

February 25, 1980  
Resolutions Book 15 - Page 253

RESOLUTION CLOSING CERTAIN PORTION OF  
EAST TENTH STREET IN THE CITY OF CHARLOTTE,  
MECKLENBURG COUNTY, NORTH CAROLINA,  
AND RESERVATION OF EASEMENTS

WHEREAS, a Petition has been filed and received in accordance with the provisions of Chapter 160A, Section 299 of the General Statutes of North Carolina, requesting the closing of a certain portion of East Tenth Street in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the City Council has caused to be published a Notice of Public Hearing, all in accordance with said Statute; and

WHEREAS, said public hearing was held on the 25th day of February, 1979; and

WHEREAS, the City of Charlotte owns all of the land adjoining the affected portions of the above-mentioned street with the exception of a portion owned by the Charlotte-Mecklenburg Board of Education; and

WHEREAS, no persons, firms, or corporations or parties in interest have appeared in opposition to the closing of said portion of said street;

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

That the Council hereby orders the closing of that certain portion of East Tenth Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "Portion of E. 10th St. to Be Abandoned Between N. Caldwell St. and N. Brevard St." prepared by City of Charlotte, Department of Public Works, Engineering Division, dated February 5, 1979, and Revised February 27, 1979, and March 7, 1979, a copy of which is hereto attached and marked Exhibit "A" and incorporated by this reference, said portion of said street being more particularly described in Exhibit "B" hereto attached and made a part hereof, it appearing to the satisfaction of the City Council that the closing of that portion of said street is not contrary to the public interest

February 25, 1980  
Resolutions Book 15 - Page 254

and that no individual, firm, or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

BE IT FURTHER RESOLVED that the closing of that certain portion of East Tenth Street described in Exhibit "B" attached hereto be, and the same is hereby made subject to the right of the City of Charlotte to use all of the tract of land as described in Exhibit "B" for the purpose of laying, constructing, re-constructing, and maintaining one or more than one sanitary sewer, water lines, storm sewer line, and/or gas main lines, and the City of Charlotte does hereby specifically reserve for itself, its successors and assigns, permanent rights-of-way and/or utility easements in and to the tracts of land depicted in Exhibit "B" attached hereto for the aforementioned purposes, said rights-of-way and/or easements being shown on a plat entitled "Portion of E. 10th St. to Be Abandoned Between N. Caldwell St. and N. Brevard St.", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated February 5, 1979, Revised February 27, 1979, and March 7, 1979, a copy of which is hereto attached and marked Exhibit "A" and incorporated herein by this reference.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

APPROVED AS TO FORM:

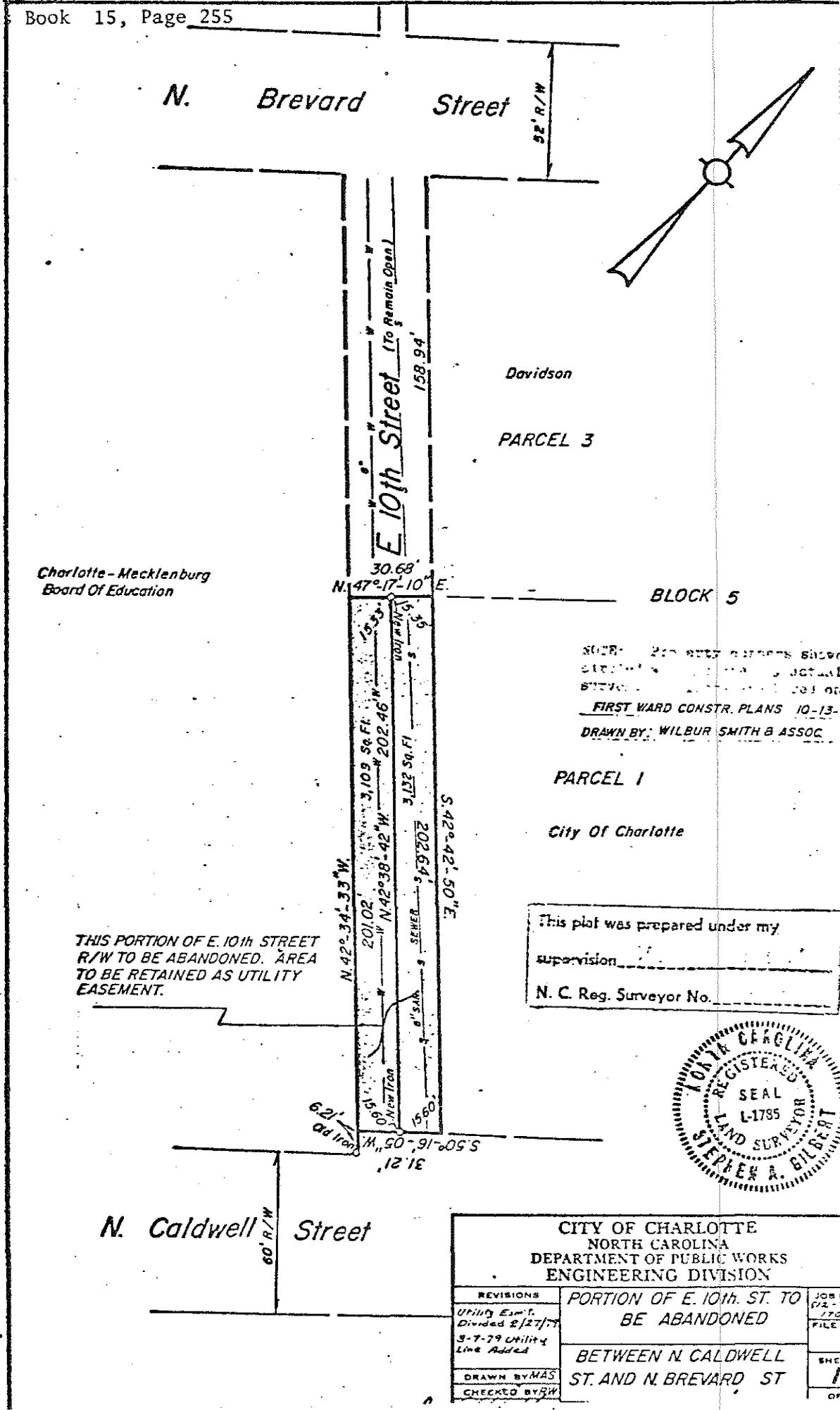
Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 1980, the reference having been made in Minute Book 73, and recorded in full in Resolutions Book 15, beginning at Page 253.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of February, 1980.

