said point also being the Northeast corner of the property described in Deed Book 7069 page 54. Thence South 46-53-30 East 100 feet to a point. Thence South 70-37-30 West 428.35 feet to a point. Thence South 33-52-00 East 62.0 feet to a point; said point being the Southern most corner of said property, said point also being the Northeast corner of the property described in Deed Book 3963 page 1. Thence South 32-15 East 625.80 feet to a point; said point being the Southern most corner of said property, said point also being on the Easterly Right-of-Way of Community House Road. Thence in a Westerly direction approximately 30 feet to a point; said point being in the centerline of said road, said point also being the Southeastern corner of Lot 13 as shown on recorded Map Book 8 page 181. Thence following the rear lot lines of Lots 13 through 7 and a part of Lot 6 South 57-33-30 West 1,308.44 feet to a point; said point being a angle point in the rear lot line of Lot 6 as shown on said recorded Map. Thence continuing with the rear

lot lines of Lot 6 and lots 5 thru 2 and a part of Lot 1 South 74-41 West 758.60 feet to a point; said point being on the Eastern Right-of-Way of Ardrey-Kell Road. Thence in a Southerly direction following the Eastern Right-of-Way of said road approximately 1,489.29 feet to a point; said point being the Northern most corner of the property described in Deed Book 8079 page 347. Thence following the boundary of said property the following six (6) courses: 1) South 27-39-12 East 616.60 feet, 2) North 81-07-30 East 1,719.83 feet, 3) South 04-55-37 East 1,278.77 feet, 4) North 16-46-40 West 252.99 feet, 5) South 48-30-45 West 672.77 feet, 6) North 74-00-29 West 935.57 feet to a point; said point being the Southwest corner of the property described in Deed Book 8079 page 347, said point also being on the Eastern Right-of-Way of Ardrey-Kell Road. Thence in a Southerly direction following the Eastern Right-of-Way of said Road approximately 588 feet to a point; said point being the intersection of the Easterly Right-of-Way of Ardrey-Kell Road and the Easterly Right-of-Way of Marvin Road. Thence in a Northwesterly direction approximately 60 feet to a point; said point being the intersection of the Northerly Right-of-way of Ardrey-Kell Road and the Westerly Right-of-Way of Marvin Road. Thence in a Northerly direction following the Westerly Right-of-Way of Marvin Road approximately 4,075 feet to a point; said point being the intersection of the Westerly Right-of-Way of Marvin Road and the Easterly Right-of-Way of U.S. Highway 521. Thence continuing in a Northerly direction approximately 200 feet to a point; said point being the intersection of the Westerly

Right-of-Way of Marvin Road and the Westerly Right-of-Way of U.S. Highway 521. Thence continuing with the Westerly Right-of-Way of Marvin Road in a Northerly direction approximately 3,796 feet to a point; said point being the intersection of the Westerly Right-of-Way of Marvin Road and the Southerly Right-of-Way of Providence Road West. Thence in a Westerly direction following the Southerly Right-of-Way of Providence Road West approximately 1,615 feet to a point. Thence in a Northerly direction crossing Providence Road West to a point; said being on the Northerly Right-of-Way of Providence Road West, said point also being the Southwest corner of the property described in Deed Book 6604 page 291. Thence with the Westerly line of said property North 11-02-22 West approximately 428 feet to a point; said point being the Northwesterly corner of said property, said point also being a Western corner of the property described in Deed Book 8651 page 447. Thence with the Western line of the property described in Deed Book 8651 page 447 North 11-02-22 West 852.91 feet to a point; said point being the Northwest corner of said property. Thence South 89-22-27 East 172.40 feet to a point. Thence South 64-31-23 East 545.30 feet to a point. Thence South 64-36-11 East 281.45 feet to a point; said point being the Northeast corner of the property described in Deed Book 8651 page 447, said point also being the Northwest corner of the Property described in Deed Book 8973 page 149. Thence North 36-25-05 East 152.64 feet to a point. Thence North 31-43-47 East 439.51 feet to a point. Thence North 73-46-52 East 371.86 feet to a point. Thence North 73-46-52 East 371.86 feet to a point. Thence South 56-18-02 East

