

September 18, 1978  
Resolutions Book 13 - Page 442

RESOLUTION CLOSING CERTAIN PORTIONS OF WESTBROOK DRIVE AND  
GREENLEAF AVENUE 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 certain portions of Westbrook Drive and of Greenleaf Avenue 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 18th day of September, 1978; and

WHEREAS, the City of Charlotte owns all of the land adjoining the affected portions of the above-mentioned streets; and

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

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

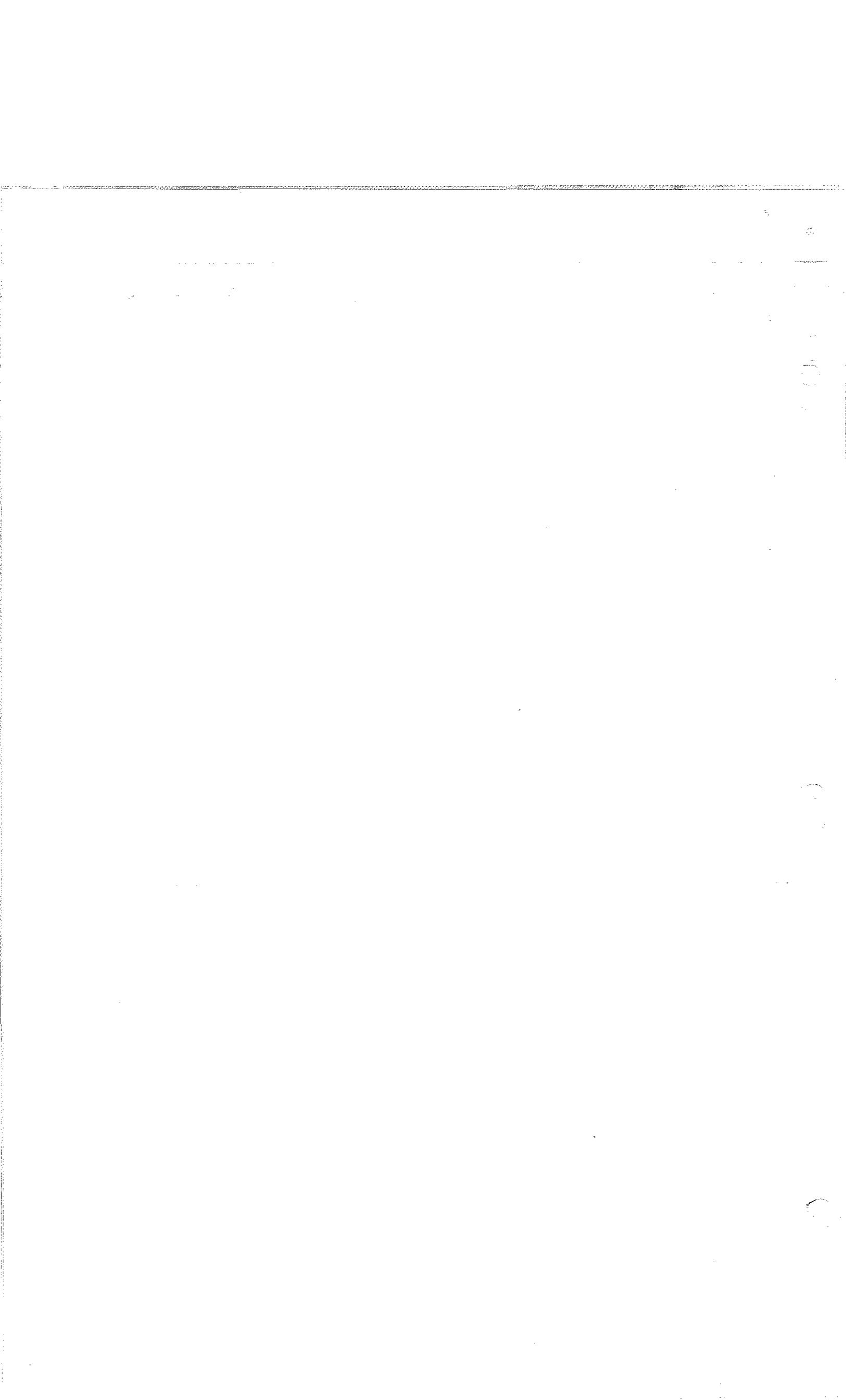
That the Council hereby orders the closing of those certain portions of Westbrook Drive and of Greenleaf Avenue in the City of Charlotte, Mecklenburg County, North Carolina, as same are shown on a plat entitled Third Ward Community Development Target Area, Right-of-Way To Be Abandoned a Portion of Westbrook Drive, prepared by City of Charlotte, Department of Public Works, Engineering Division, dated January 27, 1977, revised April 21, 1978, April 28, 1978, and May 17, 1978, and on a plat entitled Third Ward Community Development Target Area, Right-of-Way To Be Abandoned a Portion of Greenleaf Avenue, prepared by City of Charlotte, Department of Public Works, Engineering Division, dated January 27, 1977, revised April 21, 1978, copies of which are available for inspection in the Office of the City Clerk in the City Hall at Charlotte,