Ruth Armstrong  
Ruth Armstrong, City Clerk



NOTE: FOR CITY RECORDS SHOW  
STREETS TO BE ABANDONED AS ACTUAL  
STREETS TO BE ABANDONED AS  
FIRST WARD CONSTR. PLANS 10-13-1  
DRAWN BY: WILBUR SMITH & ASSOC.

This plat was prepared under my  
supervision  
N. C. Reg. Surveyor No.



CITY OF CHARLOTTE NORTH CAROLINA DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION		
REVISIONS	PORTION OF E. 10th. ST. TO BE ABANDONED	JOB N 02-7 170 FILE N
UNING Exp't. Divided 2/27/77		
3-7-79 Utility Line Added	BETWEEN N CALDWELL ST. AND N. BREVARD ST	SHEET 1 OF
DRAWN BY: MAS		
CHECKED BY: JWH		

First Ward Neighborhood Strategy Area  
Abandonment of Portions of Existing Street Right-of-Way

1. That certain portion of East Tenth Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "Portion of E. 10th St. to Be Abandoned Between N. Caldwell St. and N. Brevard St.", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated February 5, 1979, Revised February 27, 1979, and March 7, 1979, being more specifically described as follows:

BEGINNING at a new iron, said iron being the intersection of the proposed westerly right-of-way line of North Caldwell Street with the northerly right-of-way line of East Tenth Street and running thence across the right-of-way of East Tenth Street, S. 50-16-05 W., 31.21 feet to a point, said point lying in the southerly right-of-way line of East Tenth Street; thence running with the southerly right-of-way line of East Tenth Street, N. 42-34-33 W., 201.02 feet to a point, said point lying in the southerly right-of-way line of East Tenth Street; thence across the right-of-way of East Tenth Street, N. 47-17-10 E., 30.68 feet to a new iron, said iron being in the northerly right-of-way line of East Tenth Street; thence with the northerly right-of-way line of East Tenth Street, S. 42-42-50 E., 202.64 feet to a point or place of Beginning and containing approximately 6,241 square feet (0.143 acre).

February 25, 1980  
Resolutions Book 15 - Page 257

RESOLUTION CLOSING A PORTION OF LISSOM LANE  
AND THE SANITARY SEWER THEREIN LOCATED ON THE  
EAST SIDE OF PLYMOUTH STREET IN THE CITY OF  
CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close a portion of Lissom Lane and the sanitary sewer therein which calls for a public hearing on the question; and

WHEREAS, the petitioners sent a copy of the Resolution of Intent to Close a portion of Lissom Lane and the sanitary sewer therein by registered or certified mail to all owners of property adjoining said street portion, and the petitioners prominently posted a notice of the closing and public hearing in at least two places along Lissom Lane, all as required by G.S. 160A-299; and

WHEREAS, the public hearing was held on the 10th day of December 19 79, and City Council determined that the closing of Lissom Lane and the sanitary sewer therein is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of Monday, February 25, 1980 that the Council hereby orders the closing of Lissom Lane and the sanitary sewer therein in the City of Charlotte, Mecklenburg County, North Carolina, as described below:

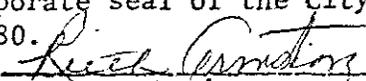
Beginning at the Southwest corner of Lot 18 in Block 3 of SOUTHWURST as shown on map thereof recorded in Map Book 3, Page 381, Mecklenburg County Registry, at the intersection of the Easterly margin of Plymouth Street and the Northerly margin of Lissom Lane (formerly Lennox Street), and runs thence with the Southerly line of Lots 18 and 19 in Block 3 of SOUTHWURST aforesaid and with the Northerly line of Lissom Lane, N 82-01-17 E 110.0 feet to a point, the Southeast corner of said Lot 19; thence S 6-33-22 E 25 feet to a point in the Southerly margin of Lissom Lane and in the Northerly line of land of Ralph O. Johnson, Jr.; thence with the Southerly margin of Lissom Lane and said Johnson line, S 82-01-17 W 110.0 feet to a point; thence N 6-33-22 W 25 feet to the point of beginning.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 19 80, the reference having been made in Minute Book 73, Page         , and recorded in full in Resolution Book 15, Pages 257-259.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of February, 1980.

  
Ruth Armstrong  
City Clerk



**Exhibit B**

Ralph O. Johnson, Jr. and wife, Miriam W. Johnson, and

Johnny T. Norman and wife, Jean P. Norman

**Legal Description - Lissom Lane**

Beginning at the Southwest corner of Lot 18 in Block 3 of SOUTHURST as shown on map thereof recorded in Map Book 3, Page 381, Mecklenburg County Registry, at the intersection of the Easterly margin of Plymouth Street and the Northerly margin of Lissom Lane (formerly Lennox Street), and runs thence with the Southerly line of Lots 18 and 19 in Block 3 of SOUTHURST aforesaid and with the Northerly line of Lissom Lane, N 82-01-17 E 110.0 feet to a point, the Southeast corner of said Lot 19; thence S 6-33-22 E 25 feet to a point in the Southerly margin of Lissom Lane and in the Northerly line of land of Ralph O. Johnson, Jr.; thence with the Southerly margin of Lissom Lane and said Johnson line, S 82-01-17 W 110.0 feet to a point; thence N 6-33-22 W 25 feet to the point of beginning.

February 25, 1980  
Resolutions Book 15 - Page 260

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE APPROVING AUTHORIZING THE MAYOR TO SIGN AND EXECUTE AN ECHO GRANT CONTRACT AND THE MANAGER TO FILE AN APPLICATION FOR A DEMONSTRATION NOISE GRANT.

WHEREAS, the City Council is interested in maintaining the quality of life for the citizens of Charlotte; and

WHEREAS, the City Council has identified that noise is a continuing problem for the community; and

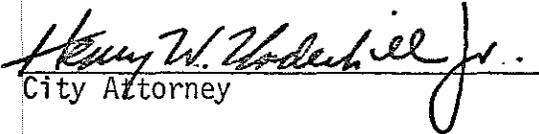
WHEREAS, the U. S. Environmental Protection Agency (EPA) is making certain grant funds are available under the Quiet Communities Act of 1978;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled, that the Mayor be authorized to sign and execute a contract with EPA as part of the Each Community Helps Others (ECHO) Program; and

THAT the City Manager be authorized to file with EPA an application for a demonstration grant to assist in the start-up of a community noise control program.

RESOLVED, this the 25th day of February, 1980.

Approved as to form:

  
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 1980, the reference having been made in the minutes of the Meeting in Minute Book 73, and recorded in full in Resolutions Book 15, at Page 260.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of February, 1980.

  
Ruth Armstrong, City Clerk

A RESOLUTION AUTHORIZING THE CITY OF CHARLOTTE TO ACCEPT FOR MAINTENANCE CERTAIN STREETS LOCATED IN THE AREAS ANNEXED TO THE CITY OF CHARLOTTE ON JULY 31, 1979.

WHEREAS, the City of Charlotte has petitioned the North Carolina Department of Transportation to abandon all of the streets shown on the attached list which are located in the eight areas annexed to the City on July 31, 1979; and

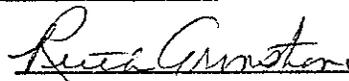
WHEREAS, subject to the Department of Transportation's abandonment, all of the streets named should be accepted for maintenance by the City in accordance with the statement of services to be performed as set out in the official annexation plan reports for each of the annexed areas.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regular meeting of Monday, February 25, 1980 that subject to their abandonment by the Department of Transportation, the City shall accept the streets shown on the attached list for maintenance responsibility effective June 30, 1980.

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina DO HEREBY CERTIFY that the foregoing is a true and exact copy of the resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 1980, the reference having been made in the minutes, and recorded in full in Resolutions Book 15, beginning at page 261.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of February, 1980.

  
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Ruth Armstrong, 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 80-2 and 80-5 through 80-10 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 Education Center, Board Meeting Room, Fourth Floor at 701 East Second Street beginning at 6:00 o'clock P. M. on Monday, the 24th day of March, 1980, on petitions for zoning changes numbered 80-2 and 80-5 through 80-10.

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

APPROVED AS TO FORM:

  
Henry Underhill, City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 1980, the reference having been made in Minute Book 73, and recorded in full in Resolutions Book 15, at Page 262.

Ruth Armstrong  
City Clerk