

May 10, 1976
Resolutions Book 11 - Page 420

"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE APPROVING SALE OF LAND TO WASHBURN GRAPHICS, INC., A NORTH CAROLINA CORPORATION, IN BROOKLYN REDEVELOPMENT PROJECT NO. N. C. R-43"

WHEREAS, on the 6th day of April, 1976, the City of Charlotte received from Washburn Graphics, Inc., a North Carolina Corporation, a proposal to purchase and develop 179,263 square feet of land known as Disposition Parcel No. 1, as designated on a map entitled "Brooklyn Urban Renewal Area, Redevelopment Section No. 4, N. C. R-43, Parcel No. 1," dated August 21, 1973, prepared by Wilbur Smith and Associates, Inc.-Design, Consulting Engineers, Columbia, S. C., Winston-Salem, N. C., and Richmond, Va., with an office building and a printing plant, which is in accordance with the Redevelopment Plan for the Project, dated January, 1966, Amended January, 1971, and July, 1974; and

WHEREAS, the proposed developer has submitted a Purchase Contract, Redeveloper's Statement for Public Disclosure and Redeveloper's Statement of Qualifications and Financial Responsibility, and a good faith deposit in the amount of \$28,861.34, representing 10% of the total bid price for the land, which is in the amount of \$288,613.40; and

WHEREAS, Section 160A-514(d) of the North Carolina Urban Redevelopment Law, as amended, requires that the sale of all urban land shall be subject to the approval of the Governing Body of the Municipality.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby approve the sale to Washburn Graphics, Inc., a North Carolina Corporation, of 179,263 square feet of land in Disposition Parcel No. 1 in Brooklyn Urban Renewal Area, Project N. C. R-43, to be developed as an office building and a printing plant, which is in accordance with the Redevelopment Plan for the Project, dated January, 1966, Amended January, 1971, and July, 1974.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of May, 1976, the reference having been made in Minute Book 63, and recorded in full in Resolutions Book 11, at Page 420.

Ruth Armstrong
City Clerk

May 10, 1976
Resolutions Book 11 - Page 421

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ANNIE RUTH COOPER LOCATED AT 2500 ELSIE STREET (OFF BEATTIES FORD ROAD) IN THE CITY OF CHARLOTTE FOR THE NORTHWEST JUNIOR HIGH SCHOOL AREA PARK SITE PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Annie Ruth Cooper located at 2500 Elsie Street (off Beatties Ford Road) in the City of Charlotte, for park purposes in connection with the Northwest Junior High School Area Park Site Project; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Annie Ruth Cooper located at 2500 Elsie Street (off Beatties Ford Road) in the City of Charlotte, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$950.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. 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 10th day of May, 1976, and the reference having been made in Minute Book 63, page _____, and recorded in full in Resolutions Book 11, page 421.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of May, 1976.

Ruth Armstrong
Ruth Armstrong, City Clerk

"RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CHARLOTTE FOR CONDEMNATION ACTION IN THE
GREENVILLE URBAN RENEWAL PROJECT NO. N. C. R-78"

WHEREAS the City of Charlotte has undertaken the execution of Project No. N. C. R-78, the same being an Urban Redevelopment Project, to be executed in accordance with the provisions of Article 37 of Chapter 160 of the General Statutes of North Carolina; and

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

WHEREAS such area has been established in accordance with the requirements of such law and the said Project No. N. C. R-78 approved by the Governing Body of the City of Charlotte; and

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

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

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

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

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

<u>Block No.</u>	<u>Parcel No.</u>	<u>Owner</u>	<u>Fair Market Value</u>
*43	5	Southern Asbestos Company	\$100,000

*Partial Taking

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of May, 1976, the reference having been made in Minute Book 63, and recorded in full in Resolutions Book 11, at Page 422.

Ruth Armstrong, City Clerk

May 10, 1976
Resolutions Book 11 - Page 423

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH NORFOLK SOUTHERN RAILWAY COMPANY FOR A 12 INCH WATER MAIN CROSSING THE SAID TRACKS WITHIN THE RIGHT OF WAY OF ANDERSON STREET - 516-76-049

BE IT RESOLVED by the City Council of the City of Charlotte, that the Mayor and City Clerk are hereby authorized to execute an Encroachment Agreement with the Norfolk Southern Railway Company for the installation of a 12 inch water main crossing the said tracks within the right of way of Anderson Street. The City is to pay Fifty Dollars (\$50.00) to the railroad for administrative cost.

Approved as to form:

Harry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk for 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 a regular session convened on the 10th day of May, the reference having been made in Minute Book 63, page _____, and recorded in full in Resolutions Book 11, page 423.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of May, 1976.

Ruth Armstrong
City Clerk

ECL/jgr

May 10, 1976
Resolutions Book 11 - Page 424

Form 3530
Rev. June, 1973—Sheet 4

Extracts from minutes of meeting of the City Council of the City of Charlotte, North Carolina,
held on the 10th day of May, 1976.

RESOLUTION

Be it resolved by the City Council of the City of Charlotte, North Carolina, in regular meeting assembled that the Mayor of said City be, and he hereby is, authorized to enter into a supplemental agreement with the SEABOARD COAST LINE RAILROAD COMPANY, and to sign same on behalf of said City whereby an agreement dated September 22, 1972 between said Railroad Company and said City covering the installation and maintenance of a sewer main across the right of way and underneath a railroad trestle (over Beechwood Creek) at Charlotte, North Carolina, is amended; as particularly set forth in said supplemental agreement, which supplemental agreement is dated February 3, 1976, a copy of which is filed with the City Council.

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 10th day of May, 1976, and the reference having been made in Minute Book 63, and recorded in full in Resolutions Book 11, at Page 424.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of May, 1976.

I certify the above to be a true and correct copy.
x Ruth Armstrong
Ruth Armstrong, City Clerk