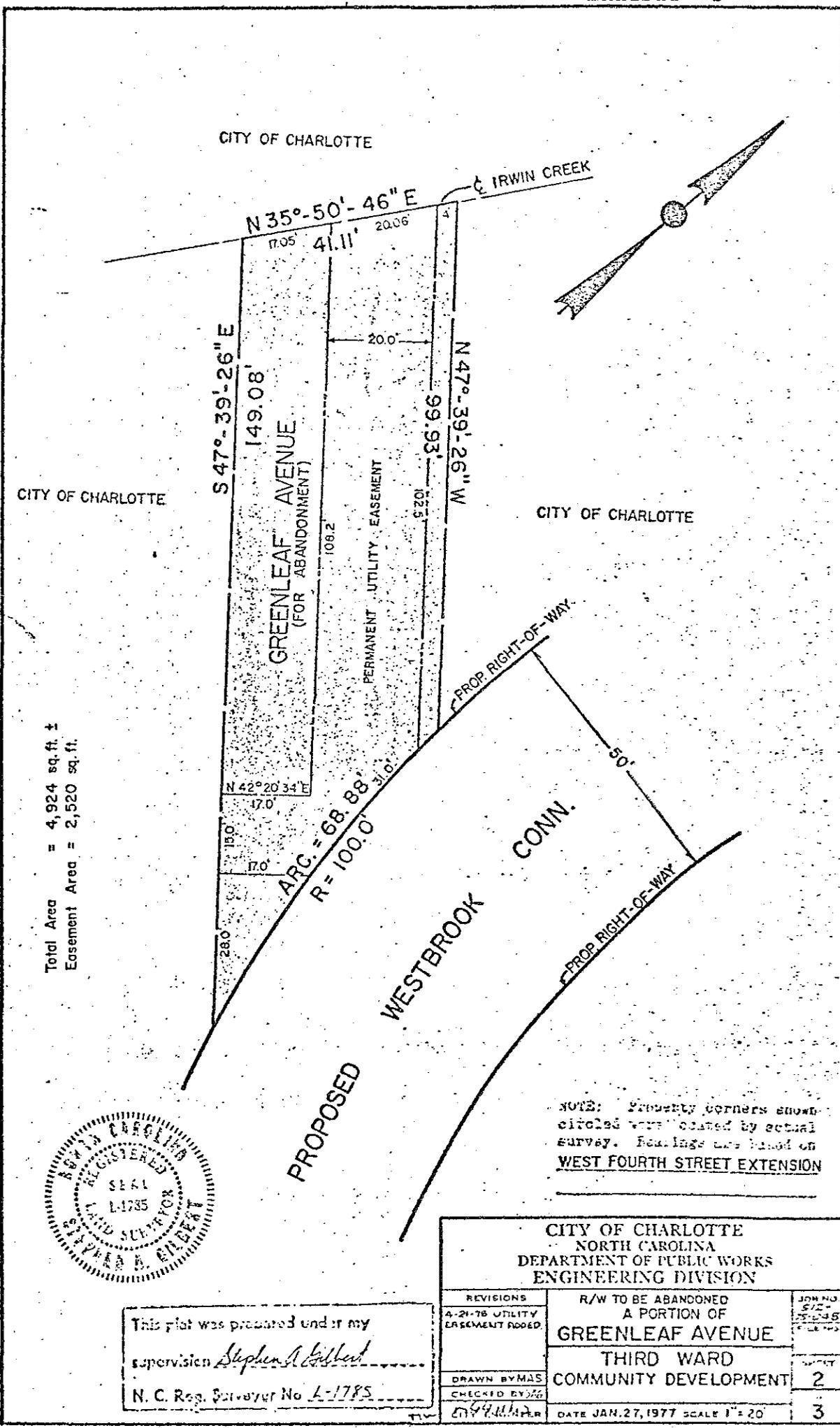
Third Ward Community Development Target Area  
Abandonment of Portions of Existing Street Rights-of-Way

1. That certain portion of Westbrook Drive in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "Third Ward Community Development Target Area, Right-of-Way To Be Abandoned, a Portion of Westbrook Drive" prepared by City of Charlotte, Department of Public Works, Engineering Division, dated January 27, 1977, revised April 21, 1978, April 28, 1978, and May 17, 1978, being more specifically described as follows:

BEGINNING at a point, said point being the intersection of the northern right-of-way margin of Westbrook Drive and the southern right-of-way margin of West Fourth Street Extension and running thence in a southeasterly direction with the arc of a circular curve to the right having a radius of 50.00 feet, an arc distance of 25.66 feet to a point; thence in a southeasterly direction with an arc of a circular curve to the left having a radius of 51.83 feet, an arc distance of 30.33 feet to a point; thence in a southwesterly direction with an arc of a circular curve to the left having a radius of 100.00 feet, an arc distance of 104.44 feet to a point; thence in a northerly direction with an arc of a circular curve to the right having a radius of 50.00 feet, an arc distance of 76.27 feet to a point in the southern right-of-way margin of West Fourth Street Extension; thence in a southeasterly direction following along the southern right-of-way margin of West Fourth Street Extension, S. 83-31-30 E. 76.61 feet to the point or place of Beginning, and containing approximately 4,345 square feet.