166.82 feet to a point. Thence South 04-44-49 West 164.10 feet to a point; said point being the Northwest corner of the property described in Deed Book 8898 page 780. Thence South 81-05-41 East 163.38 feet to a point. Thence North 56-59-56 East 233.03 feet to a point. Thence South 79-50-46 East 209.43 feet to a point. Thence South 79-46-02 East 75.31 feet to a point; said point being the Southwest corner of a common area as shown on recorded Map Book 28 page 651. Thence with the Westerly line of said common area the following eight (8) calls: 1) North 10-58-03 East 280.49 feet, 2) North 19-36-31 West 367.62 feet, 3) North 35-59-06 West 76.56 feet, 4) North 59-22-32 West 76.32 feet, 5) North 52-24-15 West 77.81 feet, 6) South 82-52-46 West 117.65 feet, 7) North 25-11-32 West 158.52 feet, and 8) North 58-42-51 West 17.86 feet to a point; said point being the Northwest corner of said common area, said point being on the Southern Right-of-Way line of Ballantyne Crossing Avenue. Thence North 26-31-16 West 50 feet. Thence with a circular curve to the right having a radius of 473 feet and an arc length of 77.38 feet to a point; said point being on the Northern Right-of-Way of Ballantyne Crossing Avenue and the Southwest corner of Lot 491 as shown on recorded Map Book 28 Page 651. Thence with the Western line of said lot North 17-11-15 West 130.00 feet and North 16-48-45 East 100 feet to a point; said point being the Northwest corner of Lot 491 and the Southwest corner of Lot 485 as shown on recorded Map Book 28 Page 651. Thence with the Western Lot lines of Lot 485 and 484 North 10-04-34 West 382.19 feet to a point; said point being the Northwest corner of Lot 484 as shown on said recorded Map.

Thence North 75-42-36 East 158.10 feet to a point; said point being an angle point in the Northern line of Lot 483 as shown on said recorded Map. Thence North 68-33-52 East 95.29 feet to a point; said point being an angle point the Northern line of Lot 783 as shown on recorded Map Book 28 page 651. Thence following said Northern line North 80-24-22 East 58.73 feet to a point; said point being the Southwest corner of a common area as shown on recorded Map 28 page 652. Thence with the Western line of said common area the following five (5) calls: 1) North 25-40-00 West 43.11 feet, 2) North 29-53-56 East 102.16 feet, 3) North 19-18-37 East 41.28 feet, 4) North 36-36-45 West 77.28 feet, and 5) North 27-45-19 West 83.50 feet to a point; said point being the Northwest corner of a common area as shown on Recorded Map 28 page 652. Thence North 27-45-18 West 15.14 feet to a point; said point being the Southwest corner of Lot 543 as shown on said recorded map. Thence following the rear lot lines of Lots 543 thru 530 and a part of Lot 529 the following sixteen (16) calls: 1) North 22-59-11 West 95.65 feet, 2) North 54-08-08 West 73.84 feet, 3) North 69-10-26 West 520.17 feet, 4) North 59-47-59 West 127.88 feet, 5) North 33-15-27 West 183.46 feet, 6) North 66-07-08 West 51.80 feet, 7) North 51-36-45 West 75.87 feet, 8) North 36-11-30 West 40.07 feet, 9) North 32-06-36 West 64.20 feet, 10) North 31-08-07 West 110.28 feet, 11) North 11-45-09 West 114.52 feet, 12) North 05-56-21 West 117.18 feet, 13) North 50-29-43 West 33.91 feet, 14) North 00-09-06 West 38.34 feet, 15) North 31-35-29 West 130.00 feet, and 16) North 19-31-27 East 52.55 feet to a point; said point being the Northwest corner of Lot 529;

said point also being an angle point in the Northern line of the property described in Deed Book 8133 page 899 (Tract I). Thence North 71-03-03 West 275.62 feet. Thence North 09-11-57 East 265.00 feet. Thence North 40-48-03 West 515.00 feet to a point; said point being Northern corner of the property described in said Deed, said point also being on the Southern Right-of-Way of Ballantyne Commons Parkway. Thence in a Westerly direction following the Southern Right-of-Way of Said Road approximately 2,600 feet to a point; said point being the intersection of the Southern Right-of-Way of Ballantyne Commons Parkway and the Eastern Right-of-Way of Lancaster Highway, said point also being on the Pineville Sphere-of-Influence line. Thence in a Northerly direction following the Eastern Right-of-Way of Lancaster Highway approximately 3,550 feet to a point; said point being on the Easterly Right-of-Way of Lancaster Highway, said point also being the Northwesterly corner of the parcel described in Deed Book 8178 page 222, said point also being the point and place of beginning.

1998  
\_\_\_\_\_  
[Signature]

**CERTIFICATION**

I, \_\_\_\_\_, Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Charlotte, North Carolina, to regular sessions convened on the 13th day of September, 1998, as authorized by the City Charter, and recorded in the Resolution Book 35, page 347.

\_\_\_\_\_  
[Signature]

A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO CONSIDER ANNEXATION OF THE SOUTH BOULEVARD/US 521 AREA, AS DESCRIBED HEREIN, AND FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

---

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as South Boulevard/US 521 as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public hearing on the question of annexing the attached described territory will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 p.m., on Thursday, November 19, 1998, at which time plans for extending services to said territory will be explained and all persons resident or owning property in said territory and all residents of the City of Charlotte will be given an opportunity to be heard.

