

May 5, 1975
Resolutions Book 10 - Page 418

- 9a-d

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO TRUSTEES OF THE AMITY PRESBYTERIAN CHURCH; NEAL Y. PHARR, ET AL., TRUSTEES; MUTUAL SAVINGS AND LOAN ASSOCIATION; AND NORTH CAROLINA NATIONAL BANK, TRUSTEE FOR BOND HOLDER, LOCATED AT 2831 NORTH SHARON AMITY ROAD IN THE CITY OF CHARLOTTE FOR THE SHARON AMITY ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Trustees of the Amity Presbyterian Church; Neal Y. Pharr, et al., Trustees; Mutual Savings and Loan Association; and North Carolina National Bank, Trustee for Bond Holder, located at 2831 North Sharon Amity Road in the City of Charlotte, for right of way purposes and a temporary construction easement in connection with the Sharon Amity Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the 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 Trustees of the Amity Presbyterian Church; Neal Y. Pharr, et al., Trustees, Mutual Savings and Loan Association; and North Carolina National Bank, Trustee for Bond Holder, located at 2831 North Sharon Amity 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 \$4,500.00, 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
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 for the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1975, and the reference having been made in Minute Book 61, page _____, and recorded in full in Resolutions Book 10, page 418.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of May, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

May 5, 1975
Resolutions Book 10 - Page 419

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO LINCOLN COMPANY, INC., LOCATED AT 501 REMOUNT ROAD IN THE CITY OF CHARLOTTE FOR THE REMOUNT ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Lincoln Company, Inc., located at 501 Remount Road in the City of Charlotte, for right of way purposes and a temporary construction easement in connection with the Remount Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the 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 Lincoln Company, Inc., located at 501 Remount 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 \$2,875.00, 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. Chivers, 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 5th day of May, 1975, and the reference having been made in Minute Book 61, page _____, and recorded in full in Resolutions Book 10, page 419.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of May, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

May 5, 1975
Resolutions Book 10 - Page 420

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO LINCOLN COMPANY, INC., LOCATED AT 441 REMOUNT ROAD IN THE CITY OF CHARLOTTE FOR THE REMOUNT ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Lincoln Company, Inc., located at 441 Remount Road in the City of Charlotte, Mecklenburg County, for right of way purposes and a temporary construction easement in connection with the Remount Road Widening Project; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted by N.C.G.S. 160A-241, condemnation proceedings are hereby authorized to be instituted against the property of Lincoln Company, Inc., located at 441 Remount Road in the City of Charlotte, Mecklenburg County. It has been determined by the City Council that it is not feasible to cut off a portion of the structure on this property without destroying the whole; therefore, this acquisition shall include all right, title and interest in the entire structure on the property affected together with the right to enter upon the surrounding land for the purpose of removing said structure pursuant to the authority vested in the plaintiff under the provisions of N.C.G.S. 160A-242, and 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 \$16,910.00, 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. Cheshire, 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 5th day of May, 1975, and the reference having been made in Minute Book 61, page _____, and recorded in full in Resolutions Book 10, page 420.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of May, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

May 5, 1975
Resolutions Book 10 - Page 421

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

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

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

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

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

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

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

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

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

<u>Block No.</u>	<u>Parcel No.</u>	<u>Owner</u>	<u>Fair Market Value</u>
19	14	Sidney & Jerome Levin	\$ 5,000
24	4	Sidney Levin	8,000
32	15	Leroy K. Alexander	7,800
38	3	Mildred P. Alridge	3,000
38	10	Edgar H. Alexander	13,600
38	11	Mrs. J. E. Hemphill	3,500
38	13	A. D. Townsend	7,000
40	7	Emma Witherspoon	10,000
41	9	Belk Investment Company	30,900

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1975, the reference having been made in Minute Book 61, and recorded in full in Resolutions Book 10, page 421 and 422.

Ruth Armstrong
City Clerk