2. That certain portion of Greenleaf Avenue in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "Third Ward Community Development Target Area, Right-of-Way To Be Abandoned, a Portion of Greenleaf





Total Area = 4,924 sq. ft. ±  
Easement Area = 2,520 sq. ft.

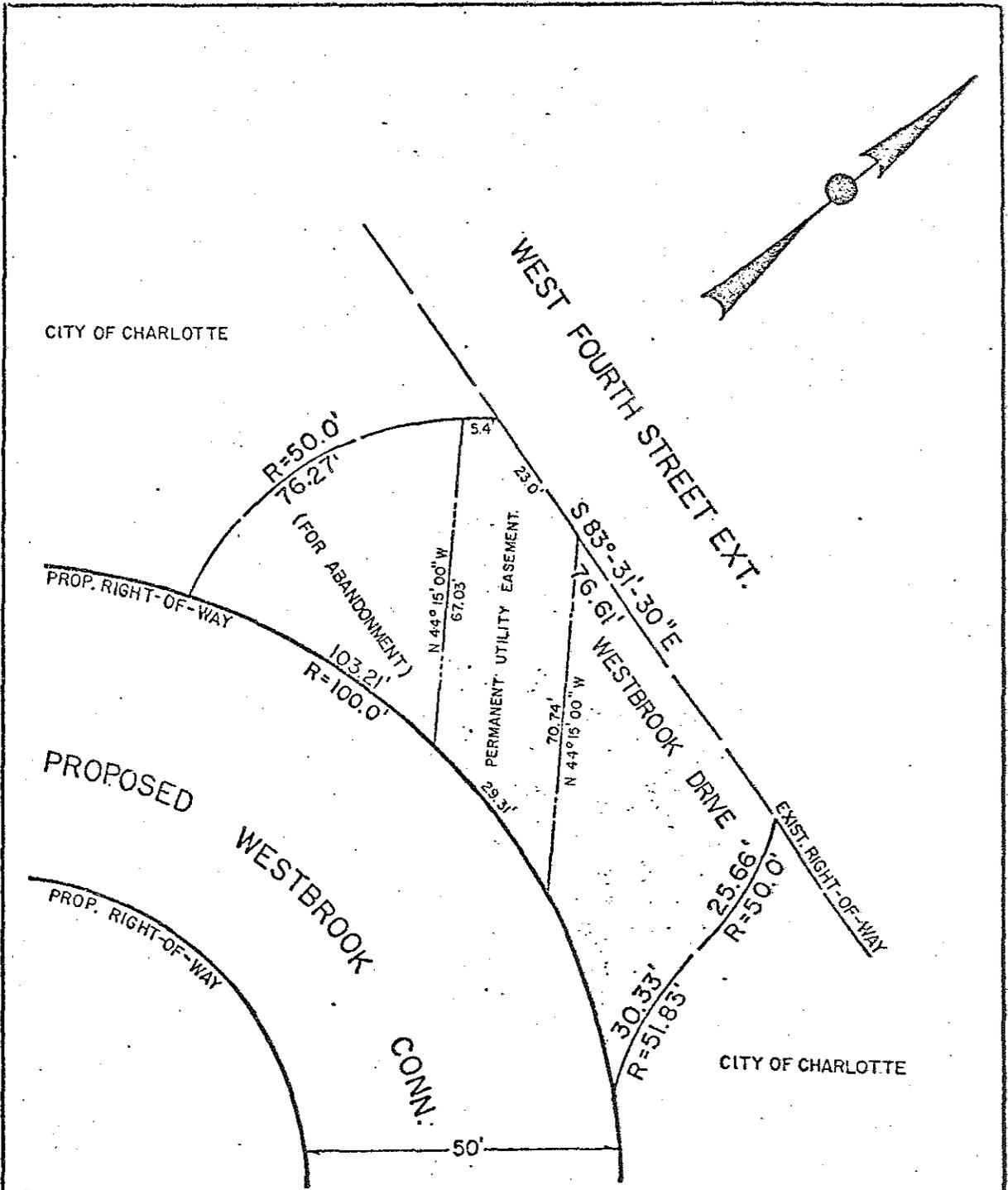


NOTE: Property corners shown circled were located by actual survey. Bearings are based on WEST FOURTH STREET EXTENSION

This plat was prepared under my supervision *Stephen A. Gilbert*  
N. C. Reg. Surveyor No. L-1785

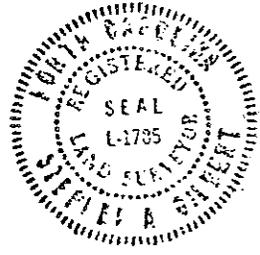
CITY OF CHARLOTTE NORTH CAROLINA DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION		
REVISIONS 4-21-78 UTILITY EASEMENT ADDED	R/W TO BE ABANDONED A PORTION OF <b>GREENLEAF AVENUE</b>	JOB NO 512- 25-235 FILE NO
DRAWN BY MAS CHECKED BY JTG	THIRD WARD COMMUNITY DEVELOPMENT	SHEET 2
DATE JAN. 27, 1977 SCALE 1" = 20'		3





Total Area = 4,345 sq. ft. ±  
 Easement Area = 1,407 sq. ft.