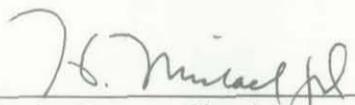
Section 3. That a report of plans for extending services to the attached described territory be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public hearing.

Section 4. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public hearing a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described territory who have been identified.

Section 5. That notice of said public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this 23rd day of September, 1998.

Approved as to form:

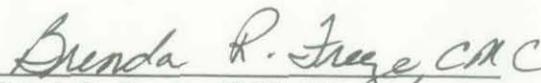
  
\_\_\_\_\_

Senior Deputy 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 23rd day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 348-352.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of September, 1998.

  
\_\_\_\_\_

Brenda R. Freeze, CMC, City Clerk

FY99

Annexation Area Description

South Boulevard/US 521

Beginning at a point on the existing CHARLOTTE CITY LIMITS said point being 40 feet West of and normal to the centerline of Old Pineville Road (formerly); thence in a Northerly direction following the centerline of Southern Railroad right-of-way and crossing Old Pineville Road (formerly) approximately 70 feet to a point, said point being on the centerline of Southern Railroad right-of-way, said point also being in the Northerly right-of-way margin of Old Pineville Road (formerly), said point also being the Westerly corner of the property as described in Deed Book 5247, page 690; thence, in a Northerly direction following the centerline of Southern Railroad right-of-way with both the Charlotte City Limits line and the Pineville City Limits line with the arc of a circular curve to the left having a radius of 2,864.79 feet and an arc distance of 191.96 feet to a point, said point being the Northerly corner of said Deed, said point also being on the centerline of the Southern Railroad right-of-way; thence continuing with said Deed South 06-02-00 West, 247.5 feet to a point; thence South 06-02-00 West, 5.41 feet to a point, said point being on the Northerly right-of-way margin of Old Pineville Road (formerly), said point being on the existing

Pineville City Limits line; said point also being the Southeasterly corner of Tract 2, as described in said Deed; thence in an Easterly direction with the controlled access line for approximately 140 feet to a point, said point shown on North Carolina Department of Transportation project no. 4.49006 plans as Station 56+65 Y4, existing centerline U.S.521, also being with the proposed controlled access line a distance of approximately 380 feet to a point; thence in an Easterly direction with the controlled access line and with the line of Deed Book 5030, page 504, South 72-47-16 East, approximately 175 feet to a point, said point being on the centerline of U.S. 521, said point also being on the Northerly line as described in said Deed; thence in a Southerly direction with the controlled access line of relocated U.S.521, said line being 100 feet normal and parallel with the centerline of U.S.521 for approximately 526.52 feet to a point, said point being also 100 feet normal and West of the centerline of relocated U.S.521; thence in an Easterly direction crossing U.S.521, approximately 200 feet to a point; thence in a Northerly direction with the controlled access line of proposed relocated U.S.521 approximately 480 feet to a point, said point being 120 feet normal to the centerline of proposed U.S.521; thence in an Easterly direction with the Southerly controlled access line for the Outer Loop approximately 330 feet to a point, said point

being the intersection of the Westerly line of the property described in Deed Book 6285, page 895 with the Easterly line of the property described in Deed Book 8617, page 936; thence, with the two courses of southern lines of Deed Book 5007, page 324, said line also being the Southerly controlled access line for the Outer Loop, said line being described as South 68-23-00 East, 416.48 feet to a point; thence, (line 2) South 51-02-31 East, 586.67 feet to a point, said point being the Northeasterly most corner of the property as described in Deed Book 6285, page 895; thence in a Northerly direction with Little Sugar Creek with a line as described in said Deed Book as North 00-48-09 East, 152.48 feet to a point, said point being in the centerline of Little Sugar Creek, said point also being described as the Northwesternly most corner of Tract 2 as described in Deed Book 1600, page 592, said point also being further described as a Southwesterly corner of a tract in said Deed Book 4206, pages 120 through 124; thence, in a Northerly direction along the Westerly lot line of a tract as described in said Deed Book 4206, pages 120 through 124 as meandering with the centerline of Little Sugar Creek approximately 4,300 feet to a point, in the centerline of Little Sugar Creek; thence, in a Northwesternly direction property line of the tract shown in Map Book 15, pages 241 and 139, described in two courses as 1) North 87-24-06 West 273.33 feet,

and 2) North 84-44-34 West 2,059.25 feet to a point, said point being the Southwest corner of the property shown on Map Book 15, page 139; thence, in a Westerly direction along the Southerly property line of lot described in Deed Book 2639, page 336 as having a bearing of North 84-45-15 West approximately 650 feet to a point in the centerline of the new Pineville Road; thence, in a Westerly direction following along the Southerly property line of lot described in Deed Book 1153, page 224 as having a bearing of North 84-45 West 323.0 feet to a point in the centerline of the Southern Railroad; thence, in a Southerly direction following along the centerline of the Southern Railroad, crossing Old Pineville Road (SR 1134) approximately 3,373.0 feet to a point 40 feet West of and normal to the centerline of Old Pineville Road, point of beginning.

