

July 16, 1984
Resolution Book 20 - Page 193

A RESOLUTION PROVIDING FOR PUBLIC
HEARINGS ON PETITIONS FOR ZONING CHANGES

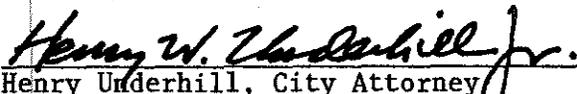
WHEREAS, the City Council has received petitions for zoning changes, which petitions, numbered 84-56 through 84-58 are on record in the Office of the City Clerk, and

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 20th day of August, 1984, on petitions for zoning changes numbered 84-56 through 84-58.

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 16th day of July, 1984, the reference having been made in Minute Book 82, and is recorded in full in Resolution Book 20 at Page 193.

Pat Sharkey
City Clerk

RESOLUTION OF THE CITY COUNCIL CONCERNING THE DESIGN AND OPERATION
OF THE PROPOSED INDEPENDENCE PLAZA PARK.

WHEREAS, the City Council instructed the City Manager on February 14, 1983 to negotiate an agreement with NCNB-Community Development Corporation to develop the Independence Plaza Park ("Park"); and

WHEREAS, such development is intended to include a structure which would contain commercial activity compatible with the design and operation of the Park, such as a fast food or a newsstand operation; and

WHEREAS, no agreement has been executed between the City of Charlotte and NCNB-CDC concerning the development of the Park; and

WHEREAS, the authority of the City of Charlotte has been disputed in certain, pending civil actions captioned City of Charlotte v. Albert S. Rousso, et al. (83-CVS-1881) and City of Charlotte v. Zoe Cavalaris, et al. (83-CVS-1880).

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council intends that the Park be developed in a manner which would include and permit the construction of a structure within the Park containing suitable commercial activity; and

2. If the Park cannot be developed in the manner described in Paragraph 1 above, the City Council intends that the Park be designed, constructed and operated without such a structure; and

3. Paragraphs 1 and 2 above accurately state the intent of the City Council and the City Manager has been so instructed concerning his responsibility for the design, construction and operation of the Park and the City Attorney has been so instructed concerning the position which the City of Charlotte should take in all appropriate, pending judicial actions, including those captioned above; and

4. The City Manager and the City Attorney have been previously authorized and directed to convey the intent and position of the City of Charlotte, as stated above, to the parties in all appropriate, pending judicial actions, including those captioned above.

5. The schematic plans of the structure which is to contain suitable commercial activities within the Park is included in drawings prepared by Skidmore Owings and Merrill, dated June 8, 1983, and entitled TRYON STREET MALL, CHARLOTTE, NORTH CAROLINA; Project No. 15678; Sheet Nos. PSK 7 through PSK 12, inclusive. Such plans are hereby approved, subject to final approval and any agreement with NCNB-CDC for the development of the Park or other agreement for the construction of said structure.

CERTIFICATION

I, MENTA C. DETWILER, Deputy 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 16th day of July, 1984, the reference having been made in Minute Book 82, and is recorded in full in Resolution Book 20, at Page(s) 194.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of July, 1984.

MENTA C. DETWILER
Deputy City Clerk