NOTE: Property corners and circles are located by survey. West side is adjacent to WEST FOURTH STREET EXTENSION



This plan was prepared under my supervision, *Stephen A. Gilbert*  
 N.C. Reg. Surveyor No. L-1785

CITY OF CHARLOTTE NORTH CAROLINA DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION		
REVISIONS 4-21-78 UTILITY EASEMENT DOGED 4-28-78 UTILITY ERSMT. REVISED 5-17-78 MCGUIRE Corp. 7-5-78 25-0-78 5-78	R/W TO BE ABANDONED A PORTION OF <b>WESTBROOK DRIVE</b> THIRD WARD COMMUNITY DEVELOPMENT	JOB NO. 512- 5-6-78 FILE NO. SHEET 1 OF 3
DRAWN BY: MAS CHECKED BY: [Signature]	DATE: JAN. 27, 1977 SCALE: NONE	

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CITY OF CHARLOTTE

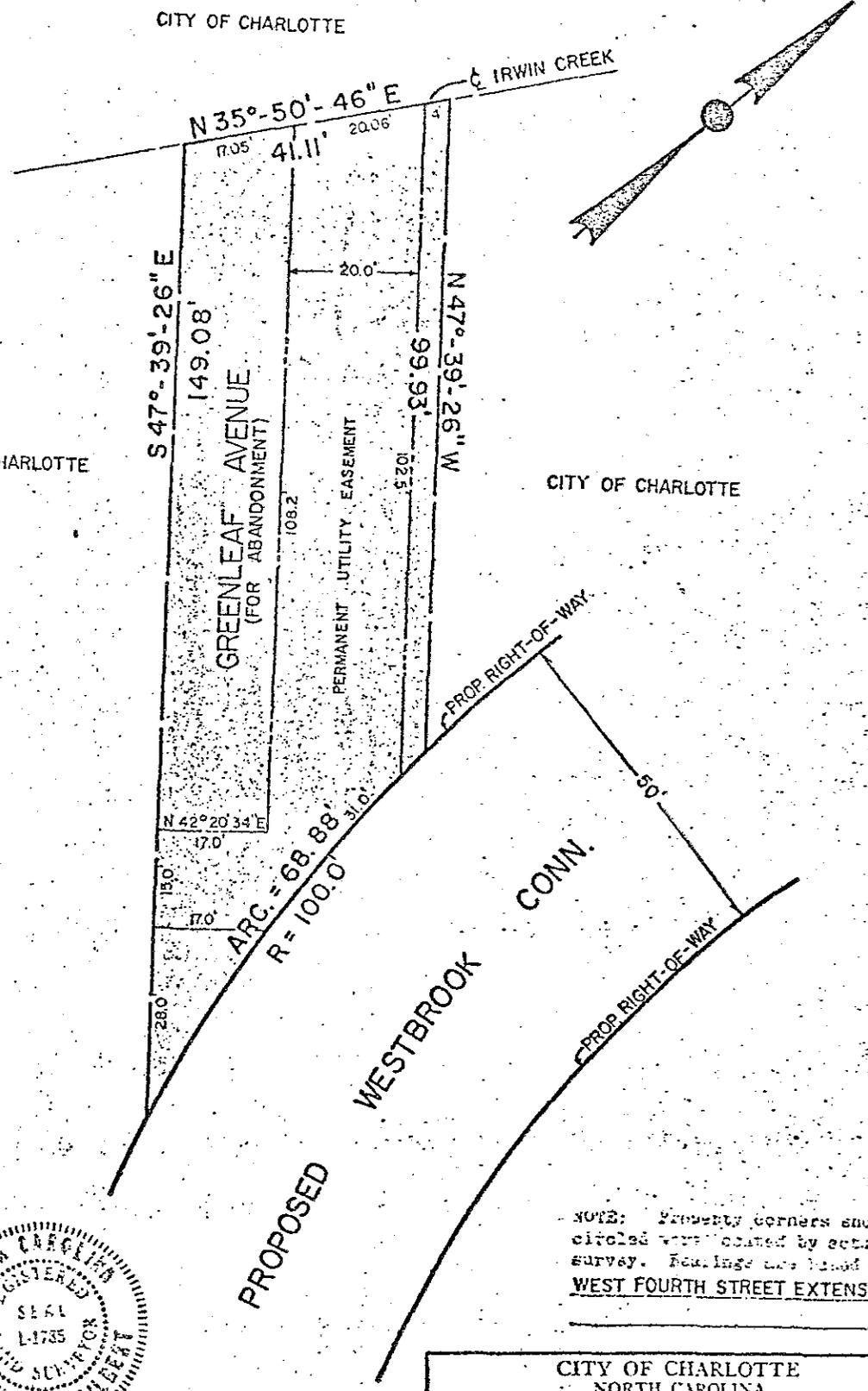
CITY OF CHARLOTTE

CITY OF CHARLOTTE

Total Area = 4,924 sq. ft. ±  
Easement Area = 2,520 sq. ft.