A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO CONSIDER ANNEXATION OF THE WEST BOULEVARD AREA, AS DESCRIBED HEREIN, AND FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

---

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as West Boulevard as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public hearing on the question of annexing the attached described territory will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 p.m., on Thursday, November 19, 1998, at which time plans for extending services to said territory will be explained and all persons resident or owning property in said territory and all residents of the City of Charlotte will be given an opportunity to be heard.

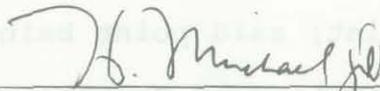
Section 3. That a report of plans for extending services to the attached described territory be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public hearing.

Section 4. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public hearing a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described territory who have been identified.

Section 5. That notice of said public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this 23rd day of September, 1998.

Approved as to form:

  
Senior Deputy 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 23rd day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 353-356.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of September, 1998.

  
Brenda R. Freeze, CMC, City Clerk

FY99

Annexation Area Description

West Boulevard

Beginning at a point on the existing CHARLOTTE CITY LIMITS, said point being the Southwesterly corner of the parcel described in Deed Book 4913 page 217, said point also being on the Easterly Controlled Access Line of Billy Graham Parkway. Thence in a Northerly direction following the Easterly Controlled Access Line of Billy Graham Parkway a distance of approximately 2411 feet to a point; said point being the intersection of the Easterly Controlled Access Line of Billy Graham Parkway and the Southerly Right-of-Way Line of West Boulevard, said point also being the Northwesterly corner of the parcel described in Deed Book 3997 page 371. Thence in an Easterly direction following the Southerly Right-of-Way Line of West Boulevard a distance of approximately 2680 feet to a point; said point being the intersection of the Southerly Right-of-Way Line of West Boulevard and Westerly Right-of-Way Line of Southern Railroad, said point also being the Northeasterly corner of the parcel described in Deed Book 1782 page 477. Thence in a Southerly direction following the Westerly Right-of-Way Line of Southern Railroad a distance of approximately 2352 feet to a point; said point being the intersection of the Westerly Right-of-Way Line of Southern Railroad and the Southern Right-of-Way Line of West Tyvola Road. Thence in a Westerly direction following the Southern Right-of-Way of West Tyvola Road a distance of approximately 2300 feet to

a point; said point being the Northwesterly most corner of the parcel described in Deed Book 8759 page 883, said point also being the intersection of the Southern Right-of-Way Line of West Tyvola Road and the Eastern Controlled Access line of Billy Graham Parkway. Thence in a Northerly direction with the Eastern Controlled Access line of Billy Graham Parkway a distance of approximately 60 feet to a point; said point being on the Northern Right-of-Way Line of West Tyvola Road, said point also being the Southwestern corner of the parcel as described in Deed Book 8779 page 278. Thence with the Northern Right-of-Way line of West Tyvola Road a distance of approximately 1541 feet to a point; said point being the Southeasterly corner of the parcel described in Deed Book 8930 page 918. Thence with the Eastern and Northern boundary of the parcel described in Deed Book 8930 page 918 the following three (3) calls 1) North 42-15-11 West 837.88 feet, 2) South 58-15-38 West 99.50 feet, and 3) South 56-46-32 West 31.71 feet to a point; said point being the Southeastern corner of the parcel described in Deed Book 8932 page 553. Thence in a counter-clockwise direction following the boundary of the parcel described in Deed Book 8932 page 553 the following seven (7) calls 1) North 32-17-47 West 121.35 feet, 2) North 38-05-13 East 304.42 feet being the Western margin of Rebecca Avenue, 3) North 50-33-04 West 50.01 feet, 4) South 38-05-13 West 287.79 feet, 5) North 32-17-47 West 370.89 feet, 6) South 57-32-00 West 1354.18 feet, and 7) South 29-20-52 East 178.47 feet to a point; said point being near the center of Taggart Creek, said point also being the Southeastern corner of the parcel described

in Deed Book 4913 page 217. Thence with Taggart Creek and the Southern boundary line of the parcel described in Deed Book 4913 page 217 the following five (6) calls 1) South 40-45 West 73.15 feet, 2) South 36-35 West 124.0 feet 3) South 59-00 West 105.0 feet, 4) South 37-00 West 149.0 feet, 5) South 16-10 West 262.0 feet, and 6) South 02-10 West 67.0 feet to a point; said point being the Southern most corner of the parcel described in Deed Book 4913 page 217. Thence North 76-30-10 West 102.32 feet to a point; said point being on the Eastern Controlled Access Line of Billy Graham Parkway, said point also being the point and place of beginning.