This plot was prepared under my supervision *Stephen A. Gilbert*  
N. C. Reg. Surveyor No. *L-1785*



NOTE: Property corners shown circled were located by actual survey. Bearings are based on WEST FOURTH STREET EXTENSION

CITY OF CHARLOTTE NORTH CAROLINA DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION		
REVISIONS	R/W TO BE ABANDONED A PORTION OF <b>GREENLEAF AVENUE</b>	JOB NO. 512- 25245
4-21-76 UTILITY EASEMENT ADDED.	THIRD WARD COMMUNITY DEVELOPMENT	SHEET <b>2</b>
DRAWN BY: MMS	CHECKED BY: JAG	DATE JAN. 27, 1977 SCALE 1" = 20'
CITY ENGINEER		<b>3</b>

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12

September 18, 1978  
Resolutions Book 13 - Page 443

North Carolina, said portions of said streets being more particularly described in Exhibit "A" hereto attached and made a part hereof, it appearing to the satisfaction of the City Council that the closing of those portions of said streets 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.

BE IT FURTHER RESOLVED that the closing of those certain portions of Westbrook Drive and Greenleaf Avenue described in Exhibit "A" attached hereto be, and the same are hereby made subject to the right of the City of Charlotte to use portions of said tracts of land as described in Exhibit "A" for the purpose of laying, constructing, re-constructing, and maintaining one or more than one sewer and/or water 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 described in Exhibit "B" attached hereto for the aforementioned purposes, said rights-of-way and/or easements being shown on a plat entitled "Third Ward Community Development Target Area, Right-of-Way to Be Abandoned a Portion of Westbrook Drive," prepared by City of Charlotte, Department of Public Works, Engineering Division, dated January 27, 1977, revised April 21, 1978, April 28, 1978, and May 17, 1978, a copy of which is hereto attached and marked Exhibit "C" and incorporated herein by this reference and on a plat entitled "Third Ward Community Development Target Area, Right-of-Way to Be Abandoned a Portion of Greenleaf Avenue," prepared by City of Charlotte, Department of Public Works, Engineering Division, dated January 27, 1977, revised April 21, 1978, a copy of which is hereto attached and marked Exhibit "D" 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:

s/ 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 18th day of September, 1978, the reference having been made in the minutes of the meeting, and recorded in full in Resolutions Book 13, beginning at Page 442.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 19th day of September, 1978.

-2-

Ruth Armstrong  
Ruth Armstrong, City Clerk

September 18, 1978  
Resolutions Book 13 - Page 444

RESOLUTION CLOSING CERTAIN PORTION OF  
WEST SEVENTH 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 West Seventh 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

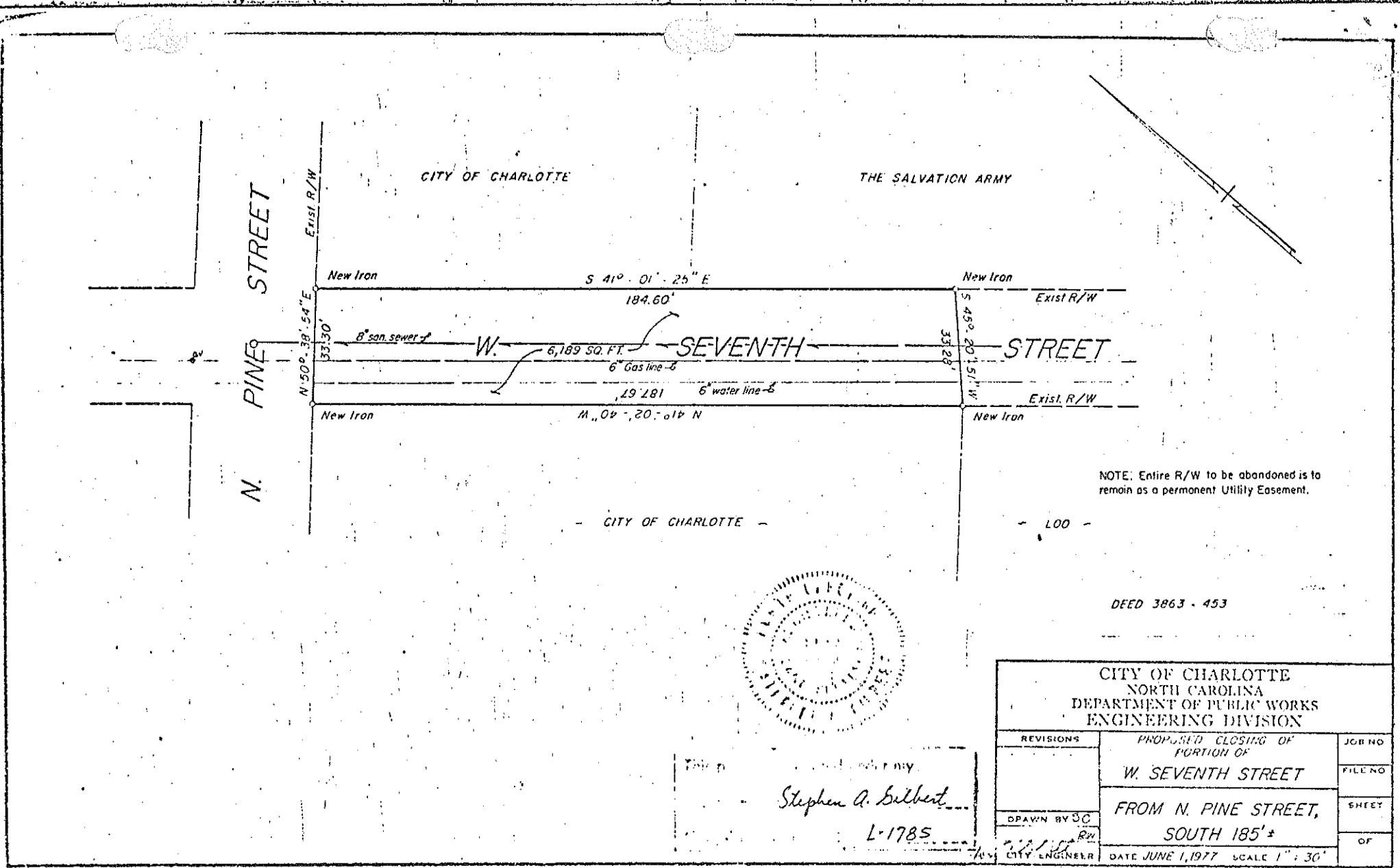
WHEREAS, said public hearing was held on the 18th day of September, 1978; and

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 Salvation Army; 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 West Seventh Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled Proposed Closing of Portion of West Seventh Street From N. Pine Street 185' South +, prepared by City of Charlotte, Department of Public Works, Engineering Division, dated June 1, 1977, Revised June 1, 1978, 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 and that no individual, firm, or corporation owning property in the vicinity thereof will



CITY OF CHARLOTTE

THE SALVATION ARMY

N. PINE STREET

EXIST. R/W

N 50° 38' 54" E  
33.30'

New Iron

S 41° 01' 25" E

184.60'

New Iron

EXIST. R/W

S 45° 20' 51" W  
33.28'

8" san sewer

W.

6,189 SQ. FT.

6" Gas line

SEVENTH STREET

187.67'

6" water line

EXIST. R/W

New Iron

N 41° 20' 40" W

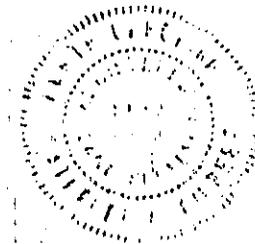
New Iron

CITY OF CHARLOTTE

LOD

NOTE: Entire R/W to be abandoned is to remain as a permanent Utility Easement.

DEED 3863 - 453



Drawn by  
*Stephen A. Gilbert*  
 L-1785  
 CITY ENGINEER

CITY OF CHARLOTTE NORTH CAROLINA DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION		
REVISIONS	PROPOSED CLOSING OF PORTION OF W. SEVENTH STREET	JOB NO.
	FROM N. PINE STREET, SOUTH 185' ±	FILE NO.
DRAWN BY SC		SHEET
CITY ENGINEER	DATE JUNE 1, 1977 SCALE 1" = 30'	OF

APPROVED W

200



Fourth Ward Redevelopment Area  
Abandonment of Portions of Existing Street Right-of-Way

1. That certain portion of West Seventh Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "Proposed Closing of Portion of West Seventh Street From N. Pine Street 185' South +", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated June 1, 1977, Revised June 1, 1978, being more specifically described as follows:

BEGINNING at a new iron, said iron being the intersection of the northerly right-of-way line of West Seventh Street with the easterly right-of-way line of North Pine Street, and running thence with said northerly right-of-way line of West Seventh Street, S. 41-01-25 E. 184.60 feet to a new iron lying on the northerly right-of-way line of West Seventh Street; thence across the right-of-way of West Seventh Street S. 45-20-51 W. 33.28 feet to a new iron, said iron lying on the southerly right-of-way line of West Seventh Street; thence with said southerly right-of-way line of West Seventh Street N. 41-02-40 W. 187.67 feet to a new iron, said iron being the intersection of said southerly right-of-way line of West Seventh Street with the easterly right-of-way line of N. Pine Street; and running thence N. 50-38-54 E. 33.30 feet to the point or place of Beginning, and containing approximately 6,189 square feet.

10



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 West Seventh 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 sewer and/or water 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 Proposed Closing of Portion of West Seventh Street From N. Pine Street 185' South +, prepared by City of Charlotte, Department of Public Works, Engineering Division, dated June 1, 1977, revised June 1, 1978, 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:

s/ 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 Resolutions adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 18th day of September, 1978, the reference having been made in the minutes of the meeting, and recorded in full in Resolutions Book 13, beginning at Page 444.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 19th day of September, 1978.

Ruth Armstrong  
Ruth Armstrong, City Clerk

Copy of a Resolution Passed by the City Council  
of the City of Charlotte, North Carolina

The following resolution was introduced, and Councilman Cox  
moved that it be adopted. The motion was seconded by Councilman Selden,  
and, upon being put to a vote, the resolution was unanimously  
carried;

WHEREAS, the City of Charlotte and the North Carolina Department of  
Transportation propose to make certain traffic control improvements under  
Project 9.8109005, Mecklenburg County, said project to consist of the in-  
stallation of a 2 phase fully actuated traffic control signal at the inter-  
section of NC 24 - 27 (Albemarle Road) and Winterhaven Drive; and,

WHEREAS, the City of Charlotte desires to enter into a municipal  
agreement with the Department of Transportation whereby the City of Charlotte  
shall purchase and install the required traffic signal equipment for the  
project, and whereby the Department of Transportation shall reimburse the City  
of Charlotte up to a maximum amount of \$8,500.00 for the costs of the signal  
equipment; and,

WHEREAS, under the terms of the agreement, if the costs of said signal  
equipment is less than \$8,500.00, said Department of Transportation will re-  
imburse the City the actual costs thereof; however, in the event the signal  
equipment costs exceed \$8,500.00, the City of Charlotte will bear the excess  
costs of said equipment.

NOW, THEREFORE, BE IT RESOLVED that the agreement for Project 9.8109005,  
Mecklenburg County, is hereby formally approved by the City Council of the  
City of Charlotte and the Mayor and the City Clerk (or Manager) of this  
Municipality are empowered to sign and execute the required agreement between  
the City of Charlotte and the Department of Transportation.

This Resolution was passed and adopted the 18th day of September,  
1978.

I, Ruth Armstrong, Clerk (~~or Manager~~) of the City of Charlotte,  
North Carolina, do hereby certify that the foregoing is a true and correct  
copy of excerpts from the minutes of the City Council of this Municipality;

WITNESS, my hand and the official seal of the City of Charlotte on this  
19th day of September, 1978.

SEAL OF  
MUNICIPALITY

*Ruth Armstrong*  
CLERK (OR MANAGER)  
CITY OF CHARLOTTE  
NORTH CAROLINA

Copy of a Resolution Passed by the City Council  
of the City of Charlotte, North Carolina

The following resolution was introduced, and Councilman Selden  
moved that it be adopted. The motion was seconded by Councilman Cox  
and, upon being put to a vote, the resolution was unanimously  
carried;

WHEREAS, the City of Charlotte and the North Carolina Department of  
Transportation, on the 20th day of March, 1972, entered into a municipal  
agreement as to the construction of a portion of the Charlotte Inner Belt  
Loop from Park Road to Monroe Road, under Project 9.8100364, Mecklenburg  
County; and,

WHEREAS, construction has been completed, or is nearing completion, on  
said portion of the Inner Belt Loop, and the City of Charlotte desires to  
enter into a supplemental agreement with the Department of Transportation  
for the installation of traffic signals at the following intersections of  
the Inner Belt Loop:

1. Woodlawn Road (SR 3814) and Shopping Center Drive
2. Woodlawn Road (SR 3814) and Selwyn Avenue
3. Runnymede Lane and Barclay Downs Road
4. Runnymede Lane and Sharon Road (SR 3600)
5. Wendover Road (SR 3601) and Sharon Road (SR 3600)
6. Wendover Road (SR 3601) and Providence Road (NC 16)
7. Wendover Road (SR 3601) and Randolph Road (SR 3502)
8. Wendover Road and Marvin Road
9. Wendover Road and Monroe Road (SR 3300); and,

WHEREAS, under the terms of the agreement, the City of Charlotte shall  
purchase and install the traffic signal equipment for the above mentioned  
intersections, and the Department of Transportation shall reimburse the City  
up to a maximum amount for the cost of the equipment and materials for each  
intersection with the total amount of maximum reimbursement being \$89,965.00,  
with reimbursement to be based upon actual costs of said equipment and  
materials.

NOW, THEREFORE, BE IT RESOLVED that the supplemental agreement for the  
installation of traffic signals at 9 intersections on the Inner Belt Loop is  
hereby formally approved by the City Council of the City of Charlotte and  
that the Mayor and the City Clerk (or Manager) of this Municipality are  
empowered to sign and execute the required agreement between the City  
of Charlotte and the Department of Transportation.

This resolution was passed and adopted the 18th day of September, 1978.  
Read, approved and adopted by the City Council in meeting on the 18th  
day of September, 1978, the reference having been made in Minute Book 69.

September 18, 1978  
Resolutions Book 13 - Page 448

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO WILLIAM P. RIDOUT, JR., AND WIFE, WILLIE T. RIDOUT, WILLIAM P. RIDOUT, III, AND WIFE, PEGGY H. RIDOUT, LOCATED AT 6808 WILKINSON BOULEVARD IN THE CITY OF CHARLOTTE FOR THE ANNEXATION AREA 8 SANITARY SEWER TRUNKS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to William P. Ridout, Jr., and wife, Willie T. Ridout, William P. Ridout, III, and wife, Peggy H. Ridout, located at 6808 Wilkinson Boulevard in the City of Charlotte for a perpetual easement for a sanitary sewer plus a temporary construction easement in connection with the Annexation Area 8 Sanitary Sewer Trunks; 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 in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of William P. Ridout, Jr., and wife, Willie T. Ridout, William P. Ridout, III, and wife, Peggy H. Ridout, located at 6808 Wilkinson Boulevard 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 \$900.00, 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 18th day of September, 1978, and the reference having been made in Minute Book 69 page \_\_\_\_\_ and recorded in full in Resolutions Book 13 page 448.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 19th day of September, 1978.

Ruth Armstrong  
Ruth Armstrong, City Clerk

September 18, 1978  
Resolutions Book 13 - Page 449

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO WILLIAM P. RIDOUT, JR., AND WIFE, WILLIE T. RIDOUT, LOCATED AT 6620 WILKINSON BOULEVARD IN THE CITY OF CHARLOTTE FOR THE ANNEXATION AREA 8 SANITARY SEWER TRUNKS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to William P. Ridout, Jr., and wife, Willie T. Ridout, located at 6620 Wilkinson Boulevard in the City of Charlotte for a perpetual easement for a sanitary sewer plus a temporary construction easement in connection with the Annexation Area 8 Sanitary Sewer Trunks; 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 in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of William P. Ridout, Jr., and wife, Willie T. Ridout, located at 6620 Wilkinson Boulevard 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 \$4,350.00, 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. Wadsworth 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 18th day of September, 1978, and the reference having been made in Minute Book 69, page and recorded in full in Resolutions Book 13, page 449.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 19th day of September, 1978.

Ruth Armstrong  
Ruth Armstrong, City Clerk

September 18, 1978  
Resolutions Book 13 - Page 450

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL AUTHORIZING THE CITY MANAGER AND HIS DESIGNEES TO EXECUTE ENCROACHMENT AGREEMENTS BETWEEN THE CITY OF CHARLOTTE AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION.

WHEREAS, it is necessary from time to time for the City of Charlotte to enter upon a state right of way under the authority of the North Carolina Department of Transportation in order to carry out a broad range of work activities, including but not limited to, utilities, street maintenance, driveway construction, development setbacks and lane additions, curb construction, traffic signals, traffic pavements markings, change lane geometrics, inter-sections improvements, and other such activities; and

WHEREAS, it is necessary for the City of Charlotte to execute encroachment agreements with the North Carolina Department of Transportation in order to receive permission to encroach upon the state right of way for the limited purpose of carrying out work activities like those identified above; and

WHEREAS, it is necessary to expedite as much as possible the execution of such encroachment agreements in order for the City of Charlotte to proceed with its work, to have the encroachment agreements executed as soon as possible by the North Carolina Department of Transportation, and to accommodate the interest of the citizens of Charlotte to have the encroachment agreements executed in order that work can proceed expeditiously.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Charlotte does hereby authorize the City Manager of the City of Charlotte and any designees so authorized in writing by the City Manager to execute encroachment agreements entered into between the City of Charlotte and the North Carolina Department of Transportation.

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 18th day of September, 1978, and the reference having been made in Minute Book 69, page \_\_\_\_\_, and recorded in full in Resolutions Book 13, page 450.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 19th day of September, 1978.

Ruth Armstrong  
Ruth Armstrong, City Clerk

A RESOLUTION PROVIDING FOR PUBLIC HEARING  
ON PETITIONS FOR SPECIAL USE PERMITS

WHEREAS, the City Council has received petitions for Special Use Permits, which petitions are numbered 78-47 and 78-53 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 City Council Chambers on the Second Floor of City Hall at 600 East Trade Street beginning at 2:00 o'clock P. M. on Tuesday, the 17th day of October, 1978 on petitions numbered 78-47 and 78-53.

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

APPROVED AS TO FORM:

s/ Henry W. Underhill, Jr.

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 18th day of September, 1978, the reference having been made in Minute Book 69, and recorded in full in Resolutions Book 13, at Page 451.

Ruth Armstrong  
City Clerk